

**1971  
LEGISLATIVE  
MANUAL**



**STATE OF WASHINGTON**

# Joint Rules, Rules of the Senate

AND

## Rules of the House

OF THE

State Legislature of Washington

TOGETHER WITH THE

**Declaration of Independence, Constitution of the  
U. S., Enabling Act, State Constitution and  
Amendments, Members of Congress,  
Supreme Court, State Officers and  
Members of the Legislature**



### FORTY-SECOND LEGISLATURE SESSION OF 1971

Lieutenant Governor

**JOHN A. CHERBERG,**  
*President of the Senate.*

**AL HENRY,**  
*President Pro Tempore.*

**JAMES E. KEEFE,**  
*Vice President Pro Tempore.*

**SID SNYDER,**  
*Secretary of the Senate.*

**WILLIAM GLEASON,**  
*Assistant Secretary.*

**CHARLES L. R. JOHNSON,**  
*Sergeant at Arms, Senate.*

**THOMAS A. SWAYZE,**  
**JR.,**  
*Speaker of the House.*

**THOMAS L. COPELAND,**  
*Speaker Pro Tempore.*

**MALCOLM "DUTCH"  
MCBEATH,**  
*Chief Clerk, House.*

**DONALD R. WILSON,**  
*Assistant Chief Clerk.*

**EUGENE A. PRINCE,**  
*Sergeant at Arms, House.*

**This Page Intentionally Left Blank**

# TABLE OF CONTENTS

---

	<i>Page</i>
Declaration of Independence.....	5
Constitution of the United States.....	11
Preamble .....	11
Text of the United States Constitution.....	11
Amendments to the Constitution of the U. S.	23
Enabling Act .....	31
State Constitution .....	46
Amendments to State Constitution.....	119
Index to State Constitution.....	149
Appendix, State Constitution.....	215
Joint Rules .....	253
Index to Joint Rules.....	269
Senate Rules .....	271
Index to Senate Rules.....	299
Senate Standing Committees.....	307
Senate Individual Committees.....	309
Senate Roster .....	313
House Officers .....	327
House Legislative Leaders.....	328
Votes Necessary on House Action.....	329
House Rules .....	331
Index to House Rules.....	359
Brief Summary of the House Rules.....	365
House Standing Committees.....	376
Individual Committee Assignments.....	378
House Roster .....	383
Members of the U. S. Congress.....	401
State Officials .....	401
Supreme and Superior Court Judges.....	403
County Population Statistics.....	406
County Officials .....	408
Members of the Press.....	418

**This Page Intentionally Left Blank**



## DECLARATION OF INDEPENDENCE

When, in the course of human events, it becomes necessary for one people to dissolve the political bands which have connected them with another, and to assume among the powers of the earth, the separate and equal station to which the Laws of Nature and of Nature's God entitle them, a decent respect to the opinions of mankind requires that they should declare the causes which impel them to the separation.

We hold these truths to be self-evident, that all men are created equal, that they are endowed by their Creator with certain unalienable Rights, that among these are Life, Liberty and the pursuit of Happiness. That to secure these rights, Governments are instituted among Men, deriving their just powers from the consent of the governed. That whenever any Form of Government becomes destructive of these ends, it is the Right of the People to alter or to abolish it, and to institute new Government, laying its foundation on such principles and organizing its powers in such form, as to them shall seem most likely to effect their Safety and Happiness. Prudence, indeed, will dictate that Governments long established should not be changed for light and transient causes; and accordingly all experience hath shewn, that mankind are more disposed to suffer, while evils are sufferable, than to right themselves by abolishing the forms to which they are accustomed. But when a long train of abuses and usurpations, pursuing invariably the same object, evinces a design to reduce them under absolute Despotism, it is their right, it is their duty, to throw off such Government, and to provide new Guards for their future security. Such has been the patient sufferance of these Colonies; and such is now the necessity which constrains them to alter their former Systems of Government. The history of the present King of Great Britain is a history of repeated injuries and usurpations, all having in direct object the establishment of an absolute Tyranny over these States. To prove this, let Facts be submitted to a candid world.

He has refused his Assent to Laws, the most wholesome and necessary for the public good. He has forbidden his Governors to pass Laws of immediate and pressing importance, unless suspended in their operation till his Assent should be obtained, and when so suspended, he has utterly neglected to attend to them.

He has refused to pass other Laws for the accommodation of large districts of people, unless those people would relinquish the right of Representation in the Legislature, a right inestimable to them and formidable to tyrants only.

He has called together legislative bodies at places, unusual, uncomfortable, and distant from the depository of their public Records, for the sole purpose of fatiguing them into compliance with his measures.

He has dissolved Representative Houses repeatedly, for opposing with manly firmness his invasions on the rights of the people.

He has refused for a long time, after such dissolutions, to cause others to be elected; whereby the Legislative powers, incapable of Annihilation, have returned to the People at large for their exercise; the State remaining in the meantime exposed to all the dangers of invasion from without, and convulsions within.

He has endeavored to prevent the population of these States; for that purpose obstructing the Laws for Naturalization of Foreigners; refusing to pass others to encourage their migrations hither, and raising the conditions of new Appropriations of Lands.

He has obstructed the Administration of Justice, by refusing his Assent to Laws for establishing Judiciary powers.

He has made Judges dependent on his Will alone, for the tenure of their offices, and the amount and payment of their salaries.

He has erected a multitude of New Offices, and sent hither swarms of Officers to harass our people, and eat out their substance.

He has kept among us, in times of peace, Standing Armies, without the Consent of our legislatures.

He has affected to render the Military independent of and superior to the Civil power.

He has combined with others to subject us to a jurisdiction foreign to our constitution and unacknowledged by our laws; giving his Assent to their Acts of pretended Legislation: For quartering large bodies of armed troops among us: For protecting them by a

mock Trial, from punishment for any Murders which they should commit on the Inhabitants of these States: For cutting off our Trade with all parts of the world: For imposing Taxes on us without our Consent: For depriving us in many cases of the benefits of Trial by Jury: For transporting us beyond Seas to be tried for pretended offenses: For abolishing the free System of English Laws in a neighbouring Province, establishing therein an Arbitrary government, and enlarging its Boundaries so as to render it at once an example and fit instrument for introducing the same absolute rule into these Colonies: For taking away our Charters, abolishing our most valuable Laws and altering fundamentally the Forms of our Governments: For suspending our own Legislatures and declaring themselves invested with power to legislate for us in all cases whatsoever.

He has abdicated Government hereby declaring us out of his Protection and waging War against us.

He has plundered our seas, ravaged our Coasts, burnt our towns, and destroyed the lives of our people.

He is at this time transporting large Armies of foreign Mercenaries to complete the works of death, desolation and tyranny, already begun with circumstances of cruelty and perfidy scarcely paralleled in the most barbarous ages, and totally unworthy the Head of a civilized nation.

He has constrained our fellow Citizens taken Captive on the high Seas to bear Arms against their Country, to become the executioners of their friends and Brethren, or to fall themselves by their Hands.

He has excited domestic insurrections amongst us, and has endeavoured to bring on the inhabitants of our frontiers, the merciless Indian Savages, whose known rule of warfare is an undistinguished destruction of all ages, sexes and conditions. In every stage of these Oppressions We have petitioned for Redress in the most humble terms. Our repeated Petitions have been answered only by repeated injury. A Prince, whose character is thus marked by every act which may define a Tyrant, is unfit to be the ruler of a free people. Nor have We been wanting in attention to our British brethren. We have warned them from time to time of



attempts by their legislature to extend an unwarrantable jurisdiction over us. We have reminded them of the circumstances of our emigration and settlement here. We have appealed to their native justice and magnanimity, and we have conjured them by the ties of our common kindred to disavow these usurpations, which would inevitably interrupt our connections and correspondence. They too have been deaf to the voice of justice and of consanguinity. We must, therefore, acquiesce in the necessity, which denounces our Separation, and hold them, as we hold the rest of mankind, Enemies in War, in Peace Friends.

We, THEREFORE, the Representatives of the United States of America, in General Congress, Assembled, appealing to the Supreme Judge of the world for the rectitude of our intentions do, in the Name, and by authority of the good People of these Colonies, solemnly publish and declare, That these United Colonies are, and of Right ought to be, Free and Independent States: that they are Absolved from all Allegiance to the British Crown, and that all political connection between them and the State of Great Britain is and ought to be totally dissolved; and that as Free and Independent States, they have full Power to levy War, conclude Peace, contract Alliances, establish Commerce, and to do all other Acts and Things which Independent States may of right do. And for the support of this Declaration, with a firm reliance on the protection of Divine Providence, we mutually pledge to each other our Lives, our Fortunes, and our sacred Honor.

# SUMMARY

## CONSTITUTION OF THE UNITED STATES

### ARTICLE I

Section 1. Legislative powers; in whom vested.

Sec. 2. House of Representatives, how and by whom chosen—Qualifications of a Representative—Representatives and direct taxes, how apportioned—Census—Vacancies to be filled—Power of choosing officers, and of impeachment.

Sec. 3. Senators, how and by whom chosen—How classified—State Executive to make temporary appointments, in case, etc.—Qualifications of a Senator—President of the Senate, his right to vote—President pro tem, and other officers of Senate, how chosen—Power to try impeachment—When President is tried, Chief Justice to preside—Sentence.

Sec. 4. Times, etc., of holding elections, how prescribed—One session in each year.

Sec. 5. Membership — Quorum — Adjournments — Rules—Power to punish or expel—Journal—Time of adjournment limited, unless, etc.

Sec. 6. Compensation — Privileges — Disqualification in certain cases.

Sec. 7. House to originate all revenue bills—Veto—Bill may be passed by two-thirds of each house notwithstanding, etc.—Bill not returned in ten days—Provisions as to all orders, etc., except, etc.

Sec. 8. Powers of Congress.

Sec. 9. Provision as to migration or importation of certain persons—Habeas Corpus—Bills of attainder, etc.—Taxes, how apportioned—No export duty—No commercial preference—No money drawn from treasury, unless, etc.—No titular nobility—Officers not to receive presents, unless, etc.

Sec. 10. States prohibited from the exercise of certain powers.

### ARTICLE II

Section 1. President; his term of office—Electors of President; number and how appointed—Electors to vote on same day—Qualification of President—On whom his duties devolve in case of his removal, death, etc.—President's compensation—His oath.

Sec. 2. President to be commander-in-chief—He may require opinion of, etc., and may pardon—Treaty-making power—Nomination of certain officers—When President may fill vacancies.

Sec. 3. President shall communicate to Congress—He may convene and adjourn Congress, in case, etc., shall receive ambassadors, execute laws, and commission officers.

Sec. 4. All civil offices forfeited for certain crimes.

### ARTICLE III

Section 1. Judicial power—Tenure—Compensation.

Sec. 2. Judicial power; to what cases it extends—Original jurisdiction of Supreme Court—Appellate—Trial by jury, except, etc.—Trial where.

Sec. 3. Treason defined—Proof of—Punishment of.

**ARTICLE IV**

Section 1. Each State to give credit to the public acts, etc., of every other State.

Sec. 2. Privileges of citizens of each State—Fugitives from justice to be delivered up—Persons held to service having escaped, to be delivered up.

Sec. 3. Admission of new States—Power of Congress over territory and other property.

Sec. 4. Republican form of government guaranteed—Each State to be protected.

**ARTICLE V**

Constitution; how amended—Proviso.

**ARTICLE VI**

Certain debts, etc., adopted—Supremacy of Constitution, treaties, and laws of the United States—Oath to support Constitution, by whom taken—No religious test.

**ARTICLE VII**

What ratification shall establish Constitution.

**AMENDMENTS**

- I. Religious establishments prohibited — Freedom of speech, of the press, and right to petition.
- II. Right to keep and bear arms.
- III. No soldier to be quartered in any house, unless, etc.
- IV. Right of search and seizure regulated.
- V. Provisions concerning prosecutions, trial and punishment—Private property not to be taken for public use, without, etc.
- VI. Further provisions respecting criminal prosecutions.
- VII. Right of trial by jury secured.
- VIII. Excessive bail or fines and cruel punishments prohibited.
- IX. Rule of construction.
- X. Same subject.
- XI. Same subject.
- XII. Manner of choosing President and Vice-president.
- XIII. Slavery abolished.
- XIV. Citizenship.
- XV. Right of suffrage.
- XVI. Income tax.
- XVII. Direct election of senators.
- XVIII. National prohibition.
- XIX. Woman suffrage.
- XX. Lame Duck.
- XXI. Repealing the XVIII amendment.
- XXII. Terms of office of President.
- XXIII. Sec. 1. Granting representation in the electoral college to the District of Columbia.  
Sec. 2. Legislation.
- XXIV. Sec. 1. Qualifications of electors; poll tax.  
Sec. 2. Legislation.

# COMPLETE TEXT CONSTITUTION OF THE UNITED STATES

## PREAMBLE

We, the People of the United States, in order to form a more perfect union, establish justice, insure domestic tranquility, provide for the common defense, promote the general welfare, and secure the blessings of liberty to ourselves and our posterity, do ordain and establish this constitution for the United States of America.

## ARTICLE I

### Section 1

1. All legislative powers herein granted shall be vested in a congress of the United States, which shall consist of a senate and house of representatives.

### Section 2

1. The house of representatives shall be composed of members chosen every second year by the people of the several states; and the electors in each State shall have the qualifications requisite for electors of the most numerous branch of the State legislature.

2. No person shall be a representative who shall not have attained the age of twenty-five years, and been seven years a citizen of the United States, and who shall not, when elected, be an inhabitant of that State in which he shall be chosen.

3. Representatives and direct taxes shall be apportioned among the several States which may be included within this Union, according to their respective numbers, which shall be determined by adding to the whole number of free persons, including those bound to service for a term of years, and excluding Indians not taxed, three-fifths of all other persons. The actual enumeration shall be made within three years after the first meeting of the congress of the United States, and within every subsequent term of ten years, in such manner as they shall by law direct. The number of representatives shall not exceed one for every thirty thousand; but each State shall have at least one representative; and until such enumeration shall be made, the State of New Hampshire shall be entitled to choose three; Massachusetts, eight; Rhode Island and Providence Plantations, one; Connecticut, five; New York, six; New Jersey, four; Pennsylvania, eight; Delaware, one; Maryland, six; Virginia, ten; North Carolina, five; South Carolina, five; and Georgia, three.

4. When vacancies happen in the representation from any State, the executive authority thereof shall issue writs of election to fill such vacancies.

5. The house of representatives shall choose their speaker and other officers, and shall have the sole power of impeachment.

**Section 3**

1. The senate of the United States shall be composed of two senators from each State, chosen by the legislature thereof, for six years; and each senator shall have one vote.

2. Immediately after they shall be assembled in consequence of the first election, they shall be divided as equally as may be into three classes. The seats of the senators of the first class shall be vacated at the expiration of the second year, of the second class at the expiration of the fourth year, and of the third class at the expiration of the sixth year, so that one-third may be chosen every second year; and if vacancies happen, by resignation or otherwise, during the recess of the legislature of any State, the executive thereof may make temporary appointments until the next meeting of the legislature, which shall then fill such vacancies.

3. No person shall be a senator who shall not have attained to the age of thirty years, and been nine years a citizen of the United States, and who shall not, when elected, be an inhabitant of that State for which he shall be chosen.

4. The vice-president of the United States shall be president of the senate, but shall have no vote unless they be equally divided.

5. The senate shall choose their other officers, and also a president pro tempore, in the absence of the vice-president, or when he shall exercise the office of president of the United States.

6. The senate shall have the sole power to try all impeachments. When sitting for that purpose, they shall be on oath or affirmation. When the president of the United States is tried, the chief justice shall preside; and no person shall be convicted without the concurrence of two-thirds of the members present.

7. Judgment in cases of impeachment shall not extend further than to removal from office, and disqualification to hold and enjoy any office of honor, trust, or profit under the United States; but the party convicted shall nevertheless be liable and subject to indictment, trial, judgment and punishment, according to law.

**Section 4**

1. The times, place, and manner of holding elections for senators and representatives shall be prescribed in each State by the legislature thereof; but the congress may at any time by law make or alter such regulations, except as to the places of choosing senators.

2. The congress shall assemble at least once in every year; and such meeting shall be on the first Monday in December, unless they shall by law appoint a different day.\*

---

\* See Amendment XX.

**Section 5**

1. Each house shall be the judge of the elections, returns and qualifications of its own members, and a majority of each shall constitute a quorum to do business; but a smaller number may adjourn from day to day, and may be authorized to compel the attendance of absent members, in such manner and under such penalties as each house may provide.

2. Each house may determine the rules of its proceedings, punish its members for disorderly behavior, and with the concurrence of two-thirds, expel a member.

3. Each house shall keep a journal of its proceedings, and from time to time publish the same, excepting such parts as may, in their judgment, require secrecy; and the yeas and nays of the members of either house on any question shall at the desire of one-fifth of those present, be entered on the journal.

4. Neither house, during the session of congress, shall without the consent of the other, adjourn for more than three days, nor to any other place than that in which the two houses shall be sitting.

**Section 6**

1. The senators and representatives shall receive a compensation for their services, to be ascertained by law and paid out of the treasury of the United States. They shall, in all cases except treason, felony and breach of the peace, be privileged from arrest during their attendance at the session of their respective houses, and in going to and returning from the same; and for any speech or debate in either house, they shall not be questioned in any other place.

2. No senator or representative shall during the time for which he was elected, be appointed to any civil office under the authority of the United States, which shall have been created, or the emoluments whereof shall have been increased, during such time; and no person holding any office under the United States shall be a member of either house during his continuance in office.

**Section 7**

1. All bills for raising revenues shall originate in the house of representatives; but the senate may propose or concur with amendments as on other bills.

2. Every bill which shall have passed the house of representatives and the senate shall, before it become a law, be presented to the president of the United States; if he approve, he shall sign it; but, if not, he shall return it, with his objections, to that house in which it shall have originated; who shall enter the objections at large on their journal, and proceed to reconsider it. If, after such consideration, two-thirds of the house shall agree to pass the bill, it shall be sent, together with the objections, to the other house,

by which it shall likewise be reconsidered, and, if approved by two-thirds of that house, it shall become a law. But in all such cases, the votes of both houses shall be determined by yeas and nays, and the names of the persons voting for and against the bill shall be entered on the journal of each house respectively. If any bill shall not be returned by the president within ten days (Sunday excepted) after it shall have been presented to him, the same shall be a law in like manner as if he had signed it, unless the congress, by their adjournment, prevent its return, in which case it shall not be a law.

3. Every order, resolution or vote, to which the concurrence of the senate and house of representatives may be necessary (except on a question of adjournment), shall be presented to the president of the United States; and before the same shall take effect, shall be approved by him; or, being disapproved by him, shall be repassed by two-thirds of the senate and house of representatives, according to the rules and limitations prescribed in the case of a bill.

#### Section 8

The congress shall have power:

1. To lay and collect taxes, duties, imposts and excises; to pay the debts and provide for the common defense and general welfare of the United States; but all duties, imposts, and excises shall be uniform throughout the United States.

2. To borrow money on the credit of the United States.

3. To regulate commerce with foreign nations, and among the several States, and with the Indian tribes.

4. To establish an uniform rule of naturalization, and uniform laws on the subject of bankruptcies throughout the United States.

5. To coin money, regulate the value thereof, and of foreign coin, and fix the standard of weights and measures.

6. To provide for the punishment of counterfeiting the securities and current coin of the United States.

7. To establish post-offices and post-roads.

8. To promote the progress of science and useful arts, by securing for limited times, to authors and inventors, the exclusive right to their respective writings and discoveries.

9. To constitute tribunals inferior to the supreme court; to define and punish piracies and felonies committed on the high seas, and offenses against the law of nations.

10. To declare war, grant letters of marque and reprisal, and make rules concerning captures on land and water.

11. To raise and support armies; but no appropriation of money to that use shall be for a longer term than two years.

12. To provide and maintain a navy.

13. To make rules for the government and regulation of the land and naval forces.

14. To provide for calling forth the militia to execute the laws of the Union, suppress insurrections and repel invasions.

15. To provide for organizing, arming and disciplining the militia, and for governing such part of them as may be employed in the service of the United States, reserving to the States respectively the appointment of the officers and the authority of training the militia according to the discipline prescribed by congress.

16. To exercise exclusive legislation in all cases whatsoever, over such district (not exceeding ten miles square) as may, by cession of particular States, and the acceptance by congress, become the seat of government of the United States; and to exercise like authority over all places purchased, by the consent of the legislature of the State in which the same shall be, for the erection of forts, magazines, arsenals, dock-yards, and other needful buildings; and

17. To make all laws which shall be necessary and proper for carrying into execution the foregoing powers, and all other powers vested by this constitution in the government of the United States, or in any department or officer thereof.

### Section 9

1. The migration or importation of such persons as any of the States now existing shall think proper to admit, shall not be prohibited by the congress prior to the year one thousand eight hundred and eight; but a tax or duty may be imposed on such importation not exceeding ten dollars for each person.

2. The privilege of the writ of habeas corpus shall not be suspended, unless when, in cases of rebellion, or invasion, the public safety may require it.

3. No bill of attainder, or ex post facto law shall be passed.

4. No capitation or other direct tax shall be laid, unless in proportion to the census or enumeration herebefore directed to be taken.

5. No tax or duty shall be laid on articles exported from any State. No preference shall be given by any regulation of commerce or revenue to the ports of one State over those of another; nor shall vessels bound to or from one State be obliged to enter, clear or pay duties in another.

6. No money shall be drawn from the treasury, but in consequence of appropriations made by laws; and a regular statement and account of the receipts and expenditures of all public money shall be published from time to time.



7. No title of nobility shall be granted by the United States; and no person holding any office of profit or trust under them shall, without the consent of the congress, accept of any present, emolument, office, or title of any kind whatever, from any king, prince, or foreign state.

### Section 10

1. No State shall enter into any treaty alliance or confederation, grant letters of marque and reprisal; coin money; emit bills of credit; make anything but gold and silver coin a tender in payment of debts; pass any bill of attainder, ex post facto law, or law impairing the obligation of contracts; or grant any title of nobility.

2. No State shall, without the consent of the congress, lay any imposts or duties on imports or exports, except what may be absolutely necessary for executing its inspection laws, and the net produce of all duties and imposts laid by any State on imports or exports shall be for the use of the treasury of the United States, and all such laws shall be subject to the revision and control of the congress.

3. No State shall, without the consent of congress, lay any duty on tonnage, keep troops or ships of war in times of peace, enter into any agreement or compact with another State, or with a foreign power, or engage in war, unless actually invaded, or in such imminent danger as will not admit of delay.

## ARTICLE II

### Section 1

1. The executive power shall be vested in a president of the United States of America. He shall hold his office during the term of four years; and, together with the vice-president chosen for the same term, be elected as follows:

2. Each State shall appoint, in such manner as the legislature thereof may direct, a number of electors equal to the whole number of senators and representatives to which the State may be entitled in the congress, but no senator or representative, or person holding an office of trust or profit under the United States, shall be appointed an elector.

3. (The electors shall meet in their respective States, and vote by ballot for two persons, of whom one at least shall not be an inhabitant of the same State with themselves. And they shall make a list of all the persons voted for, and of the number of votes for each, which list they shall sign and certify, and transmit sealed to the seat of government of the United States, directed to the president of the senate. The president of the senate shall in the presence of the senate and the house of representatives, open all the certificates, and the votes shall then be counted. The person having the greatest number of votes shall be the president.

if such number be a majority of the whole number of electors appointed; and if there be more than one who have such majority, and have an equal number of votes, then the house of representatives shall immediately choose by ballot, one of them for president; and if no person have a majority, then, from the five highest on the list, the said house shall in like manner, choose the president. But in choosing the president, the vote shall be taken by States, the representation from each State having one vote; a quorum for this purpose shall consist of a member or members from two-thirds of the States, and a majority of all the States shall be necessary to a choice. In every case, after the choice of the president, the person having the greatest number of votes of the electors shall be the vice-president. But if there should remain two or more who have equal votes, the senate shall choose from them, by ballot, the vice-president.)\*

4. The congress may determine the time of choosing the electors, and the day on which they shall give their votes, which day shall be the same throughout the United States.

5. No person, except a natural born citizen, or a citizen of the United States at the time of the adoption of this constitution, shall be eligible to the office of president; neither shall any person be eligible to that office who shall not have attained to the age of thirty-five years, and been fourteen years a resident within the United States.

6. In case of the removal of the president from office, or of his death, resignation, or inability to discharge the powers and duties of the said office, the same shall devolve on the vice-president; and the congress may, by law, provide for the case of removal, death, resignation or inability, both of the president and vice-president, declaring what officer shall then act as president, and such officer shall act accordingly, until the disability be removed, or a president shall be elected.

7. The president shall, at stated times, receive for his services a compensation which shall neither be increased nor diminished during the period for which he shall have been elected; and he shall not receive within that period any other emolument from the United States, or any of them.

8. Before he enter on the execution of his office, he shall take the following oath or affirmation:

"I do solemnly swear (or affirm) that I will faithfully execute the office of President of the United States; and will, to the best of my ability, preserve, protect, and defend the constitution of the United States."

---

\* This paragraph has been superseded and annulled by the 12th amendment.

### Section 2

1. The president shall be commander-in-chief of the army and navy of the United States, and of the militia of the several states, when called into the actual service of the United States. He may require the opinion, in writing, of the principal officer in each of the executive departments, upon any subject relating to the duties of their respective offices; and he shall have power to grant reprieves and pardons for offense against the United States, except in cases of impeachment.

2. He shall have power, by and with the advice and consent of the senate, to make treaties, provided two-thirds of the senators present concur; and he shall nominate, and by and with the advice and consent of the senate shall appoint, ambassadors, other public ministers and consuls, judges of the supreme court, and all other officers of the United States whose appointments are not herein otherwise provided for, and which shall be established by law. But the congress may, by law, vest the appointment of such inferior officers as they think proper, in the president alone, in the courts of law, or in the heads of departments.

3. The president shall have power to fill up all vacancies that may happen during the recess of the senate, by granting commissions which shall expire at the end of their next session.

### Section 3

1. He shall, from time to time, give to the congress information of the state of the Union, and recommend to their consideration such measures as he shall judge necessary and expedient. He may, on extraordinary occasions, convene both houses, or either of them; and in case of disagreement between them, with respect to the time of adjournment, he may adjourn them to such time as he shall think proper. He shall receive ambassadors and other public ministers. He shall take care that the laws be faithfully executed; and shall commission all the officers of the United States.

### Section 4

1. The president, vice-president, and all civil officers of the United States, shall be removed from office on impeachment for, and conviction of treason, bribery or other high crimes and misdemeanors.

## ARTICLE III

### Section 1

1. The judicial power of the United States shall be vested in one supreme court, and in such inferior courts as the congress may, from time to time, ordain and establish. The judges, both of the supreme and inferior courts, shall hold their office during good behavior and shall, at stated times, receive for their services a compensation, which shall not be diminished during their continuance in office.

### Section 2

1. The judicial power shall extend to all cases in law and equity arising under this constitution, the laws of the United States, and treaties made, or which shall be made, under their authority; to all cases affecting ambassadors, other public ministers, and consuls; to all cases of admiralty and maritime jurisdiction; to controversies to which the United States shall be a party; to controversies between two or more States; between a State and citizens of another State; between citizens of different States, between citizens of the same State claiming lands under grants of different States, and between a State, or the citizens thereof, and foreign states, citizens or subjects.

2. In all cases affecting ambassadors, other public ministers, and consuls, and those in which a State shall be party, the supreme court shall have original jurisdiction. In all the other cases before mentioned the supreme court shall have appellate jurisdiction, both as to law and fact, with such exceptions and under such regulations as the congress shall make.

3. The trial of all crimes, except in cases of impeachment, shall be by jury, and such trial shall be held in the State where the said crimes shall have been committed; but when not committed within any State, the trial shall be at such place or places as the congress may by law have directed.

### Section 3

1. Treason against the United States shall consist only in levying war against them or in adhering to their enemies, giving them aid and comfort. No person shall be convicted of treason, unless on the testimony of two witnesses to the same overt act, or on confession in open court.

2. The congress shall have power to declare the punishment of treason; but no attainder of treason shall work corruption of blood, or forfeiture, except during the life of the person attainted.

## ARTICLE IV

### Section 1

1. Full faith and credit shall be given in each State to the public acts, records, and judicial proceedings of every other State; and the congress may, by general laws, prescribe the manner in which such acts, records and proceedings shall be proved, and the effect thereof.

### Section 2

1. The citizens of each State shall be entitled to all privileges and immunities of citizens in the several States.

2. A person charged in any State with treason, felony, or other crime, who shall flee from justice and be found in another State, shall, on demand of

the executive authority of the State from which he fled, be delivered up, to be removed to the State having jurisdiction of the crime.

3. No person held to service or labor in one State under the laws thereof, escaping into another, shall in consequence of any law or regulation therein, be discharged from such service or labor; but shall be delivered up on claim of the party to whom such service or labor may be due.

### Section 3

1. New States may be admitted by the congress into this Union; but no new State shall be formed or erected within the jurisdiction of any other State, nor any State be formed by the junction of two or more States or parts of States, without the consent of the legislatures of the States concerned, as well as of the congress.

2. The congress shall have power to dispose of and make all needful rules and regulations respecting the territory or other property belonging to the United States; and nothing in this constitution shall be so construed as to prejudice any claims of the United States, or of any particular State.

### Section 4

1. The United States shall guarantee to every State in this Union a republican form of government, and shall protect each of them against invasion; and on application of the legislature or of the executive (when the legislature cannot be convened) against domestic violence.

## ARTICLE V

1. The congress, whenever two-thirds of both houses shall deem it necessary, shall propose amendments to this constitution; or, on the application of the legislatures of two-thirds of the several States, shall call a convention for proposing amendments which, in either case, shall be valid to all intents and purposes, as part of this constitution, when ratified by the legislatures of three-fourths of the several States, or by conventions in three-fourths thereof, as the one or the other mode of ratification may be proposed by the congress; provided that no amendment, which may be made prior to the year one thousand eight hundred and eight, shall in any manner affect the first and fourth clauses in the ninth section of the first article, and that no State, without its consent, shall be deprived of its equal suffrage in the senate.

## ARTICLE VI

1. All debts contracted and engagements entered into before the adoption of this constitution shall be as valid against the United States under this constitution as under the confederation.

2. This constitution, and the laws of the United States which shall be made in pursuance thereof, and all treaties made, or which shall be made, under the authority of the United States shall be the supreme law of the land; and the judges in every State shall be bound thereby, anything in the constitution or laws of any State to the contrary notwithstanding.

3. The senators and representatives before mentioned, and the members of the several State legislatures, and all executive and judicial officers, both of the United States and of the several States, shall be bound by oath or affirmation to support this constitution; but no religious test shall ever be required as a qualification to any office or public trust under the United States.

### ARTICLE VII

1. The ratification of the conventions of nine States shall be sufficient for the establishment of this constitution between the States so ratifying the same.

Done in convention by the unanimous consent of the States present, the seventeenth day of September, in the year of our Lord one thousand seven hundred and eighty-seven, and of the Independence of the United States of America the twelfth. In witness whereof we have hereunto subscribed our names.

GEO. WASHINGTON,  
President, and Deputy from Virginia.

#### New Hampshire

John Langdon,

Nicholas Gilman.

#### Massachusetts

Nathaniel Gorman,

Rufus King.

#### Connecticut

Wm. Saml. Johnson,

Roger Sherman.

#### New York

Alexander Hamilton.

#### New Jersey

Wil. Livingston,  
David Brearley,

Wm. Paterson,  
Jona. Dayton.

#### Pennsylvania

B. Franklin,  
Robt. Morris,  
Thomas Fitzsimmons,  
James Wilson,

Thomas Mifflin,  
Geo. Clymer,  
Jared Ingersoll,  
Gouv. Morris.

**Delaware**

Geo. Read,  
John Dickinson,  
Jaco. Broom,

Richard Bassett,  
Gunning Bedford, Jr.

**Maryland**

James McHenry,  
Danl. Carroll,

Dan of St. Thos. Jenifer.

**Virginia**

John Blair,

James Madison, Jr.

**North Carolina**

Wm. Blount,  
Hu. Williamson,

Richd. Dobbs Spaight.

**South Carolina**

J. Rutledge,  
Charles Pinckney,

Charles Cotesworth  
Pinckney,  
Pierce Butler.

**Georgia**

William Few,

Abr. Baldwin.

**Attest:**

**WILLIAM JACKSON, Secretary**

**AMENDMENTS  
TO THE CONSTITUTION OF THE  
UNITED STATES**

The following amendments were proposed at the first session of the first congress of the United States, which was begun and held at the city of New York on the 4th day of March, 1789, and were adopted by the requisite number of States. Laws of the U. S., vol. 1, page 82.

(The following preamble and resolution preceded the original proposition of the amendments, and as they have been supposed to have an important bearing on the construction of those amendments, they are here inserted. They will be found in the journals of the first session of the first congress.)

**CONGRESS OF THE UNITED STATES  
Begun and held at the city of New York, on  
Wednesday, the 4th day of March, 1789**

The conventions of a number of states having, at the time of their adopting the constitution, expressed a desire, in order to prevent misconstruction or abuse of its powers, that further declaratory and restrictive clauses should be added, and as extending the ground of public confidence in the government will best insure the beneficent ends of its institution:

Resolved, By the Senate and House of Representatives of the United States of America, in congress assembled, two-thirds of both houses concurring, that the following articles be proposed to the legislatures of the several States, as amendments to the constitution of the United States; all or any of which articles, when ratified by three-fourths of the said legislatures, to be valid to all intents and purposes, as part of said constitution, namely:

**AMENDMENT I (1791)**

Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech or of the press; or the right of the people peaceably to assemble, and to petition the government for a redress of grievances.

**AMENDMENT II (1791)**

A well regulated militia being necessary to the security of a free State, the right of the people to keep and bear arms shall not be infringed.

**AMENDMENT III (1791)**

No soldier shall, in time of peace, be quartered in any house without the consent of the owner, nor in time of war but in a manner to be prescribed by law.



**AMENDMENT IV (1791)**

The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated; and no warrants shall issue but upon probable cause, supported by oath or affirmation, and particularly describing the place to be searched and the person or things to be seized.

**AMENDMENT V (1791)**

No person shall be held to answer for a capital or otherwise infamous crime, unless on a presentment or indictment of a grand jury, except in cases arising in the land or naval forces, or in the militia, when in actual service in time of war or public danger; nor shall any person be subject for the same offense to be twice put in jeopardy of life or limb, nor shall be compelled in any criminal case, to be a witness against himself; nor be deprived of life, liberty, or property, without due process of law; nor shall private property be taken for public use without just compensation.

**AMENDMENT VI (1791)**

In all criminal prosecutions, the accused shall enjoy the right to a speedy and public trial, by an impartial jury of the State and district wherein the crime shall have been committed, which district shall have been previously ascertained by law; and to be informed of the nature and cause of the accusation; to be confronted with the witnesses against him; to have compulsory process for obtaining witnesses in his favor, and to have the assistance of counsel for his defense.

**AMENDMENT VII (1791)**

In suits at common law, where the value in controversy shall exceed twenty dollars, the right of trial by jury shall be preserved; and no fact tried by a jury shall be otherwise re-examined in any court of the United States, than according to the rules of the common law.\*

**AMENDMENT VIII (1791)**

Excessive bail shall not be required, nor excessive fines imposed, nor cruel and unusual punishment inflicted.

**AMENDMENT IX (1791)**

The enumeration in the constitution of certain rights shall not be construed to deny or disparage others retained by the people.

**AMENDMENT X (1791)**

The powers not delegated to the United States by the constitution, nor prohibited by it to the States,

---

\* This affects only United States courts.

are reserved to the States respectively, or to the people.

(The following amendment was proposed at the second session of the third congress. It is printed in the Laws of the United States, vol. 1, p. 73, as article 11.)

#### AMENDMENT XI (1798)

The judicial power of the United States shall not be construed to extend to any suit in law or equity, commenced or prosecuted against one of the United States by citizens of another State, or by citizens or subjects of any foreign state.

(The three following sections were proposed as amendments at the first session of the eighth congress. They are printed in the Laws of the United States as article 12.)

#### AMENDMENT XII (1804)

1. The electors shall meet in their respective States, and vote by ballot for president and vice-president, one of whom at least shall not be an inhabitant of the same State with themselves. They shall name in their ballots the person voted for as president, and in distinct ballots persons voted for as vice-president; and they shall make distinct lists of all persons voted for as president, and of all persons voted for as vice-president, and of the number of votes for each; which lists they shall sign and certify and transmit sealed to the seat of government of the United States, directed to the president of the senate. The president of the senate shall, in the presence of the senate and house of representatives, open all the certificates, and the votes shall then be counted. The person having the greatest number of votes for president shall be president, if such number be a majority of the whole number of electors appointed; and if no person have such majority, then from the persons having the highest numbers, not exceeding three, on the list of those voted for as president, the house of representatives shall choose immediately, by ballot, the president. But in choosing the president, the votes shall be taken by States, the representation from each State having one vote; a quorum for this purpose shall consist of a member or members from two-thirds of the States, and a majority of all the States shall be necessary to a choice. And if the house of representatives shall not choose a president, whenever the right of choice shall devolve upon them, before the fourth day of March next following, then the vice-president shall act as president as in the case of the death or other constitutional disability of the president.\*

2. The person having the greatest number of votes as vice-president shall be the vice-president if such number be a majority of the whole number of electors appointed, and if no person have a majority, then

\* See Amendment XX.

from the two highest numbers on the list the senate shall choose the vice-president. A quorum for the purpose shall consist of two-thirds of the whole number of senators, and a majority of the whole number shall be necessary to a choice.

3. But no person constitutionally ineligible to the office of president shall be eligible to that of vice-president of the United States.

### **AMENDMENT XIII (1865)**

#### **Section 1**

Neither slavery nor involuntary servitude, except as a punishment for crime, whereof the party shall have been duly convicted, shall exist within the United States, or any place subject to their jurisdiction.

#### **Section 2**

Congress shall have power to enforce this article by appropriate legislation.

### **AMENDMENT XIV (1868)**

#### **Section 1**

All persons born or naturalized in the United States, and subject to the jurisdiction thereof, are citizens of the United States and of the State wherein they reside. No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty or property, without due process of law, nor deny to any person within its jurisdiction the equal protection of the laws.

#### **Section 2**

Representatives shall be apportioned among the several States according to their respective numbers, counting the whole number of persons in each State, excluding Indians not taxed. But when the right to vote at any election for the choice of electors for president and vice-president of the United States, representatives in congress, the executive and judicial officers of a State, or the members of the legislature thereof, is denied to any of the male inhabitants of such State, being twenty-one years of age, and citizens of the United States, or in any way abridged, except for participation in rebellion or other crime, the basis of representation therein shall be reduced in the proportion which the number of such male citizens shall bear to the whole number of male citizens twenty-one years of age in such State.

#### **Section 3**

No person shall be a senator or representative in congress, or elector of president and vice-president, or hold any office, civil or military, under the United States, or under any State, who, having previously

taken an oath as a member of congress, or as an officer of the United States, or as a member of any State legislature, or as an executive or judicial officer of any State, to support the constitution of the United States, shall have engaged in insurrection or rebellion against the same, or given aid or comfort to the enemies thereof. But congress may, by a vote of two-thirds of each house, remove such disability.

#### **Section 4**

The validity of the public debt of the United States authorized by law including debts incurred for payment of pensions and bounties for services in suppressing insurrection or rebellion, shall not be questioned. But neither the United States nor any State shall assume or pay any debt or obligation incurred in aid of insurrection or rebellion against the United States, or any claim for the loss or emancipation of any slave; but all such debts, obligations and claims shall be held illegal and void.

#### **Section 5**

The congress shall have power to enforce, by appropriate legislation, the provisions of this article.

### **AMENDMENT XV (1870)**

#### **Section 1**

The right of citizens of the United States to vote shall not be denied or abridged by the United States or by any State on account of race, color or previous condition of servitude.

#### **Section 2**

The congress shall have power to enforce this article by appropriate legislation.

### **AMENDMENT XVI (1913)**

The congress shall have power to lay and collect taxes on incomes from whatever source derived, without apportionment among the several States, and without regard to any census or enumeration.

### **AMENDMENT XVII (1913)**

(In lieu of the first paragraph of section 3 of article 1 of the constitution of the United States and in lieu of so much of paragraph 2 of the same section as relates to the filling of vacancies.)

#### **Section 1**

The senate of the United States shall be composed of two senators from each State, elected by the people thereof, for six years; and each senator shall have one vote. The electors in each State shall have the qualifications requisite for electors of the most numerous branch of the State legislature.

**Section 2**

When vacancies happen in the representation of any State in the senate, the executive authority of such State shall issue writs of election to fill such vacancies: Provided, That the legislature of any State may empower the executive thereof to make temporary appointments until the people fill the vacancies by election as the legislature may direct.

**Section 3**

This amendment shall not be so construed as to affect the election or term of any senator chosen before it becomes valid as part of the constitution.

**AMENDMENT XVIII (1919)****Section 1**

After one year from the ratification of this article the manufacture, sale, or transportation of intoxicating liquors within, the importation thereof into, or the exportation thereof from, the United States, and all territory subject to the jurisdiction thereof for beverage purposes is hereby prohibited.

**Section 2**

The congress and the several States shall have concurrent power to enforce this article by appropriate legislation. (This amendment repealed by Amendment XXI.)

**AMENDMENT XIX (1920)****Section 1**

The right of citizens of the United States to vote shall not be denied or abridged by the United States or by any State on account of sex.

**Section 2**

Congress shall have power by appropriate legislation to enforce the provisions of this article.

**AMENDMENT XX (1933)****Section 1**

The terms of the President and Vice-President shall end at noon on the 20th day of January, and the terms of Senators and Representatives at noon on the 3rd day of January, of the years in which such terms would have ended if this article had not been ratified; and the terms of their successors shall then begin.

**Section 2**

The congress shall assemble at least once in every year, and such meeting shall begin at noon on the 3rd day of January, unless they shall by law appoint a different day.

### Section 3

If, at the time fixed for the beginning of the term of the President, the President elect shall have died, the Vice-President elect shall become President. If a President shall not have been chosen before the time fixed for the beginning of his term, or if the President elect shall have failed to qualify, then the Vice-President elect shall act as President until a President shall have qualified; and the congress may by law provide for the case wherein neither a President elect nor a Vice-President elect shall have qualified, declaring who shall then act as President, or the manner in which one who is to act shall be selected, and such person shall act accordingly until a President or Vice-President shall have qualified.

### Section 4

The congress may by law provide for the case of the death of any of the persons from whom the House of Representatives may choose a President whenever the right of choice shall have devolved upon them, and for the case of the death of any of the persons from whom the Senate may choose a Vice-President whenever the right of choice shall have devolved upon them.

### Section 5

Sections 1 and 2 shall take effect on the 15th day of October following the ratification of this article.

## AMENDMENT XXI (1933)

Section 1. The Eighteenth Article of Amendment to the Constitution of the United States is hereby repealed.

Sec. 2. The transportation or importation into any State, Territory or possession of the United States for delivery or use therein of intoxicating liquors, in violation of the laws thereof, is hereby prohibited.

## AMENDMENT XXII (1951)

**Terms of Office of President.** No person shall be elected to the office of president more than twice, and no person who held the office of president, or acted as president, for more than two years of a term to which some other person was elected president, shall be elected to the office of president more than once. But this article shall not apply to any person holding the office of president when this article was proposed by the congress, and shall not prevent any person who may be holding the office of president, or acting as president, during the term within which this article becomes operative from holding the office of president or acting as president during the remainder of such term.

**AMENDMENT XXIII (1961)**

**Section 1. Granting representation in the Electoral College to the District of Columbia.** The District constituting the seat of Government of the United States shall appoint in such manner as the Congress may direct:

A number of electors of President and Vice President equal to the whole number of Senators and Representatives in Congress to which the District would be entitled if it were a State, but in no event more than the least populous State; they shall be in addition to those appointed by the States, but they shall be considered, for the purposes of the election of President and Vice President, to be electors appointed by a State; and they shall meet in the District and perform such duties as provided by the twelfth article of amendment.

**Sec. 2. Legislation.** The Congress shall have power to enforce this article by appropriate legislation.


The certificate of adoption of the 23rd Amendment, dated April 3, 1961, is published in Vol. 26 Federal Register, page 2808.

**AMENDMENT XXIV (1964)**

**Section 1. Failure to pay tax shall not deny right to vote for President or Vice President.** The right of citizens of the United States to vote in any primary or other election for President or Vice President, for electors for President or Vice President, or for Senator or Representative in Congress, shall not be denied or abridged by the United States or any State by reason of failure to pay any poll tax or other tax.

**Sec. 2.** The Congress shall have power to enforce this article by appropriate legislation.

The certificate of adoption of the 24th Amendment, dated February 4, 1964, is published in Vol. 29 Federal Register, page 1715.



# ENABLING ACT

AN ACT TO PROVIDE FOR THE DIVISION OF DAKOTA INTO TWO STATES AND TO ENABLE THE PEOPLE OF NORTH DAKOTA, SOUTH DAKOTA, MONTANA, AND WASHINGTON TO FORM CONSTITUTIONS AND STATE GOVERNMENTS AND TO BE ADMITTED INTO THE UNION ON AN EQUAL FOOTING WITH THE ORIGINAL STATES, AND TO MAKE DONATIONS OF PUBLIC LANDS TO SUCH STATES.

(Approved February 22, 1889.)

[25 U. S. Statutes at large, c 180, p 676.]

Section 1. Be it enacted by the senate and house of representatives of the United States of America in congress assembled, That the inhabitants of all that part of the area of the United States now constituting the Territories of Dakota, Montana, and Washington, as at present described, may become the States of North Dakota, South Dakota, Montana, and Washington, respectively, as hereinafter provided.

Sec. 2. The area comprising the Territory of Dakota shall, for the purposes of this act, be divided on the line of the seventh standard parallel produced due west to the western boundary of said Territory; and the delegates elected as hereinafter provided to the constitutional convention in districts north of said parallel shall assemble in convention, at the time prescribed in this act, at the city of Bismarck; and the delegates elected in districts south of said parallel shall, at the same time, assemble in convention at the city of Sioux Falls.

Sec. 3. That all persons who are qualified by the laws of said Territories to vote for representatives to the legislative assemblies thereof, are hereby authorized to vote for and choose delegates to form conventions in said proposed states; and the qualifications for delegates to such convention shall be such as by the laws of said Territories, respectively, persons are required to possess to be eligible to the legislative assemblies thereof; and the aforesaid delegates to form said conventions shall be apportioned within the limits of the proposed states, in such districts as may be established as herein provided, in proportion to the population in each of such counties and districts, as near as may be, to be ascertained at the time of making said apportionments by the persons hereinafter authorized to make the same, from the best information obtainable, in each of which districts three delegates shall be elected, but no elector shall vote for more than two persons for delegates to such conventions; that said apportionments shall be made by the governor, the chief justice, and the secretary of said Territories; and the governors of said Territories shall, by proclamation, order an election of the delegates aforesaid in each of said proposed states, to be held on the Tuesday after the second Monday in May, eighteen hundred and eighty-nine, which proclamation shall be issued on the fifteenth day of April, eighteen hundred and eighty-nine; and such election shall be conducted, the returns made, the result ascertained, and the certificates to persons elected to such convention issued in the same manner as is prescribed by the



laws of said Territories regulating elections therein for delegates to congress; and the number of votes cast for delegates in each precinct shall also be returned. The number of delegates to said conventions, respectively, shall be seventy-five; and all persons resident in said proposed states, who are qualified voters of said Territories as herein provided, shall be entitled to vote upon the election of delegates, and under such rules and regulations as said conventions may prescribe, not in conflict with this act, upon the ratification or rejection of the constitutions.

Sec. 4. That the delegates to the conventions elected as provided for in this act shall meet at the seat of government of each of said Territories, except the delegates elected in South Dakota, who shall meet at the city of Sioux Falls, on the fourth day of July, eighteen hundred and eighty-nine, and after organization, shall declare, on behalf of the people of said proposed states, that they adopt the Constitution of the United States; whereupon the said conventions shall be, and are hereby, authorized to form constitutions and state governments, for said proposed states respectively. The constitutions shall be republican in form, and make no distinction in civil or political rights on account of race or color, except as to Indians not taxed, and not be repugnant to the Constitution of the United States and the principles of the Declaration of Independence. And said conventions shall provide, by ordinances irrevocable without the consent of the United States, and the people of said states:—

First. That the perfect toleration of religious sentiment shall be secured and that no inhabitant of said states shall ever be molested in person or property on account of his or her mode of religious worship.

Second. That the people inhabiting said proposed states do agree and declare that they forever disclaim all right and title to the unappropriated public lands lying within the boundaries thereof, and to all lands lying within said limits owned or held by any Indian or Indian tribes; and that until the title thereto shall have been extinguished by the United States, the same shall be and remain subject to the disposition of the United States, and said Indian lands shall remain under the absolute jurisdiction and control of the congress of the United States; that the lands belonging to citizens of the United States residing without the said state shall never be taxed at a higher rate than the lands belonging to residents thereof; that no taxes shall be imposed by the states on lands or property therein belonging to or which may hereafter be purchased by the United States or reserved for its use. But nothing herein, or in the ordinances herein provided for, shall preclude the said states from taxing as other lands are taxed any lands owned or held by any Indian who has severed his tribal from any person a title thereto by patent or other grant, save and except such lands as have been or may be granted to any Indian or Indians under any act of congress containing a provision exempting the lands thus granted from taxation; but said ordinances shall provide

relations, and has obtained from the United States or that all such lands shall be exempt from taxation by said states so long and to such extent as such act of congress may prescribe.

Third. That the debts and liabilities of said Territories shall be assumed and paid by said states, respectively.

Fourth. That provision shall be made for the establishment and maintenance of systems of public schools, which shall be open to all the children of said states, and free from sectarian control.

Sec. 5. That the convention which shall assemble at Bismarck shall form a constitution and state government for a state to be known as North Dakota, and the convention which shall assemble at Sioux Falls shall form a constitution and state government for a state to be known as South Dakota: *Provided*, That at the election for delegates to the constitutional convention in South Dakota, as hereinbefore provided, each elector may have written or printed on his ballot the words "For the Sioux Falls constitution," or the words "Against the Sioux Falls constitution," and the votes on this question shall be returned and canvassed in the same manner as for the election provided for in section three of this act; and if a majority of all votes cast on this question shall be "For the Sioux Falls constitution" it shall be the duty of the convention which may assemble at Sioux Falls as herein provided, to resubmit to the people of South Dakota, for ratification or rejection at the election hereinafter provided for in this act, the constitution framed at Sioux Falls and adopted November third, eighteen hundred and eighty-five, and also the articles and propositions separately submitted at that election, including the question of locating the temporary seat of government, with such changes only as relate to the name and boundary of the proposed state, to the reapportionment of the judicial and legislative districts, and such amendments as may be necessary in order to comply with the provisions of this act; and if a majority of the votes cast on the ratification or rejection of the constitution shall be for the constitution irrespective of the articles separately submitted, the state of South Dakota shall be admitted as a state in the Union under said constitution as hereinafter provided; but the archives, records, and books of the Territory of Dakota shall remain at Bismarck, the capital of North Dakota, until an agreement in reference thereto is reached by said states. But if at the election for delegates to the constitutional convention in South Dakota a majority of all the votes cast at that election shall be "Against the Sioux Falls constitution," then and in that event it shall be the duty of the convention which will assemble at the city of Sioux eighty-nine, to proceed to form a constitution and state government as provided in this act the same as if that question had not been submitted to a vote of the people of South Dakota.

Sec. 6. It shall be the duty of the constitutional convention of North Dakota and South Dakota to appoint

Falls on the fourth day of July, eighteen hundred and a joint commission, to be composed of not less than three members of each convention, whose duty it shall be to assemble at Bismarck, the present seat of government of said Territory, and agree upon an equitable division of all property belonging to the Territory of Dakota, the disposition of all public records, and also adjust and agree upon the amount of the debts and liabilities of the Territory, which shall be assumed and paid by each of the proposed states of North Dakota and South Dakota; and the agreement reached respecting the territorial debts and liabilities shall be incorporated in the respective constitutions, and each of said states shall obligate itself to pay its proportion of such debts and liabilities the same as if they had been created by such states respectively.

Sec. 7. If the constitutions formed for both North Dakota and South Dakota shall be rejected by the people at the elections for the ratification or rejection of their respective constitutions as provided for in this act, the Territorial government of Dakota shall continue in existence the same as if this act had not been passed. But if the constitution formed for either North Dakota or South Dakota shall be rejected by the people, that part of the territory so rejecting its proposed constitution shall continue under the territorial government of the present Territory of Dakota, but shall, after the state adopting its constitution is admitted into the Union, be called by the name of the Territory of North Dakota or South Dakota, as the case may be: *Provided*, That if either of the proposed states provided for in this act shall reject the constitution which may be submitted for ratification or rejection at the election provided therefor, the governor of the territory in which such proposed constitution was rejected shall issue his proclamation reconvening the delegates elected to the convention which formed such rejection constitution, fixing the time and place at which said delegates shall assemble; and when so assembled they shall proceed to form another constitution, or to amend the rejected constitution, and shall submit such new constitution or amended constitution to the people of the proposed state for ratification or rejection, at such time as said convention may determine; and all the provisions of this act, so far as applicable, shall apply to such convention so reassembled and to the constitution which may be formed, its ratification or rejection, and to the admission of the proposed state.

Sec. 8. That the constitutional convention which may assemble in South Dakota shall provide by ordinance for resubmitting the Sioux Falls Constitution of eighteen hundred and eighty-five, after having amended the same as provided in section five of this act, to the people of South Dakota for ratification or rejection at an election to be held therein on the first Tuesday in October, eighteen hundred and eighty-nine; but if said constitutional convention is authorized and required to form a new constitution for South Dakota it shall provide for submitting the same in like manner to the people of

South Dakota for ratification or rejection at an election to be held in said proposed state on the said first Tuesday in October. And the constitutional conventions which may assemble in North Dakota, Montana, and Washington shall provide in like manner for submitting the constitutions formed by them to the people of said proposed states, respectively, for ratification or rejection at elections to be held in said proposed states on said first Tuesday in October; at the elections provided for in this section, the qualified voters of said proposed states shall vote directly for or against the proposed constitutions, and for or against any articles or propositions separately submitted. The returns of said elections shall be made to the secretary of each of said Territories, who with the governor and chief justice thereof, or any two of them, shall canvass the same; and if a majority of the legal votes cast shall be for the constitution the governor shall certify the result to the president of the United States, together with a statement of the votes cast thereon and upon separate articles or propositions, and a copy of said constitution, articles, propositions, and ordinances. And if the constitutions and governments of said proposed states are republican in form, and if all the provisions of this act have been complied with in the formation thereof, it shall be the duty of the president of the United States to issue his proclamation announcing the result of the election in each, and thereupon the proposed states which have adopted constitutions and formed state governments as herein provided shall be deemed admitted by congress into the Union under and by virtue of this act on an equal footing with the original states from and after the date of said proclamation.

Sec. 9. That until the next general census, or until otherwise provided by law, said state shall be entitled to one representative in the house of representatives of the United States, except South Dakota, which shall be entitled to two; and the representatives to the fifty-first congress, together with the governors and other officers provided for in said constitutions, may be elected on the same day of the election for the ratification or rejection of the constitutions; and until said state officers are elected and qualified under the provisions of each constitution and the states, respectively, are admitted into the Union, the Territorial officers shall continue to discharge the duties of their respective offices in each of said Territories.

Sec. 10. That upon the admission of each of said states into the Union sections numbered sixteen and thirty-six in every township of said proposed states, and where such sections, or any parts thereof, have been sold or otherwise disposed of by or under the authority of any act of congress, other lands equivalent thereto, in legal subdivisions of not less than one-quarter section, and as contiguous as may be to the section in lieu of which the same is taken, are hereby granted to said states for the support of common schools, such indemnity lands to be selected within said states in such manner as the legislature may provide, with the

approval of the Secretary of the Interior: *Provided*, That the sixteenth and thirty-sixth sections embraced in permanent reservations for national purposes shall not, at any time, be subject to the grants nor to the indemnity provisions of this act, nor shall any lands embraced in Indian, military, or other reservations of any character be subject to the grants or to the indemnity provisions of this act until the reservation shall have been extinguished and such lands be restored to, and become a part of, the public domain.

Sec. 11. That all lands herein granted for educational purposes shall be disposed of only at public sale, and at a price not less than ten dollars per acre, the proceeds to constitute a permanent school fund, the interest of which only shall be expended in the support of said schools. But said lands may, under such regulations as the legislatures shall prescribe, be leased for periods of not more than five years, in quantities not exceeding one section to any one person or company; and such land shall not be subject to pre-emption, homestead entry, or any other entry under the land laws of the United States, whether surveyed or unsurveyed, but shall be reserved for school purposes only.

**Note:** Section 11 has at various times been amended by Congress as follows:

**(1) August 11, 1921:**

AN ACT To amend an Act approved February 22, 1889, entitled "An Act to provide for the division of Dakota into two States and to enable the people of North Dakota, South Dakota, Montana, and Washington to form constitutions and State governments, and to be admitted into the Union on an equal footing with the original States, and to make donations of public lands to such States."

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That section 11 of the Act entitled "An Act to provide for the division of Dakota into two States and to enable the people of North Dakota, South Dakota, Montana, and Washington to form constitutions and State governments, and to be admitted into the Union on an equal footing with the original States, and to make donations of public lands to such States," approved February 22, 1889, be, and the same hereby is, amended by adding the following: *Provided, however*, That the State may, upon such terms as it may prescribe, grant such easements or rights in such lands as may be acquired in, to, or over the lands of private properties through proceedings in eminent domain: *And provided further*, That any of such granted lands found, after title thereto has vested in the State, to be mineral in character, may be leased for a period not longer than twenty years upon such terms and conditions as the legislature may prescribe. [42 U. S. Statutes at Large, c 61 p 158. Approved August 11, 1921.]

**(2) May 7, 1932:**

AN ACT To amend section 11 of the Act approved February 22, 1889 (25 Stat. 676), relating to the admission

into the Union of the States of North Dakota, South Dakota, Montana, and Washington.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 11 of the Act approved February 22, 1889 (25 Stat. 676), be, and the same is hereby, amended to read as follows:

"That all lands granted by this Act shall be disposed of only at public sale after advertising—tillable lands capable of producing agricultural crops for not less than \$10 per acre and lands principally valuable for grazing purposes for not less than \$5 per acre. Any of the said lands may be exchanged for other lands, public or private, of equal value and as near as may be of equal area, but if any of the said lands are exchanged with the United States such exchange shall be limited to surveyed, nonmineral, unreserved public lands of the United States within the State.

"The said lands may be leased under such regulations as the legislature may prescribe; but leases for grazing and agricultural purposes shall not be for a term longer than five years; mineral leases, including leases for exploration for oil and gas and the extraction thereof, for a term not longer than twenty years; and leases for development of hydroelectric power for a term not longer than fifty years.

"The State may also, upon such terms as it may prescribe, grant such easements or rights in any of the lands granted by this Act, as may be acquired in privately owned lands through proceedings in eminent domain: *Provided, however,* That none of such lands, nor any estate or interest therein, shall ever be disposed of except in pursuance of general laws providing for such disposition, nor unless the full market value of the estate or interest disposed of, to be ascertained in such manner as may be provided by law, has been paid or safely secured to the State.

"With the exception of the lands granted for public buildings, the proceeds from the sale and other permanent disposition of any of the said lands and from every part thereof, shall constitute permanent funds for the support and maintenance of the public schools and the various State institutions for which the lands have been granted. Rentals on leased lands, interest on deferred payments on lands sold, interest on funds arising from these lands, and all other actual income, shall be available for the maintenance and support of such schools and institutions. Any State may, however, in its discretion, add a portion of the annual income to the permanent funds.

"The lands hereby granted shall not be subject to preemption, homestead entry, or any other entry under the land laws of the United States whether surveyed or unsurveyed, but shall be reserved for the purposes for which they have been granted."

SEC. 2. Anything in the said Act approved February 22, 1889, inconsistent with the provisions of this Act is hereby repealed. [47 U. S. Stats. at Large c 172 p 150. Approved May 7, 1932.]

**(3) June 25, 1938:**

AN ACT To increase the period for which leases may be made for grazing and agricultural purposes of public lands donated to the States of North Dakota, South Dakota, Montana, and Washington by the Act of February 22, 1889, as amended.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That so much of the second paragraph of section 11 of the Act relating to the admission into the Union of the States of North Dakota, South Dakota, Montana, and Washington, approved February 22, 1889, as amended, as reads "but leases for grazing and agricultural purposes shall not be for a term longer than five years"; is amended to read as follows: "but leases for grazing and agricultural purposes shall not be for a term longer than ten years". [52 U. S. Statutes at Large c 700 p 1198. Approved June 25, 1938.]

**(4) April 13, 1948:**

AN ACT To authorize the States of Montana, North Dakota, South Dakota, and Washington to lease their State lands for production of minerals, including leases for exploration for oil, gas, and other hydrocarbons and the extraction thereof, for such terms of years and on such conditions as may be from time to time provided by the legislatures of the respective States.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled:* That the second paragraph of section 11 of the Act relating to the admission into the Union of the States of North Dakota, South Dakota, Montana, and Washington, approved February 22, 1889, as amended, is amended to read as follows: "Except as otherwise provided herein, the said lands may be leased under such regulations as the legislature may prescribe. Leases for the production of minerals, including leases for exploration for oil, gas, and other hydrocarbons and the extraction thereof, shall be for such term of years and on such conditions as may be from time to time provided by the legislatures of the respective States; leases for grazing and agricultural purposes shall be for a term not longer than ten years; and leases for development of hydroelectric power shall be for a term not longer than fifty years." [62 U. S. Statutes at Large c 183 p 170. Approved April 13, 1948.]

**(5) June 28, 1952:**

AN ACT To authorize each of the States of North Dakota, South Dakota, and Washington to pool moneys derived from lands granted to it for public schools and various State institutions.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the fourth paragraph of section 11 of the Act relating to the admission into the Union of the States of North Dakota, South Dakota, Montana, and Washington, approved February 22, 1889, as amended (47 Stat. 151), is amended by adding at the end thereof the following: "Notwithstanding the foregoing provisions of this section, each of the States of North

Dakota, South Dakota, and Washington may pool the moneys received by it from oil and gas and other mineral leasing of said lands. The moneys so pooled shall be apportioned among the public schools and the various State Institutions in such manner that the public schools and each of such institutions shall receive an amount which bears the same ratio to the total amount apportioned as the number of acres (including any that may have been disposed of) granted for such public schools or for such institutions bears to the total number of acres (including any that may have been disposed of) granted by this Act. Not less than 50 per centum of each such amount shall be covered into the appropriate permanent fund." [66 U. S. Statutes at Large c 480 p 283. Approved June 28, 1952.]

(6) May 31, 1962:

AN ACT To amend the Act admitting the State of Washington into the Union in order to authorize the use of funds from the disposition of certain lands for the construction of State charitable, educational, penal, or reformatory institutions.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Act entitled "An Act to provide for the division of Dakota into two States and to enable the people of North Dakota, South Dakota, Montana, and Washington to form constitutions and State governments and to be admitted into the Union on an equal footing with the original States and to make donations of public lands to such States", approved February 22, 1889 (25 Stat. 676, as amended), is amended by inserting before the period at the end of the first sentence in the fourth paragraph of section 11 a comma and the following: "except that proceeds from the sale and other permanent disposition of the two hundred thousand acres granted to the State of Washington for State charitable, educational, penal, and reformatory institutions may be used by such State for the construction of any such institution". [Public Law 87-473; 76 U. S. Statutes at Large 91. Approved May 31, 1962]

(7) June 30, 1967:

AN ACT To authorize the States of North Dakota, South Dakota, Montana, and Washington to use the income from certain lands for the construction of facilities for State charitable, educational, penal, and reformatory institutions.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the second sentence of the fourth paragraph of section 11 of the Act entitled "An Act to provide for the division of Dakota into two States and to enable the people of North Dakota, South Dakota, Montana, and Washington to form constitutions and State governments and to be admitted into the Union on an equal footing with the original States, and to make donations of public lands to such States", approved February 22, 1889 (25 Stat. 676), as amended, is amended to read as follows: "Rentals on leased land, proceeds from the sale of timber and other crops, interest on deferred



payments on land sold, interest on funds arising from these lands, and all other actual income, shall be available for the acquisition and construction of facilities, including the retirement of bonds authorized by law for such purposes, and for the maintenance and support of such schools and institutions." [Public Law 90-41. 81 U.S. Statutes at Large p. 106. Approved June 30, 1967.]

Sec. 12. That upon the admission of each of said states into the Union, in accordance with the provisions of this act, fifty sections of the unappropriated public lands within said states, to be selected and located in legal subdivisions as provided in section ten of this act, shall be, and are hereby, granted to said states for the purpose of erecting public buildings at the capital of said states for legislative, executive, and judicial purposes.

Section 12 has been amended by Congress as follows:

AN ACT To amend section 12 of the Act approved February 22, 1889 (25 Stat. 676) relating to the admission into the Union of the States of North Dakota, South Dakota, Montana, and Washington, by providing for the use of public lands granted to the States therein for the purpose of construction, reconstruction, repair, renovation, furnishings, equipment, or other permanent improvement of public buildings at the capital of said States.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 12 of the Act relating to the admission into the Union of the States of North Dakota, South Dakota, Montana, and Washington, approved February 22, 1889, is amended to read as follows:

"That upon the admission of each of said States into the Union, in accordance with the provisions of this act, fifty sections of unappropriated public lands within such States, to be selected and located in legal subdivisions as provided in section 10 of this Act, shall be, and are hereby, granted to said States for public buildings at the capital of said States for legislative, executive, and judicial purposes, including construction, reconstruction, repair, renovation, furnishings, equipment, and any other permanent improvement of such buildings and the acquisition of necessary land for such buildings, and the payment of principal and interest on bonds issued for any of the above purposes."

Sec. 2. This Act shall take effect as of February 22, 1889 [Public Law 85-6. 71 U. S. Statutes at Large p. 5. Approved February 26, 1957.]

Sec. 13. That five per centum of the proceeds of the sales of public lands lying within said states which shall be sold by the United States subsequent to the admission of said states into the Union, after deducting all the expenses incident to the same, shall be paid to the said states, to be used as a permanent fund, the interest of which only shall be expended for the support of common schools within the said states, respectively.

Sec. 14. That the lands granted to the Territories of Dakota and Montana by the act of February eighteenth, eighteen hundred and eighty-one, entitled "An act to grant lands to Dakota, Montana, Arizona, Idaho, and

Wyoming for university purposes," are hereby vested in the states of South Dakota, North Dakota, and Montana, respectively, if such states are admitted into the Union, as provided in this act, to the extent of the full quantity of seventy-two sections to each of said states, and any portion of said lands that may not have been selected by either of said Territories of Dakota or Montana may be selected by the respective states aforesaid; but said act of February eighteenth, eighteen hundred and eighty-one shall be so amended as to provide that none of said lands shall be sold for less than ten dollars per acre, and the proceeds shall constitute a permanent fund to be safely invested and held by said states severally, and the income thereof be used exclusively for university purposes. And such quantity of the lands authorized by the fourth section of the act of July seventeenth, eighteen hundred and fifty-four, to be reserved for university purposes in the Territory of Washington, as, together with the lands confirmed to the vendees of the Territory by the act of March fourteenth, eighteen hundred and sixty-four, will make the full quantity of seventy-two entire sections, are hereby granted in like manner to the State of Washington for the purposes of a university in said state. None of the lands granted in this section shall be sold at less than ten dollars per acre; but said lands may be leased in the same manner as provided in section eleven of this act. The schools, colleges, and universities provided for in this act shall forever remain under the exclusive control of the said states, respectively, and no part of the proceeds arising from the sale or disposal of any lands herein granted for educational purposes shall be used for the support of any sectarian or denominational school, college, or university. The section of land granted by the act of June sixteenth, eighteen hundred and eighty, to the Territory of Dakota, for an asylum for the insane shall, upon the admission of said State of South Dakota into the Union, become the property of said state.

Sec. 15. That so much of the lands belonging to the United States as have been acquired and set apart for the purpose mentioned in "An Act appropriating money for the erection of a penitentiary in the Territory of Dakota," approved March second, eighteen hundred and eighty-one, together with the buildings thereon, be, and the same is hereby, granted, together with any unexpended balances of the moneys appropriated therefor by said act, to the said State of South Dakota, for the purposes therein designated; and the states of North Dakota, and Washington shall, respectively, have like grants for the same purpose, and subject to like terms and conditions as provided in said act of March second, eighteen hundred and eighty-one, for the Territory of Dakota. The penitentiary at Deer Lodge City, Montana, and all lands connected therewith and set apart and reserved therefor, are hereby granted to the State of Montana.

Sec. 16. That ninety thousand acres of land, to be selected and located as provided in section ten of this

act, are hereby granted to each of said states, except to the State of South Dakota, to which one hundred and twenty thousand acres are granted, for the use and support of agricultural colleges in said states, as provided in the acts of congress making donations of lands for such purpose.

Sec. 17. That in lieu of the grant of land for purposes of internal improvement made to new states by the eighth section of the act of September fourth, eighteen hundred and forty-one, which act is hereby repealed as to the states provided for by this act, and in lieu of any claim or demand by the said states, or either of them, under the act of September twenty-eighth, eighteen hundred and fifty, and section 2479 of the Revised Statutes, making a grant of swamp and overflowed lands to certain states, which grant it is hereby declared is not extended to the states provided for in this act, and in lieu of any grant of saline lands to said states, the following grants of land are hereby made, to wit:

To the State of South Dakota: For the school of mines, forty thousand acres; for the reform school, forty thousand acres; for the deaf and dumb asylum, forty thousand acres; for the agricultural college, forty thousand acres; for the university, forty thousand acres; for state normal schools, eighty thousand acres; for public buildings at the capital of said state, fifty thousand acres, and for such other educational and charitable purposes as the legislature of said state may determine, one hundred and seventy thousand acres; in all five hundred thousand acres.

To the State of North Dakota: a like quantity of land as is in this section granted to the state of South Dakota, and to be for like purposes, and in like proportion as far as practicable.

To the State of Montana: For the establishment and maintenance of a school of mines, one hundred thousand acres; for state normal schools, one hundred thousand acres; for agricultural colleges, in addition to the grant hereinbefore made for that purpose, fifty thousand acres; for the establishment of a state reform school, fifty thousand acres; for the establishment of a deaf and dumb asylum, fifty thousand acres; for public buildings at the capital of the state, in addition to the grant hereinbefore made for that purpose, one hundred and fifty thousand acres.

To the State of Washington: For the establishment and maintenance of a scientific school, one hundred thousand acres; for state normal schools, one hundred thousand acres; for public buildings at the state capital, in addition to the grant hereinbefore made for that purpose, one hundred thousand acres; for state charitable, educational, penal, and reformatory institutions, two hundred thousand acres.

That the states provided for in this act shall not be entitled to any further or other grants of land for any purpose than as expressly provided in this act. And the lands granted by this section shall be held, appropriated, and disposed of exclusively for the purposes

herein mentioned, in such manner as the legislatures of the respective states may severally provide.

Sec. 18. That all mineral lands shall be exempted from the grants made by this act. But if sections sixteen and thirty-six, or any subdivisions or portion of any smallest subdivision thereof in any township shall be found by the Department of the Interior to be mineral lands, said states are hereby authorized and empowered to select, in legal subdivisions, an equal quantity of other unappropriated lands in said states, in lieu thereof, for the use and the benefit of the common schools of said states.

Sec. 19. That all lands granted in quantity or as indemnity by this act shall be selected, under the direction of the Secretary of the Interior, from the surveyed, unreserved, and unappropriated public lands of the United States within the limits of the respective states entitled thereto. And there shall be deducted from the number of acres of land donated by this act for specific objects to said states the number of acres in each heretofore donated by congress to said Territories for similar objects.

Sec. 20. That the sum of twenty thousand dollars, or so much thereof as may be necessary, is hereby appropriated, out of any money in the treasury not otherwise appropriated, to each of said Territories for defraying the expenses of the said conventions, except to Dakota, for which the sum of forty thousand dollars is so appropriated, twenty thousand dollars each for South Dakota and North Dakota, and for the payment of the members thereof, under the same rules and regulations and at the same rates as are now provided by law for the payment of the territorial legislatures. Any money hereby appropriated not necessary for such purpose shall be covered into the treasury of the United States.

Sec. 21. That each of said states, when admitted as aforesaid, shall constitute one judicial district, the names thereof to be the same as the names of the states, respectively; and the circuit and district courts therefor shall be held at the capital of such state for the time being, and each of said districts shall, for judicial purposes, until otherwise provided, be attached to the eighth judicial circuit, except Washington and Montana, which shall be attached to the ninth judicial circuit. There shall be appointed for each of said districts one district judge, one United States attorney, and one United States marshal. The judge of each of said districts shall receive a yearly salary of three thousand five hundred dollars, payable in four equal installments, on the first days of January, April, July, and October of each year, and shall reside in the district. There shall be appointed clerks of said courts in each district, who shall keep their offices at the capital of said state. The regular terms of said courts shall be held in each district, at the place aforesaid, on the first Monday in April and the first Monday in November of each year, and only one grand jury and one petit jury shall be summoned in both said circuit and district courts. The circuit and district courts for each of said districts, and

the judges thereof, respectively, shall possess the same powers and jurisdiction, and perform the same duties required to be performed by the other circuit and district courts and judges of the United States, and shall be governed by the same laws and regulations. The marshal, district attorney, and clerks of the circuit and district courts of each of said districts, and all other officers and persons performing duties in the administration of justice therein, shall severally possess the powers and perform the duties lawfully possessed and required to be performed by similar officers in other districts of the United States; and shall, for the services they may perform, receive the fees and compensation allowed by law to other similar officers and persons performing similar duties in the State of Nebraska.

Sec. 22. That all cases of appeal or writ of error heretofore prosecuted and now pending in the supreme court of the United States upon any record from the supreme court of either of the Territories mentioned in this act, or that may hereafter lawfully be prosecuted upon any record from either of said courts may be heard and determined by said supreme court of the United States. And the mandate of execution or of further proceedings shall be directed by the supreme court of the United States to the circuit or district court hereby established within the state succeeding the territory from which such record is or may be pending, or to the supreme court of such state, as the nature of the case may require: *Provided*, That the mandate of execution or of further proceedings shall, in cases arising in the Territory of Dakota, be directed by the supreme court of the United States to the circuit or district court of the district of South Dakota, or to the supreme court of the State of South Dakota, or to the circuit or district court of the district of North Dakota, or to the supreme court of the State of North Dakota, or to the supreme court of the Territory of North Dakota, as the nature of the case may require. And each of the circuit, district, and state courts, herein named, shall, respectively, be the successor of the supreme court of the Territory, as to all such cases arising within the limits embraced within the jurisdiction of such courts respectively with full power to proceed with the same, and award mesne or final process therein; and that from all judgments and decrees of the supreme court of either of the Territories mentioned in this act, in any case arising within the limits of any of the proposed states prior to admission, the parties to such judgment shall have the same right to prosecute appeals and writs of error to the supreme court of the United States as they shall have had by law prior to the admission of said state into the Union.

Sec. 23. That in respect to all cases, proceedings, and matters now pending in the supreme or district courts of either of the Territories mentioned in this act at the time of the admission into the Union of either of the states mentioned in this act, and arising within the limits of any such state, whereof the circuit or district courts by this act established might have had jurisdiction under the laws of the United States had such courts

existed at the time of the commencement of such cases, the said circuit and district courts, respectively, shall be the successors of said supreme and district courts of said Territory; and in respect to all other cases, proceedings and matters pending in the supreme or district courts of any of the Territories mentioned in this act at the time of the admission of such territory into the Union, arising within the limits of said proposed state, the courts established by such state shall, respectively, be the successors of said supreme and district territorial courts; and all the files, records, indictments, and proceedings relating to any such cases, shall be transferred to such circuit, district, and state courts, respectively, and the same shall be proceeded with therein in due course of law; but no writ, action, indictment, cause or proceeding now pending, or that prior to the admission of any of the states mentioned in this act shall be pending in any territorial court in any of the Territories mentioned in this act, shall abate by the admission of any such state into the Union, but the same shall be transferred and proceeded with in the proper United States circuit, district or state court, as the case may be: *Provided, however,* That in all civil actions, causes, and proceedings in which the United States is not a party, transfers shall not be made to the circuit and district courts of the United States, except upon written request of one of the parties to such action or proceeding filed in the proper court; and in the absence of such request such cases shall be proceeded with in the proper state courts.

Sec. 24. That the constitutional conventions may, by ordinance, provide for the election of officers for full state governments, including members of the legislatures and representatives in the fifty-first congress; but said state governments shall remain in abeyance until the states shall be admitted into the Union, respectively, as provided in this act. In case the Constitution of any of said proposed states shall be ratified by the people, but not otherwise, the legislature thereof may assemble, organize, and elect two senators of the United States; and the governor and secretary of state of such proposed state shall certify the election of the senators and representatives in the manner required by law; and when such state is admitted into the Union, the senators and representatives shall be entitled to be admitted to seats in congress, and to all the rights and privileges of senators and representatives of other states in the congress of the United States; and the officers of the state governments formed in pursuance of said constitutions, as provided by the constitutional conventions, shall proceed to exercise all the functions of such state officers; and all laws in force made by said Territories at the time of their admission into the Union, shall be in force in said states, except as modified or changed by this act or by the constitutions of the states, respectively.

Sec. 25. That all acts or parts of acts in conflict with the provisions of this act, whether passed by the legislatures of said Territories or by congress, are hereby repealed.

# CONSTITUTION OF THE STATE OF WASHINGTON

(This Constitution was framed by a convention of seventy-five delegates, chosen by the people of the Territory of Washington at an election held May 14, 1889, under Sec. 3 of the Enabling Act. The convention met at Olympia on the fourth day of July, 1889, and adjourned on the twenty-second day of August, 1889. The Constitution was ratified by the people at an election held on October 1, 1889, and on November 11, 1889, in accordance with Sec. 8 of the Enabling Act, the President of the United States proclaimed the admission of the State of Washington into the Union.)

Constitutional amendments are integrated with the text. Those portions of the text which have been superseded by amendment are printed in italics following the section affected.

## PREAMBLE

We the people of the State of Washington, grateful to the Supreme Ruler of the Universe for our liberties, do ordain this constitution.

## ARTICLE I—DECLARATION OF RIGHTS

Section 1. **Political Power**—All political power is inherent in the people, and governments derive their just powers from the consent of the governed, and are established to protect and maintain individual rights.

Sec. 2. **Supreme Law of the Land**—The Constitution of the United States is the supreme law of the land.

Sec. 3. **Personal Rights**—No person shall be deprived of life, liberty, or property, without due process of law.

Sec. 4. **Right of Petition and Assemblage**—The right of petition and of the people peaceably to assemble for the common good shall never be abridged.

Sec. 5. **Freedom of Speech**—Every person may freely speak, write and publish on all subjects, being responsible for the abuse of that right.

Sec. 6. **Oaths—Mode of Administering**—The mode of administering an oath or affirmation, shall be such as may be most consistent with and binding upon the conscience of the person to whom such oath, or affirmation, may be administered.

Sec. 7. **Invasion of Private Affairs or Home Prohibited**—No person shall be disturbed in his private affairs, or his home invaded, without authority of law.

Sec. 8. **Irrevocable Privilege, Franchise or Immunity Prohibited**—No law granting irrevocably any privilege, franchise or immunity, shall be passed by the legislature.

Sec. 9. **Rights of Accused Persons**—No person shall be compelled in any criminal case to give evidence against himself, or be twice put in jeopardy for the same offense.

**Sec. 10. Administration of Justice**—Justice in all cases shall be administered openly and without unnecessary delay.

**Sec. 11. Religious Freedom**—Absolute freedom of conscience in all matters of religious sentiment, belief and worship, shall be guaranteed to every individual, and no one shall be molested or disturbed in person or property on account of religion; but the liberty of conscience hereby secured shall not be so construed as to excuse acts of licentiousness or justify practices inconsistent with the peace and safety of the state. No public money or property shall be appropriated for or applied to any religious worship, exercise or instruction, or the support of any religious establishment: *Provided, however,* That this article shall not be so construed as to forbid the employment by the state of a chaplain for such of the state custodial, correctional and mental institutions as in the discretion of the legislature may seem justified. No religious qualification shall be required for any public office or employment, nor shall any person be incompetent as a witness or juror, in consequence of his opinion on matters of religion, nor be questioned in any court of justice touching his religious belief to affect the weight of his testimony. (L. 1957, p. 1299, S. J. R. No. 14.) **AMENDMENT 34.** Approved November, 1958.

**Amendment 4 (1904)**—**Art. 1, Sec. 11. RELIGIOUS FREEDOM**—Absolute freedom of conscience in all matters of religious sentiment, belief and worship, shall be guaranteed to every individual, and no one shall be molested or disturbed in person or property on account of religion; but the liberty of conscience hereby secured shall not be so construed as to excuse acts of licentiousness or justify practices inconsistent with the peace and safety of the state. No public money or property shall be appropriated for or applied to any religious worship, exercise or instruction, or the support of any religious establish-

*ment. Provided, however, That this article shall not be so construed as to forbid the employment by the state of a chaplain for the state penitentiary, and for such of the state reformatories as in the discretion of the legislature may seem justified. No religious qualification shall be required for any public office or employment, nor shall any person be incompetent as a witness or juror, in consequence of his opinion on matters of religion, nor be questioned in any court of justice touching his religious belief to affect the weight of his testimony. (L. 1903, p. 283, Sec. 1.)* Approved November, 1904.

Original text — **Art. 1, Sec. 11. RELIGIOUS FREEDOM** — Absolute freedom of conscience in all matters of religious sentiment, belief, and worship, shall be

guaranteed to every individual, and no one shall be molested or disturbed in person, or property, on account of religion, but the liberty of conscience



hereby secured shall not be so construed as to excuse acts of licentiousness, or justify practices inconsistent with the peace and safety of the state. No public money or property shall be appropriated for, or applied to any religious worship, exercise or instruction, or the support of any religious establish-

ment. No religious qualification shall be required for any public office, or employment, nor shall any person be incompetent as a witness, or juror, in consequence of his opinion on matters of religion, nor be questioned in any court of justice touching his religious belief to affect the weight of his testimony.

### Sec. 12. Special Privileges and Immunities Prohibited

—No law shall be passed granting to any citizen, class of citizens, or corporation other than municipal, privileges or immunities which upon the same terms shall not equally belong to all citizens, or corporations.

Sec. 13. **Habeas Corpus**—The privilege of the writ of habeas corpus shall not be suspended, unless in case of rebellion or invasion the public safety requires it.

Sec. 14. **Excessive Bail, Fines and Punishments**—Excessive bail shall not be required, excessive fines imposed, nor cruel punishment inflicted.

Sec. 15. **Convictions, Effect of**—No conviction shall work corruption of blood, nor forfeiture of estate.

Sec. 16. **Eminent Domain**—Private property shall not be taken for private use, except for private ways of necessity, and for drains, flumes, or ditches on or across the lands of others for agricultural, domestic, or sanitary purposes. No private property shall be taken or damaged for public or private use without just compensation having been first made, or paid into court for the owner, and no right-of-way shall be appropriated to the use of any corporation other than municipal until full compensation therefor be first made in money, or ascertained and paid into court for the owner, irrespective of any benefit from any improvement proposed by such corporation, which compensation shall be ascertained by a jury, unless a jury be waived, as in other civil cases in courts of record, in the manner prescribed by law. Whenever an attempt is made to take private property for a use alleged to be public, the question whether the contemplated use be really public shall be a judicial question, and determined as such, without regard to any legislative assertion that the use is public: *Provided*, that the taking of private property by the state for land reclamation and settlement purposes is hereby declared to be for public use. (L. 1919, p. 385, Sec. 1.) **AMENDMENT 9.** Approved November, 1920.

Original text—Art. 1, Sec. 16. **EMINENT DOMAIN**—Private property shall not be taken for private use, except for private ways of necessity, and for

drains, flumes or ditches on or across the lands of others for agricultural, domestic or sanitary purposes. No private property shall be taken or damaged

for public or private use without just compensation having been first made, or paid into court for the owner, and no right-of-way shall be appropriated to the use of any corporation other than municipal, until full compensation therefor be first made in money, or ascertained and paid into the court for the owner, irrespective of any benefit from any improvement proposed by such corporation, which compensation shall be as-

certained by a jury, unless a jury be waived as in other civil cases in courts of record, in the manner prescribed by law. Whenever an attempt is made to take private property for a use alleged to be public, the question whether the contemplated use be really public shall be a judicial question, and determined as such without regard to any legislative assertion that the use is public.

Sec. 17. **Imprisonment for Debt**—There shall be no imprisonment for debt, except in cases of absconding debtors.

Sec. 18. **Military Power, Limitation of**—The military shall be in strict subordination to the civil power.

Sec. 19. **Freedom of Elections**—All elections shall be free and equal, and no power, civil or military, shall at any time interfere to prevent the free exercise of the right of suffrage.

Sec. 20. **Bail, When Authorized**—All persons charged with crime shall be bailable by sufficient sureties, except for capital offenses when the proof is evident, or the presumption great.

Sec. 21. **Trial by Jury**—The right of trial by jury shall remain inviolate, but the legislature may provide for a jury of any number less than twelve in courts not of record, and for a verdict by nine or more jurors in civil cases in any court of record, and for waiving of the jury in civil cases where the consent of the parties interested is given thereto. (In criminal cases see next section.)

Sec. 22. **Rights of the Accused**—In criminal prosecutions the accused shall have the right to appear and defend in person, or by counsel, to demand the nature and cause of the accusation against him, to have a copy thereof, to testify in his own behalf, to meet the witnesses against him face to face, to have compulsory process to compel the attendance of witnesses in his own behalf, to have a speedy public trial by an impartial jury of the county in which the offense is charged to have been committed and the right to appeal in all cases: *Provided*, The route traversed by any railway coach, train or public conveyance, and the water traversed by any boat shall be criminal districts; and the jurisdiction of all public offenses committed on any such railway car, coach, train, boat or other public conveyance, or at any station or depot upon such route, shall be in any county through which the said car, coach, train, boat or other public conveyance may pass during

the trip or voyage, or in which the trip or voyage may begin or terminate. In no instance shall any accused person before final judgment be compelled to advance money or fees to secure the rights herein guaranteed. (L. 1921, p. 79, Sec. 1.) **AMENDMENT 10.** Approved November, 1922.

Original text — Art. 1, Sec. 22. **RIGHTS OF ACCUSED PERSONS**—*In criminal prosecutions, the accused shall have the right to appear and defend in person, and by counsel, to demand the nature and cause of the accusation against him, to have a copy thereof, to testify in his own behalf, to meet the witnesses against him face to face, to have compulsory process to compel the attendance*

*of witnesses in his own behalf, to have a speedy public trial by an impartial jury of the county in which the offense is alleged to have been committed, and the right to appeal in all cases; and, in no instance, shall any accused person before final judgment be compelled to advance money or fees to secure the rights herein guaranteed.*

**Sec. 23. Bill of Attainder, Ex Post Facto Law, Etc.**—No bill of attainder, ex post facto law, or law impairing the obligations of contracts shall ever be passed.

**Sec. 24. Right to Bear Arms**—The right of the individual citizen to bear arms in defense of himself, or the state, shall not be impaired, but nothing in this section shall be construed as authorizing individuals or corporations to organize, maintain or employ an armed body of men.

**Sec. 25. Prosecution by Information**—Offenses heretofore required to be prosecuted by indictment may be prosecuted by information, or by indictment, as shall be prescribed by law.

**Sec. 26. Grand Jury**—No grand jury shall be drawn or summoned in any county, except the superior judge thereof shall so order.

**Sec. 27. Treason, Defined, Etc.**—Treason against the state shall consist only in levying war against the state, or adhering to its enemies, or in giving them aid and comfort. No person shall be convicted of treason unless on the testimony of two witnesses to the same overt act, or confession in open court.

**Sec. 28. Hereditary Privileges Abolished**—No hereditary emoluments, privileges, or powers, shall be granted or conferred in this state.

**Sec. 29. Constitution Mandatory**—The provisions of this Constitution are mandatory, unless by express words they are declared to be otherwise.

**Sec. 30. Rights Reserved**—The enumeration in this Constitution of certain rights shall not be construed to deny others retained by the people.

**Sec. 31. Standing Army**—No standing army shall be kept up by this state in time of peace, and no soldier shall in time of peace be quartered in any house with-

out the consent of its owner, nor in time of war **except** in the manner prescribed by law.

**Sec. 32. Fundamental Principles**—A frequent recurrence to fundamental principles is essential to the security of individual right and the perpetuity of free government.

**Sec. 33. Recall of Elective Officers**—Every elective public officer in the state of Washington expect [except] judges of courts of record is subject to recall and discharge by the legal voters of the state, or of the political subdivision of the state, from which he was elected whenever a petition demanding his recall, reciting that such officer has committed some act or acts of malfeasance or misfeasance while in office, or who has violated his oath of office, stating the matters complained of, signed by the percentages of the qualified electors thereof, hereinafter provided, the percentage required to be computed from the total number of votes cast for all candidates for his said office to which he was elected at the preceding election, is filed with the officer with whom a petition for nomination, or certificate for nomination, to such office must be filed under the laws of this state, and the same officer shall call a special election as provided by the general election laws of this state, and the result determined as therein provided. (L. 1911, p. 504, Sec. 1.) Added by **AMENDMENT 8**. Approved November, 1912.

**Sec. 34. Same**—The legislature shall pass the necessary laws to carry out the provisions of section thirty-three (33) of this article, and to facilitate its operation and effect without delay: *Provided*, That the authority hereby conferred upon the legislature shall not be construed to grant to the legislature any exclusive power of lawmaking nor in any way limit the initiative and referendum powers reserved by the people. The percentages required shall be, state officers, other than judges, senators and representatives, city officers of cities of the first class, school district boards in cities of the first class; county officers of counties of the first, second and third classes, twenty-five per cent. Officers of all other political subdivisions, cities, towns, townships, precincts and school districts not herein mentioned, and state senators and representatives, thirty-five per cent. (L. 1911, p. 504, Sec. 1.) Added by **AMENDMENT 8**. Approved November, 1912.

## **ARTICLE II—LEGISLATIVE DEPARTMENT**

**Sec. 1. Legislative Powers, Where Vested**—The legislative authority of the State of Washington shall be vested in the legislature, consisting of a senate and house of representatives, which shall be called the legislature of the State of Washington, but the people reserve to themselves the power to propose bills, laws, and to enact or reject the same at the polls, independent of the legislature, and also reserve power, at their own option, to approve or reject at the polls any act, item.

section or part of any bill, act or law passed by the legislature.

(a) Initiative: The first power reserved by the people is the initiative. *Ten per centum, but in no case more than fifty thousand, of the legal voters shall be required to propose any measure by such petition, and every such petition shall include the full text of the measure so proposed.* [Note: Signature requirements superseded by Art. 2, Sec. 1(A), AMENDMENT 30.] Initiative petitions shall be filed with the secretary of state not less than four months before the election at which they are to be voted upon, or not less than ten days before any regular session of the legislature. If filed at least four months before the election at which they are to be voted upon, he shall submit the same to the vote of the people at the said election. If such petitions are filed not less than ten days before any regular session of the legislature, he shall transmit the same to the legislature as soon as it convenes and organizes. Such initiative measure shall take precedence over all other measures in the legislature except appropriation bills and shall be either enacted or rejected without change or amendment by the legislature before the end of such regular session. If any such initiative measure shall be enacted by the legislature it shall be subject to the referendum petition, or it may be enacted and referred by the legislature to the people for approval or rejection at the next regular election. If it is rejected or if no action is taken upon it by the legislature before the end of such regular session, the secretary of state shall submit it to the people for approval or rejection at the next ensuing regular general election. The legislature may reject any measure so proposed by initiative petition and propose a different one dealing with the same subject, and in such event both measures shall be submitted by the secretary of state to the people for approval or rejection at the next ensuing regular general election. When conflicting measures are submitted to the people the ballots shall be so printed that a voter can express separately by making one cross (X) for each, two preferences, first, as between either measure and neither, and secondly, as between one and the other. If the majority of those voting on the first issue is for neither, both fail, but in that case the votes on the second issue shall nevertheless be carefully counted and made public. If a majority voting on the first issue is for either, then the measure receiving a majority of the votes on the second issue shall be law.

(b) Referendum: The second power reserved by the people is the referendum, and it may be ordered on any act, bill, law, or any part thereof passed by the legislature, except such laws as may be necessary for the immediate preservation of the public peace, health or safety, support of the state government and its existing public institutions, either by petition signed by the required percentage of the legal voters, or by the legislature as other bills are enacted. *Six per centum, but in no case more than thirty thousand, of the legal voters shall be required to sign and make a valid referendum*

petition. [Note: Signature requirements superseded by Art. 2, Sec. 1(A), AMENDMENT 30.]

(c) No act, law, or bill subject to referendum shall take effect until ninety days after the adjournment of the session at which it was enacted. No act, law, or bill approved by a majority of the electors voting thereon shall be amended or repealed by the legislature within a period of two years following such enactment. But such enactment may be amended or repealed at any general regular or special election by direct vote of the people thereon. [Note: Subdivision (c) is expressly superseded by Art. 2, Sec. 41, AMENDMENT 26.]

(d) The filing of a referendum petition against one or more items, sections or parts of any act, law or bill shall not delay the remainder of the measure from becoming operative. Referendum petitions against measures passed by the legislature shall be filed with the secretary of state not later than ninety days after the final adjournment of the session of the legislature which passed the measure on which the referendum is demanded. The veto power of the governor shall not extend to measures initiated by or referred to the people. All elections on measures referred to the people of the state shall be had at the biennial regular elections, except when the legislature shall order a special election. Any measure initiated by the people or referred to the people as herein provided shall take effect and become the law if it is approved by a majority of the votes cast thereon: *Provided*, That the vote cast upon such question or measure shall equal one-third of the total votes cast at such election and not otherwise. Such measure shall be in operation on and after the thirtieth day after the election at which it is approved. The style of all bills proposed by initiative petition shall be: "Be it enacted by the people of the State of Washington." This section shall not be construed to deprive any member of the legislature of the right to introduce any measure. The whole number of electors who voted for governor at the regular gubernatorial election last preceding the filing of any petition for the initiative or for the referendum shall be the basis on which the number of legal voters necessary to sign such petition shall be counted. All such petitions shall be filed with the secretary of state, who shall be guided by the general laws in submitting the same to the people until additional legislation shall especially provide therefor. This section is self-executing, but legislation may be enacted especially to facilitate its operation.

*The legislature shall provide methods of publicity of all laws or parts of laws, and amendments to the Constitution referred to the people with arguments for and against the laws and amendments so referred, so that each voter of the state shall receive the publication at least fifty days before the election at which they are to be voted upon.* [Note: This paragraph is expressly superseded by Art. 2, Sec. 1(e), AMENDMENT 36.]

(e) The legislature shall provide methods of publicity of all laws or parts of laws, and amendments to the

Constitution referred to the people with arguments for and against the laws and amendments so referred. The secretary of state shall send one copy of the publication to each individual place of residence in the state and shall make such additional distribution as he shall determine necessary to reasonably assure that each voter will have an opportunity to study the measures prior to election. These provisions supersede the provisions set forth in the last paragraph of section 1 of this article as amended by the seventh amendment to the Constitution of this state. (L. 1911, p. 136, Sec. 1.) **AMENDMENT 7**, Approved November, 1912. Subsection (e) added by (L. 1961 p. 2751, S. J. R. No. 9). **AMENDMENT 36**, Approved November, 1962.

Original text—**Art. 2, house of representatives,**  
**Sec. 1. LEGISLATIVE POW- which shall be called the**  
**ERS, WHERE VESTED—The legislature of the State of**  
**legislative powers shall be Washington.**  
**vested in a senate and**

**Note:** Art. 2, Sec. 31 was also stricken by **AMENDMENT 7**.

**Sec. 1(A). Initiative and Referendum, Signatures Required—**Hereafter, the number of valid signatures of legal voters required upon a petition for an initiative measure shall be equal to eight per centum of the number of voters registered and voting for the office of governor at the last preceding regular gubernatorial election. Hereafter, the number of valid signatures of legal voters required upon a petition for a referendum of an act of the legislature or any part thereof, shall be equal to four per centum of the number of voters registered and voting for the office of governor at the last preceding regular gubernatorial election. These provisions supersede the requirements specified in section 1 of this article as amended by the seventh amendment to the Constitution of this state. (L. 1955, p. 1860, S. J. R. No. 4.) **AMENDMENT 30**, Approved November, 1956.

**Sec. 2. House of Representatives and Senate—**The house of representatives shall be composed of not less than sixty-three nor more than ninety-nine members. The number of senators shall not be more than one-half nor less than one-third of the number of members of the house of representatives. The first legislature shall be composed of seventy members of the house of representatives, and thirty-five senators.

**Sec. 3. The Census—**The legislature shall provide by law for an enumeration of the inhabitants of the state in the year one thousand eight hundred and ninety-five and every ten years thereafter; and at the first session after such enumeration, and also after each enumeration made by the authority of the United States, the legislature shall apportion and district anew the members of the senate and house of representatives, according to the number of inhabitants, excluding Indians not taxed, soldiers, sailors and officers of the United States army and navy in active service.

**Sec. 4. Election of Representatives and Term of Office**—Members of the house of representatives shall be elected in the year eighteen hundred and eighty-nine at the time and in the manner provided by this Constitution, and shall hold their offices for the term of one year and until their successors shall be elected.

**Sec. 5. Elections, When to be Held**—The next election of the members of the house of representatives after the adoption of this Constitution shall be on the first Tuesday after the first Monday of November, eighteen hundred and ninety, and thereafter, members of the house of representatives shall be elected biennially and their term of office shall be two years; and each election shall be on the first Tuesday after the first Monday in November, unless otherwise changed by law.

**Sec. 6. Election and Term of Office of Senators**—After the first election the senators shall be elected by single districts of convenient and contiguous territory, at the same time and in the same manner as members of the house of representatives are required to be elected; and no representative district shall be divided in the formation of a senatorial district. They shall be elected for the term of four years, one-half of their number retiring every two years. The senatorial districts shall be numbered consecutively, and the senators chosen at the first election had by virtue of this Constitution, in odd numbered districts, shall go out of office at the end of the first year; and the senators, elected in the even numbered districts, shall go out of office at the end of the third year.

**Sec. 7. Qualifications of Legislators**—No person shall be eligible to the legislature who shall not be a citizen of the United States and a qualified voter in the district for which he is chosen.

**Sec. 8. Judges of Their Own Election and Qualification—Quorum**—Each house shall be the judge of the election, returns and qualifications of its own members, and a majority of each house shall constitute a quorum to do business; but a smaller number may adjourn from day to day and may compel the attendance of absent members, in such manner and under such penalties as each house may provide. (Governmental continuity during emergency periods: See Art. 2, Sec. 42.)

**Sec. 9. Rules of Procedure**—Each house may determine the rules of its own proceedings, punish for contempt and disorderly behavior, and, with the concurrence of two-thirds of all the members elected, expel a member, but no member shall be expelled a second time for the same offense.

**Sec. 10. Election of Officers**—Each house shall elect its own officers; and when the lieutenant governor shall not attend as president, or shall act as governor, the senate shall choose a temporary president. When presiding, the lieutenant governor shall have the deciding vote in case of an equal division of the senate.

**Sec. 11. Journal, Publicity of Meetings—Adjournments**—Each house shall keep a journal of its proceedings and



publish the same, except such parts as require secrecy. The doors of each house shall be kept open, except when the public welfare shall require secrecy. Neither house shall adjourn for more than three days, nor to any place other than that in which they may be sitting, without the consent of the other.

**Sec. 12. Sessions, When—Duration—**The first legislature shall meet on the first Wednesday after the first Monday in November, A.D., 1889. The second legislature shall meet on the first Wednesday after the first Monday in January, A.D., 1891, and sessions of the legislature shall be held biennially thereafter, unless specially convened by the governor, but the times of meeting of subsequent sessions may be changed by the legislature. After the first legislature the sessions shall not be more than sixty days. (Chap. 20, Laws of 1891 changed date of convening to second Monday in January. [RCW 44.04.010])

**Sec. 13. Limitation on Members Holding Office in the State—**No member of the legislature, during the term for which he is elected, shall be appointed or elected to any civil office in the state, which shall have been created, or the emoluments of which shall have been increased, during the term for which he was elected.

**Sec. 14. Same, Federal or Other Office—**No person, being a member of congress, or holding any civil or military office under the United States or any other power, shall be eligible to be a member of the legislature; and if any person after his election as a member of the legislature, shall be elected to congress or be appointed to any other office, civil or military, under the government of the United States, or any other power, his acceptance thereof shall vacate his seat, provided, that officers in the militia of the state who receive no annual salary, local officers and postmasters, whose compensation does not exceed three hundred dollars per annum, shall not be ineligible.

**Sec. 15. Vacancies in Legislature and in Partisan County Elective Office—**Such vacancies as may occur in either house of the legislature or in any partisan county elective office shall be filled by appointment by the board of county commissioners of the county in which the vacancy occurs: *Provided*, That the person appointed to fill the vacancy must be from the same legislative district, county or county commissioner district and the same political party as the legislator or partisan county elective officer whose office has been vacated, and shall be one of three persons who shall be nominated by the county central committee of that party, and in case a majority of said county commissioners do not agree upon the appointment within sixty days after the vacancy occurs, the governor shall within thirty days thereafter, and from the list of nominees provided for herein, appoint a person who shall be from the same legislative district, county or county commissioner district and of the same political party as the legislator or partisan county elective officer whose office has been vacated, and the person so appointed shall hold office

until his successor is elected at the next general election, and shall have qualified: *Provided*, That in case of a vacancy occurring in the office of joint senator, or joint representative, the vacancy shall be filled from a list of three nominees selected by the state central committee, by appointment by the joint action of the boards of county commissioners of the counties composing the joint senatorial or joint representative district, the person appointed to fill the vacancy must be from the same legislative district and of the same political party as the legislator whose office has been vacated, and in case a majority of said county commissioners do not agree upon the appointment within sixty days after the vacancy occurs, the governor shall within thirty days thereafter, and from the list of nominees provided for herein, appoint a person who shall be from the same legislative district and of the same political party as the legislator whose office has been vacated. (1967 Senate Joint Resolution No. 24, part.) **AMENDMENT 52**, part. Approved November 5, 1967. (Governmental continuity during emergency periods: See Art. 2, Sec. 42. Vacancies in township, etc., office, how filled: See Art. 11, Sec. 6.)

**Amendment 32 (1956)—**  
**Art. 2, Sec. 15. VACANCIES**  
**IN LEGISLATURE AND IN PARTISAN COUNTY ELECTIVE OFFICE—**Such vacancies as may occur in either house of the legislature or in any partisan county elective office shall be filled by appointment by the board of county commissioners of the county in which the vacancy occurs: *Provided*, That the person appointed to fill the vacancy must be from the same legislative district and the same political party as the legislator whose office has been vacated, and shall be one of three persons who shall be nominated by the county central committee of that party, and the person so appointed shall hold office until his successor is elected at the next general election, and shall have qualified: *Provided*, That in case of a vacancy occurring in the office of joint senator, or joint representative, the vacancy

shall be filled from a list of three nominees selected by the state central committee, by appointment by the joint action of the boards of county commissioners of the counties composing the joint senatorial or joint representative district, the person appointed to fill the vacancy must be from the same legislative district and of the same political party as the legislator whose office has been vacated, and in case a majority of said county commissioners do not agree upon the appointment within sixty days after the vacancy occurs, the governor shall within thirty days thereafter, and from the list of nominees provided for herein, appoint a person who shall be from the same legislative district and of the same political party as the legislator whose office has been vacated. (L. 1955 p. 1862.) Approved November, 1956.

Amendment 13 (1930)—  
 Art. 2, Sec. 15. **VACANCIES  
 IN LEGISLATURE**—Such va-  
 cancies as may occur in  
 either house of the legis-  
 lature shall be filled by  
 appointment by the board  
 of county commissioners  
 of the county in which the  
 vacancy occurs, and the  
 person so appointed shall  
 hold office until his suc-  
 cessor is elected at the

next general election, and  
 shall have qualified: Pro-  
 vided, That in case of a  
 vacancy occurring in the  
 office of a joint senator,  
 the vacancy shall be filled  
 by appointment by the  
 joint action of the boards  
 of county commissioners  
 of the counties composing  
 the joint senatorial dis-  
 trict. (L. 1929, p. 690.)  
 Approved November, 1930.

Original text—**Art. 2,**  
**Sec. 15. WRITS OF ELEC-**  
**TION TO FILL VACANCIES**—  
 The governor shall issue

writs of election to fill  
 such vacancies as may oc-  
 cur in either house of the  
 legislature.

**Sec. 16. Privileges From Arrest**—Members of the leg-  
 islature shall be privileged from arrest in all cases  
 except treason, felony and breach of the peace; they  
 shall not be subject to any civil process during the ses-  
 sion of the legislature, nor for fifteen days next before  
 the commencement of each session.

**Sec. 17. Freedom of Debate**—No member of the legis-  
 lature shall be liable in any civil action or criminal  
 prosecution whatever, for words spoken in debate.

**Sec. 18. Style of Laws**—The style of the laws of the  
 state shall be: "Be it enacted by the Legislature of the  
 State of Washington." And no laws shall be enacted  
 except by bill.

**Sec. 19. Bill to Contain One Subject**—No bill shall  
 embrace more than one subject, and that shall be ex-  
 pressed in the title.

**Sec. 20. Origin and Amendment of Bills**—Any bill  
 may originate in either house of the legislature, and a  
 bill passed by one house may be amended in the other.

**Sec. 21. Yeas and Nays**—The yeas and nays of the  
 members of either house shall be entered on the journal,  
 on the demand of one-sixth of the members present.

**Sec. 22. Passage of Bills**—No bill shall become a law  
 unless on its final passage the vote be taken by yeas  
 and nays, the names of the members voting for and  
 against the same be entered on the journal of each  
 house, and a majority of the members elected to each  
 house be recorded thereon as voting in its favor.

**Sec. 23. Compensation of Members**—Each member of  
 the legislature shall receive for his services five dollars  
 for each day's attendance during the session, and ten  
 cents for every mile he shall travel in going to and re-  
 turning from the place of meeting of the legislature,  
 on the most usual route.

(Compensation of state officers, see Art. 28, Art. 30,  
 and RCW 43.03.010.)

**Sec. 24. Lotteries and Divorce**—The legislature shall  
 never authorize any lottery or grant any divorce.

**Sec. 25. Extra Compensation, Prohibited**—The legislature shall never grant any extra compensation to any public officer, agent, employee, servant, or contractor, after the services shall have been rendered, or the contract entered into, nor shall the compensation of any public officer be increased or diminished during his term of office. Nothing in this section shall be deemed to prevent increases in pensions after such pensions shall have been granted. (L. 1957, p. 1301, S. J. R. No. 18.) **AMENDMENT 35.** Approved November, 1958. (Compensation of state officers: See infra Art. 3, Sec. 25.) (Increase during term in compensation of certain officers, authorized: See Art. 30, Sec. 1.)

Original text—Art. 2, after the services shall  
 Sec. 25. EXTRA COMPENSA- have been rendered, or  
 TION, PROHIBITED—The leg- the contract entered into,  
 islature shall never grant nor shall the compensa-  
 any extra compensation to tion of any public officer  
 any public officer, agent, be increased or diminished  
 servant, or contractor, during his term of office.

**Sec. 26. Suits Against the State**—The legislature shall direct by law, in what manner, and in what courts, suits may be brought against the state.

**Sec. 27. Elections—Viva Voce Vote**—In all elections by the legislature the members shall vote viva voce, and their votes shall be entered on the journal.

**Sec. 28. Special Legislation**—The legislature is prohibited from enacting any private or special laws in the following cases:—

1. For changing the names of persons, or constituting one person the heir at law of another.

2. For laying out, opening or altering highways, except in cases of state roads extending into more than one county, and military roads to aid in the construction of which lands shall have been or may be granted by congress.

3. For authorizing persons to keep ferries wholly within this state.

4. For authorizing the sale or mortgage of real or personal property of minors, or others under disability.

5. For assessment or collection of taxes, or for extending the time for collection thereof.

6. For granting corporate powers or privileges.

7. For authorizing the apportionment of any part of the school fund.

8. For incorporating any town or village or to amend the charter thereof.

9. From giving effect to invalid deeds, wills or other instruments.

10. Releasing or extinguishing in whole or in part, the indebtedness, liability or other obligation, of any person, or corporation to this state, or to any municipal corporation therein.

11. Declaring any person of age or authorizing any minor to sell, lease, or encumber his or her property.

12. Legalizing, except as against the state, the unauthorized or invalid act of any officer.

13. Regulating the rates of interest on money.

14. Remitting fines, penalties or forfeitures.

15. Providing for the management of common schools.

16. Authorizing the adoption of children.

17. For limitation of civil or criminal actions.

18. Changing county lines, locating or changing county seat, provided, this shall not be construed to apply to the creation of new counties. (Creation of municipal corporations, see Art. 11, Sec. 10.)

**Sec. 29. Convict Labor**—After the first day of January eighteen hundred and ninety, the labor of convicts of this state shall not be let out by contract to any person, copartnership, company or corporation, and the legislature shall by law provide for the working of convicts for the benefit of the state.

**Sec. 30. Bribery or Corrupt Solicitation**—The offense of corrupt solicitation of members of the legislature, or of public officers of the state or any municipal division thereof, and any occupation or practice of solicitation of such members or officers to influence their official action, shall be defined by law, and shall be punished by fine and imprisonment. Any person may be compelled to testify in any lawful investigation or judicial proceeding against any person who may be charged with having committed the offense of bribery or corrupt solicitation, or practice of solicitation, and shall not be permitted to withhold his testimony on the ground that it may criminate himself or subject him to public infamy, but such testimony shall not afterwards be used against him in any judicial proceeding—except for perjury in giving such testimony—and any person convicted of either of the offenses aforesaid, shall as part of the punishment therefor, be disqualified from ever holding any position of honor, trust or profit in this state. A member who has a private interest in any bill or measure proposed or pending before the legislature, shall disclose the fact to the house of which he is a member, and shall not vote thereon.

**Sec. 31. Laws, When to Take Effect**—(This section stricken by AMENDMENT 7, see Art. 2, Sections 1 and 41.)

Original text — Art. 2, Sec. 31. LAWS, WHEN TO TAKE EFFECT—No law, except appropriation bills, shall take effect until ninety days after the adjournment of the session at which it was enacted, unless in case of an emergency (which emergency

must be expressed in the preamble or in the body of the act) the legislature shall otherwise direct by a vote of two-thirds of all the members elected to each house; said vote to be taken by yeas and nays and entered on the journals.

**Sec. 32. Laws, How Signed**—No bill shall become a law until the same shall have been signed by the presiding officer of each of the two houses in open session, and under such rules as the legislature shall prescribe.

**Sec. 33. Alien Ownership**—(This section repealed by AMENDMENT 42. L. 1965 ex.s., p. 2816, S. J. R. No. 20. Approved November 8, 1966.)

Amendment 29 (1953)—**Art. 2, Sec. 33. ALIEN OWNERSHIP**—The ownership of lands by aliens, other than those who in good faith have declared their intention to become citizens of the United States, is prohibited in this state, except where acquired by inheritance, under mortgage or in good faith in the ordinary course of justice in the collection of debts; and all conveyances of lands hereafter made to any alien directly, or in trust for such alien, shall be void: Provided, That the provisions of this section shall not apply to lands containing valuable deposits of minerals, metals, iron, coal, or fire-clay, and the necessary land for mills and machinery to be used in the development thereof and the manufacture of the products therefrom: And provided further, That the provisions of this section shall not apply to the citizens of such of the Provinces of the Dominion of Canada as do not expressly or by implication prohibit ownership of provincial lands by citizens of this state. (L. 1953, p. 853, H. J. R. No. 16.) **AMENDMENT 29.** Approved November 2, 1954.

Amendment 24 (1950)—**Art. 2, Sec. 33. ALIEN OWNERSHIP** — The ownership of lands by aliens, other than those who in good faith have declared their intention to become citizens of the United States, is prohibited in this state, except where acquired by inheritance, under mortgage or in good faith in the ordinary

course of justice in the collection of debts; and all conveyances of lands hereafter made to any alien directly, or in trust for such alien, shall be void: Provided, That the provisions of this section shall not apply to lands containing valuable deposits of minerals, metals, iron, coal, or fire-clay, and the necessary land for mills and machinery to be used in the development thereof and the manufacture of the products therefrom: And provided further, That the provisions of this section shall not apply to the citizens of such of the Provinces of the Dominion of Canada as do not expressly or by implication prohibit ownership of provincial lands by citizens of this state. Every corporation, the majority of the capital stock of which is owned by aliens, shall be considered an alien for the purposes of this prohibition. (L. 1949, p. 999, S. J. R. No. 9.) **AMENDMENT 24.** Approved November 7, 1950.

Original Text—**Art. 2, Sec. 33. OWNERSHIP OF LANDS BY ALIENS, PROHIBITED — EXCEPTIONS**—The ownership of lands by aliens, other than those who in good faith have declared their intention to become citizens of the United States, is prohibited in this state, except where acquired by inheritance, under mortgage or in good faith in the ordinary course of justice in the collection of debts; and all conveyances of lands hereafter made to any alien directly or in

*trust for such alien shall be void: Provided, That the provisions of this section shall not apply to lands containing valuable deposits of minerals, metals, iron, coal or fire-clay, and the necessary land for mills and machinery to be used in the development*

*thereof and the manufacture of the products therefrom. Every corporation, the majority of the capital stock of which is owned by aliens, shall be considered an alien for the purposes of this prohibition.*

**Sec. 34. Bureau of Statistics, Agriculture and Immigration**—There shall be established in the office of the secretary of state, a bureau of statistics, agriculture and immigration, under such regulations as the legislature may provide.

**Sec. 35. Protection of Employees**—The legislature shall pass necessary laws for the protection of persons working in mines, factories and other employments dangerous to life or deleterious to health; and fix pains and penalties for the enforcement of the same.

**Sec. 36. When Bills Must be Introduced**—No bill shall be considered in either house unless the time of its introduction shall have been at least ten days before the final adjournment of the legislature, unless the legislature shall otherwise direct by a vote of two-thirds of all the members elected to each house, said vote to be taken by yeas and nays and entered upon the journal, or unless the same be at a special session.

**Sec. 37. Revision or Amendment**—No act shall ever be revised or amended by mere reference to its title, but the act revised or the section amended shall be set forth at full length.

**Sec. 38. Limitation on Amendments**—No amendment to any bill shall be allowed which shall change the scope and object of the bill.

**Sec. 39. Free Transportation to Public Officer Prohibited**—It shall not be lawful for any person holding public office in this state to accept or use a pass or to purchase transportation from any railroad or other corporation, other than as the same may be purchased by the general public, and the legislature shall pass laws to enforce this provision.

**Sec. 40. Highway Funds**—All fees collected by the State of Washington as license fees for motor vehicles and all excise taxes collected by the State of Washington on the sale, distribution or use of motor vehicle fuel and all other state revenue intended to be used for highway purposes, shall be paid into the state treasury and placed in a special fund to be used exclusively for highway purposes, such highway purposes shall be construed to include the following:

(a) The necessary operating, engineering and legal expenses connected with the administration of public highways, county roads and city streets;

(b) The construction, reconstruction, maintenance, repair, and betterment of public highways, county roads, bridges and city streets; including the cost and expense of (1) acquisition of rights-of-way, (2) installing, maintaining and operating traffic signs and signal lights, (3) policing by the State of public highways, (4) operation of moveable span bridges, and (5) operation of ferries which are a part of any public highway, county road, or city street;

(c) The payment or refunding of any obligation of the State of Washington, or any political subdivision thereof, for which any of the revenues described in section 1 may have been legally pledged prior to the effective date of this act;

(d) Refunds authorized by law for taxes paid on motor vehicle fuels;

(e) The cost of collection of any revenues described in this section:

*Provided*, That this section shall not be construed to include revenue from general or special taxes or excises not levied primarily for highway purposes, or apply to vehicle operator's license fees or any excise tax imposed on motor vehicles or the use thereof in lieu of a property tax thereon, or fees for certificates of ownership of motor vehicles. (L. 1943, p. 938, H. J. R. No. 4.) Added by **AMENDMENT 18**. Approved November, 1944.

**Sec. 41. Laws, Effective Date, Initiative, Referendum—Amendment or Repeal—**No act, law, or bill subject to referendum shall take effect until ninety days after the adjournment of the session at which it was enacted. No act, law or bill approved by a majority of the electors voting thereon shall be amended or repealed by the legislature within a period of two years following such enactment: *Provided*, That any such act, law or bill may be amended within two years after such enactment at any regular or special session of the legislature by a vote of two-thirds of all the members elected to each house with full compliance with section 12, Article III, of the Washington Constitution, and no amendatory law adopted in accordance with this provision shall be subject to referendum. But such enactment may be amended or repealed at any general, regular or special election by direct vote of the people thereon. These provisions supersede the provisions of subsection (c) of section 1 of this article as amended by the seventh amendment to the constitution of this state. (L. 1951, p. 959, S. S. J. R. No. 7.) Added by **AMENDMENT 26**. Approved November 4, 1952.

**Sec. 42. Governmental Continuity During Emergency Periods—**The legislature, in order to insure continuity of state and local governmental operations in periods of emergency resulting from enemy attack, shall have the power and the duty, immediately upon and after adoption of this amendment, to enact legislation providing for prompt and temporary succession to the powers and duties of public offices of whatever nature and



whether filled by election or appointment, the incumbents and legal successors of which may become unavailable for carrying on the powers and duties of such offices: the legislature shall likewise enact such other measures as may be necessary and proper for insuring the continuity of governmental operations during such emergencies. Legislation enacted under the powers conferred by this amendment shall in all respects conform to the remainder of the Constitution: *Provided*, That if, in the judgment of the legislature at the time of disaster, conformance to the provisions of the Constitution would be impracticable or would admit of undue delay, such legislation may depart during the period of emergency caused by enemy attack only, from the following sections of the Constitution:

Article 14, Sections 1 and 2, Seat of Government;

Article 2, Sections 8, 15 (Amendments 13 and 32), and 22, Membership, Quorum of Legislature and Passage of Bills;

Article 3, Section 10 (Amendment 6), Succession to Governorship: *Provided*, That the legislature shall not depart from Section 10, Article III, as amended by Amendment 6, of the state Constitution relating to the Governor's office so long as any successor therein named is available and capable of assuming the powers and duties of such office as therein prescribed;

Article 3, Section 13, Vacancies in State Offices;

Article 11, Section 6, Vacancies in County Office;

Article 11, Section 2, Seat of County Government;

Article 3, Section 24, State Records. (L. 1961, p. 2758, H. J. R. No. 9.) **AMENDMENT 39**. Approved November, 1962.

### ARTICLE III—THE EXECUTIVE

**Sec. 1. Executive Department**—The executive department shall consist of a governor, lieutenant governor, secretary of state, treasurer, auditor, attorney general, superintendent of public instruction, and a commissioner of public lands, who shall be severally chosen by the qualified electors of the state at the same time and place of voting as for the members of the legislature.

**Sec. 2. Governor, Term of Office**—The supreme executive power of this state shall be vested in a governor, who shall hold his office for a term of four years, and until his successor is elected and qualified.

**Sec. 3. Other Executive Officers, Terms of Office**—The lieutenant governor, secretary of state, treasurer, auditor, attorney general, superintendent of public instruction, and commissioner of public lands shall hold their offices for four years respectively, and until their successors are elected and qualified.

**Sec. 4. Returns of Elections, Canvass, Etc.**—The returns of every election for the officers named in the first section of this article shall be sealed up and trans-

mitted to the seat of government by the returning officers, directed to the secretary of state, who shall deliver the same to the speaker of the house of representatives at the first meeting of the house thereafter, who shall open, publish and declare the result thereof in the presence of a majority of the members of both houses. The person having the highest number of votes shall be declared duly elected, and a certificate thereof shall be given to such person, signed by the presiding officers of both houses; but if any two or more shall be highest and equal in votes for the same office, one of them shall be chosen by the joint vote of both houses. Contested elections for such officers shall be decided by the legislature in such manner as shall be determined by law. The terms of all officers named in section one of this article shall commence on the second Monday in January after their election until otherwise provided by law.

**Sec. 5. General Duties of Governor**—The governor may require information in writing from the officers of the state upon any subject relating to the duties of their respective offices, and shall see that the laws are faithfully executed.

**Sec. 6. Messages**—He shall communicate at every session by message to the legislature the condition of the affairs of the state, and recommend such measures as he shall deem expedient for their action.

**Sec. 7. Extra Legislative Sessions**—He may, on extraordinary occasions, convene the legislature by proclamation, in which shall be stated the purposes for which the legislature is convened.

**Sec. 8. Commander-in-Chief**—He shall be Commander-in-chief of the military in the state except when they shall be called into the service of the United States.

**Sec. 9. Pardoning Power**—The pardoning power shall be vested in the governor under such regulations and restrictions as may be prescribed by law.

**Sec. 10. Vacancy in Office of Governor**—In case of the removal, resignation, death or disability of the governor, the duties of the office shall devolve upon the lieutenant governor; and in case of a vacancy in both the offices of governor and lieutenant governor, the duties of the governor shall devolve upon the secretary of state. In addition to the line of succession to the office and duties of governor as hereinabove indicated, if the necessity shall arise, in order to fill the vacancy in the office of governor, the following state officers shall succeed to the duties of governor and in the order named, viz.: Treasurer, auditor, attorney general, superintendent of public instruction and commissioner of public lands. In case of the death, disability, failure or refusal of the person regularly elected to the office of governor to qualify at the time provided by law, the duties of the office shall devolve upon the person regularly elected to and qualified for the office of lieutenant governor, who shall act as

governor until the disability be removed, or a governor be elected; and in case of the death, disability, failure or refusal of both the governor and the lieutenant governor elect to qualify, the duties of the governor shall devolve upon the secretary of state; and in addition to the line of succession to the office and duties of governor as hereinabove indicated, if there shall be the failure or refusal of any officer named above to qualify, and if the necessity shall arise by reason thereof, then in that event in order to fill the vacancy in the office of governor, the following state officers shall succeed to the duties of governor in the order named, viz.: Treasurer, auditor, attorney general, superintendent of public instruction and commissioner of public lands. Any person succeeding to the office of governor as in this section provided, shall perform the duties of such office only until the disability be removed, or a governor be elected and qualified; and if a vacancy occur more than thirty days before the next general election occurring within two years after the commencement of the term, a person shall be elected at such election to fill the office of governor for the remainder of the unexpired term (L. 1909, p. 642, Sec. 1.) **AMENDMENT 6.** Approved November, 1910. (Governmental continuity during emergency periods: See Art. 2, Sec. 42.)

Original text — Art. 3, Sec. 10. **VACANCY IN**—*In case of the removal, resignation, death, or disability of the governor, the duties of the office shall devolve upon the lieutenant governor, and in case of a vacancy in both the offices*

*of governor and lieutenant governor, the duties of governor shall devolve upon the secretary of state, who shall act as governor until the disability be removed or a governor be elected.*

**Sec. 11. Remission of Fines and Forfeitures**—The governor shall have power to remit fines and forfeitures, under such regulations as may be prescribed by law, and shall report to the legislature at its next meeting each case of reprieve, commutation or pardon granted, and the reasons for granting the same, and also the names of all persons in whose favor remission of fines and forfeitures shall have been made, and the several amounts remitted and the reasons for the remission.

**Sec. 12. Veto Power**—Every act which shall have passed the legislature shall be, before it becomes a law, presented to the governor. If he approves, he shall sign it; but if not, he shall return it, with his objections, to that house in which it shall have originated, which house shall enter the objections at large upon the journal and proceed to reconsider. If, after such reconsideration, two-thirds of the members present shall agree to pass the bill it shall be sent, together with the objections, to the other house, by which it shall likewise be reconsidered, and if approved by two-thirds of the members present, it shall become a law; but in

all such cases the vote of both houses shall be determined by the yeas and nays, and the names of the members voting for or against the bill shall be entered upon the journal of each house respectively. If any bill shall not be returned by the governor within five days, Sundays excepted, after it shall be presented to him, it shall become a law without his signature, unless the general adjournment shall prevent its return, in which case it shall become a law unless the governor, within ten days next after the adjournment, Sundays excepted, shall file such bill with his objections thereto, in the office of secretary of state, who shall lay the same before the legislature at its next session in like manner as if it had been returned by the governor. If any bill presented to the governor contain several sections or items, he may object to one or more sections or items while approving other portions of the bill. In such case he shall append to the bill, at the time of signing it, a statement of the section, or sections; item or items to which he objects and the reasons therefor, and the section or sections, item or items so objected to, shall not take effect unless passed over the governor's objection, as hereinbefore provided. (Veto power withheld from initiated and referred measures: See Art. 2, Sec. 1.)

**Sec. 13. Vacancy in Appointive Office**—When, during a recess of the legislature, a vacancy shall happen in any office, the appointment to which is vested in the legislature, or when at any time a vacancy shall have occurred in any other state office, for the filling of which vacancy no provision is made elsewhere in this Constitution, the governor shall fill such vacancy by appointment, which shall expire when a successor shall have been elected and qualified. (See *infra*, Art. 13, Sec. 1.) (Governmental continuity during emergency periods: See Art. 2, Sec. 42.)

**Sec. 14. Salary**—The governor shall receive an annual salary of four thousand dollars, which may be increased by law, but shall never exceed six thousand dollars per annum. (Chap. 1, L. 1965 set salary at \$32,500) See Art. 28, Sec. 1.

**Sec. 15. Commissions, How Issued**—All commissions shall issue in the name of the state, shall be signed by the governor, sealed with the seal of the state, and attested by the secretary of state.

**Sec. 16. Lieutenant Governor, Duties and Salary**—The lieutenant governor shall be presiding officer of the state senate, and shall discharge such other duties as may be prescribed by law. He shall receive an annual salary of one thousand dollars, which may be increased by the legislature, but shall never exceed three thousand dollars per annum. (Chap. 1, L. 1965 set salary at \$10,000) See Art. 28, Sec. 1.

**Sec. 17. Secretary of State, Duties and Salary**—The secretary of state shall keep a record of the official acts of the legislature, and executive department of the

state, and shall, when required, lay the same, and all matters relative thereto, before either branch of the legislature, and shall perform such other duties as shall be assigned him by law. He shall receive an annual salary of twenty-five hundred dollars, which may be increased by the legislature, but shall never exceed three thousand dollars per annum. (Chap. 1, L. 1965 set salary at \$15,000) See Art. 28, Sec. 1.

**Sec. 18. Seal**—There shall be a seal of the state kept by the secretary of state for official purposes, which shall be called "The Seal of the State of Washington." (Seal of the State: See *infra*, Art. 18, Sec. 1.)

**Sec. 19. State Treasurer, Duties and Salary**—The treasurer shall perform such duties as shall be prescribed by law. He shall receive an annual salary of two thousand dollars, which may be increased by the legislature, but shall never exceed four thousand dollars per annum. (Chap. 1, L. 1965 set salary at \$15,000) See Art. 28, Sec. 1.

**Sec. 20. State Auditor, Duties and Salary**—The auditor shall be auditor of public accounts, and shall have such powers and perform such duties in connection therewith as may be prescribed by law. He shall receive an annual salary of two thousand dollars, which may be increased by the legislature, but shall never exceed three thousand dollars per annum. (Chap. 1, L. 1965 set salary at \$16,500) See Art. 28, Sec. 1.

**Sec. 21. Attorney General, Duties and Salary**—The attorney general shall be the legal adviser of the state officers, and shall perform such other duties as may be prescribed by law. He shall receive an annual salary of two thousand dollars, which may be increased by the legislature, but shall never exceed thirty-five hundred dollars per annum. (Chap. 1, L. 1965 set salary at \$23,000) See Art. 28, Sec. 1.

**Sec. 22. Superintendent of Public Instruction, Duties and Salary**—The superintendent of public instruction shall have supervision over all matters pertaining to public schools, and shall perform such specific duties as may be prescribed by law. He shall receive an annual salary of twenty-five hundred dollars, which may be increased by law, but shall never exceed four thousand dollars per annum. (Chap. 1, L. 1965 set salary at \$22,500) See Art. 28, Sec. 1.

**Sec. 23. Commissioner of Public Lands—Compensation**—The commissioner of public lands shall perform such duties and receive such compensation as the legislature may direct. (Chap. 1, L. 1965 set salary at \$20,000) See Art. 28, Sec. 1.

**Sec. 24. Records, Where Kept, Etc.**—The governor, secretary of state, treasurer, auditor, superintendent of public instruction, commissioner of public lands and attorney general shall severally keep the public records, books and papers relating to their respective offices, at the seat of government, at which place also the governor, secretary of state, treasurer and auditor shall

reside. (Governmental continuity during emergency periods: See Art. 2, Sec. 42.)

**Sec. 25. Qualifications, Compensation, Offices Which May Be Abolished**—No person, except a citizen of the United States and a qualified elector of this state, shall be eligible to hold any state office. The compensation for state officers shall not be increased or diminished during the term for which they shall have been elected. The legislature may in its discretion abolish the offices of the lieutenant governor, auditor and commissioner of public lands. (L. 1955, p. 1861, S. J. R. No. 6.) **AMENDMENT 31.** Approved November, 1956. (See also Art. 2, Sec. 25; Art. 4, Sec. 13; Art. 11, Sec. 8.) (Authorizing compensation increase during term: See Art. 30, Sec. 1.)

Original text — Art. 3, Sec. 25. **QUALIFICATIONS**—No person, except a citizen of the United States and a qualified elector of this state, shall be eligible to hold any state office, and the state treasurer shall be ineligible for the term succeeding that for which he was elected.

*The compensation for state officers shall not be increased or diminished during the term for which they shall have been elected. The legislature may in its discretion abolish the offices of the lieutenant governor, auditor and commissioner of public lands.*

#### ARTICLE IV—THE JUDICIARY

**Sec. 1. Judicial Power—Where Vested**—The judicial power of the state shall be vested in a supreme court, superior courts, justices of the peace, and such inferior courts as the legislature may provide. (Court of Appeals: See Art. 4, Sec. 29.)

**Sec. 2. Supreme Court**—The supreme court shall consist of five judges, a majority of whom shall be necessary to form a quorum, and pronounce a decision. The said court shall always be open for the transaction of business except on non-judicial days. In the determination of causes all decisions of the court shall be given in writing and the grounds of the decision shall be stated. The legislature may increase the number of judges of the supreme court from time to time and may provide for separate departments of said court.

**Sec. 2(a). Temporary Performance of Judicial Duties**—When necessary for the prompt and orderly administration of justice a majority of the supreme court is empowered to authorize judges or retired judges of courts of record of this state, to perform, temporarily, judicial duties in the supreme court, and to authorize any superior court judge to perform judicial duties in any superior court of this state. (L. 1961, p. 2757, H. J. R. No. 6.) **AMENDMENT 38.** Approved November, 1962.

**Sec. 3. Election and Terms of Supreme Judges**—The judges of the supreme court shall be elected by the qualified electors of the state at large at the general state election at the times and places at which state officers are elected, unless some other time be provided

by the legislature. The first election of judges of the supreme court shall be at the election which shall be held upon the adoption of this Constitution and the judges elected thereat shall be classified by lot, so that two shall hold their office for the term of three years, two for the term of five years, and one for the term of seven years. The lot shall be drawn by the judges who shall for that purpose assemble at the seat of government, and they shall cause the result thereof to be certified to the secretary of state, and filed in his office. The judge having the shortest term to serve not holding his office by appointment or election to fill a vacancy, shall be the chief justice, and shall preside at all sessions of the supreme court, and in case there shall be two judges having in like manner the same short term, the other judges of the supreme court shall determine which of them shall be chief justice. In case of the absence of the chief justice, the judge having in like manner the shortest or next shortest term to serve shall preside. After the first election the terms of judges elected shall be six years from and after the second Monday in January next succeeding their election. If a vacancy occur in the office of a judge of the supreme court the governor shall appoint a person to hold the office until the election and qualification of a judge to fill the vacancy, which election shall take place at the next succeeding general election, and the judge so elected shall hold the office for the remainder of the unexpired term. The term of office of the judges of the supreme court, first elected, shall commence as soon as the state shall have been admitted into the Union, and continue for the term herein provided, and until their successors are elected and qualified. The sessions of the supreme court shall be held at the seat of government until otherwise provided by law.

**Sec. 3(a). Retirement of Supreme Court and Superior Court Judges**—A judge of the supreme court or the superior court shall retire from judicial office at the end of the calendar year in which he attains the age of seventy-five years. The legislature may, from time to time, fix a lesser age for mandatory retirement, not earlier than the end of the calendar year in which any such judge attains the age of seventy years, as the legislature deems proper. This provision shall not affect the term to which any such judge shall have been elected or appointed prior to, or at the time of, approval and ratification of this provision. Notwithstanding the limitations of this section, the legislature may by general law authorize or require the retirement of judges for physical or mental disability, or any cause rendering judges incapable of performing their judicial duties. (L. 1951, p. 960, H. J. R. No. 6.) **AMENDMENT 25.** Approved November 4, 1952.

**Sec. 4. Jurisdiction**—The supreme court shall have original jurisdiction in habeas corpus and quo warranto and mandamus as to all state officers, and appellate jurisdiction in all actions and proceedings, excepting

that its appellate jurisdiction shall not extend to civil actions at law for the recovery of money or personal property when the original amount in controversy, or the value of the property does not exceed the sum of two hundred dollars, unless the action involves the legality of a tax, impost, assessment, toll, municipal fine, or the validity of a statute. The supreme court shall also have power to issue writs of mandamus, review, prohibition, habeas corpus, certiorari and all other writs necessary and proper to the complete exercise of its appellate and revisory jurisdiction. Each of the judges shall have power to issue writs of habeas corpus to any part of the state upon petition by or on behalf of any person held in actual custody, and may make such writs returnable before himself, or before the supreme court, or before any superior court of the state or any judge thereof.

**Sec. 5 Superior Court—Election of Judges, Terms of, Etc.**—There shall be in each of the organized counties of this state a superior court for which at least one judge shall be elected by the qualified electors of the county at the general state election: *Provided*, That until otherwise directed by the legislature one judge only shall be elected for the counties of Spokane and Stevens; one judge for the county of Whitman; one judge for the counties of Lincoln, Okanogan, Douglas and Adams; one judge for the counties of Walla Walla and Franklin; one judge for the counties of Columbia, Garfield and Asotin; one judge for the counties of Kittitas, Yakima and Klickitat; one judge for the counties of Clark, Skamania, Pacific, Cowlitz and Wahkiakum; one judge for the counties of Thurston, Chehalis, Mason and Lewis; one judge for the county of Pierce; one judge for the county of King; one judge for the counties of Jefferson, Island, Kitsap, San Juan and Clallam; and one judge for the counties of Whatcom, Skagit and Snohomish. In any county where there shall be more than one superior judge, there may be as many sessions of the superior court at the same time as there are judges thereof, and whenever the governor shall direct a superior judge to hold court in any county other than that for which he has been elected, there may be as many sessions of the superior court in said county at the same time as there are judges therein or assigned to duty therein by the governor, and the business of the court shall be so distributed and assigned by law or in the absence of legislation therefor, by such rules and orders of the court as shall best promote and secure the convenient and expeditious transaction thereof. The judgments, decrees, orders and proceedings of any session of the superior court held by any one or more of the judges of such court shall be equally effectual as if all the judges of said court presided at such session. The first superior judges elected under this Constitution shall hold their offices for the period of three years, and until their successors shall be elected and qualified, and thereafter the term of office of all superior judges in this state shall be for four years from



the second Monday in January next succeeding their election and until their successors are elected and qualified. The first election of judges of the superior court shall be at the election held for the adoption of this Constitution. If a vacancy occurs in the office of judge of the superior court, the governor shall appoint a person to hold the office until the election and qualification of a judge to fill the vacancy, which election shall be at the next succeeding general election, and the judge so elected shall hold office for the remainder of the unexpired term.

**Sec. 6. Jurisdiction of Superior Courts**—The superior court shall have original jurisdiction in all cases in equity and in all cases at law which involve the title or possession of real property, or the legality of any tax, impost, assessment, toll, or municipal fine, and in all other cases in which the demand or the value of the property in controversy amounts to one thousand dollars, or a lesser sum in excess of the jurisdiction granted to justices of the peace and other inferior courts, and in all criminal cases amounting to felony, and in all cases of misdemeanor not otherwise provided for by law; of actions of forcible entry and detainer; of proceedings in insolvency; of actions to prevent or abate a nuisance; of all matters of probate, of divorce, and for annulment of marriage; and for such special cases and proceedings as are not otherwise provided for. The superior court shall also have original jurisdiction in all cases and of all proceedings in which jurisdiction shall not have been by law vested exclusively in some other court; and said court shall have the power of naturalization and to issue papers therefor. They shall have such appellate jurisdiction in cases arising in justices' and other inferior courts in their respective counties as may be prescribed by law. They shall always be open, except on nonjudicial days, and their process shall extend to all parts of the state. Said courts and their judges shall have power to issue writs of mandamus, quo warranto, review, certiorari, prohibition, and writs of habeas corpus, on petition by or on behalf of any person in actual custody in their respective counties. Injunctions and writs of prohibition and of habeas corpus may be issued and served on legal holidays and nonjudicial days. (L. 1951, p. 962, S. H. J. R. No. 13.) **AMENDMENT 28.** Approved November 4, 1952.

Original text — Art. 4, Sec. 6. **JURISDICTION OF SUPERIOR COURTS**—The superior court shall have original jurisdiction in all cases in equity, and in all cases at law which involve the title or possession of real property, or the legality of any tax, impost, assessment, toll or municipal fine, and in all other

cases in which the demand, or the value of the property in controversy amounts to one hundred dollars, and in all criminal cases amounting to felony, and in all cases of misdemeanor not otherwise provided for by law; of actions of forcible entry and detainer; of proceedings in insolvency;

of actions to prevent or abate a nuisance; of all matters of probate, of divorce, and for annulment of marriage; and for such special cases and proceedings as are not otherwise provided for. The superior court shall also have original jurisdiction in all cases and of all proceedings in which jurisdiction shall not have been by law vested exclusively in some other court; and said court shall have the power of naturalization, and to issue papers therefor. They shall have such appellate jurisdiction in cases arising in justice's and other inferior courts

in their respective counties as may be prescribed by law. They shall be always open except on non-judicial days, and their process shall extend to all parts of the state. Said courts and their judges shall have power to issue writs of mandamus, quo warranto, review, certiorari, prohibition, and writs of habeas corpus on petition by or on behalf of any person in actual custody in their respective counties. Injunctions and writs of prohibition and of habeas corpus may be issued and served on legal holidays and non-judicial days.

**Sec. 7. Exchange of Judges—Judge Pro Tempore—**The judge of any superior court may hold a superior court in any county at the request of the judge of the superior court thereof, and upon the request of the governor it shall be his duty to do so. A case in the superior court may be tried by a judge, *pro tempore*, who must be a member of the bar, agreed upon in writing by the parties litigant, or their attorneys of record, approved by the court and sworn to try the case.

**Sec. 8. Absence of Judicial Officer—**Any judicial officer who shall absent himself from the state for more than sixty consecutive days shall be deemed to have forfeited his office: *Provided*, That in cases of extreme necessity the governor may extend the leave of absence such time as the necessity therefor shall exist.

**Sec. 9. Removal of Judges, Attorney General, Etc.—**Any judge of any court of record, the attorney general, or any prosecuting attorney may be removed from office by joint resolution of the legislature, in which three-fourths of the members elected to each house shall concur, for incompetency, corruption, malfeasance, or delinquency in office, or other sufficient cause stated in such resolution. But no removal shall be made unless the officer complained of shall have been served with a copy of the charges against him as the ground of removal, and shall have an opportunity of being heard in his defense. Such resolution shall be entered at length on the journal of both houses and on the question of removal the yeas and nays shall also be entered on the journal.

**Sec. 10. Justices of the Peace—**The legislature shall determine the number of justices of the peace to be elected and shall prescribe by law the powers, duties

and jurisdiction of justices of the peace: *Provided*, That such jurisdiction granted by the legislature shall not trench upon the jurisdiction of superior or other courts of record, except that justices of the peace may be made police justices of incorporated cities and towns. Justices of the peace shall have original jurisdiction in cases where the demand or value of the property in controversy is less than three hundred dollars or such greater sum, not to exceed one thousand dollars, as shall be prescribed by the legislature. In incorporated cities or towns having more than five thousand inhabitants, the justices of the peace shall receive such salary as may be provided by law, and shall receive no fees for their own use. (L. 1951, p. 962, S. H. J. R. No. 13.) **AMENDMENT 28.** Approved November 4, 1952.

Original text — Art. 4, Sec. 10. JUSTICES OF THE PEACE — *The legislature shall determine the number of justices of the peace to be elected in incorporated cities or towns and in precincts, and shall prescribe by law the powers, duties and jurisdiction of justices of the peace: Provided, That such jurisdiction granted by the legislature shall not trench upon the jurisdiction of*

*superior or other courts of record, except that justices of the peace may be made police justices of incorporated cities and towns. In incorporated cities and towns having more than five thousand inhabitants the justices of the peace shall receive such salary as may be provided by law, and shall receive no fees for their own use. (See supra, Art. 4, Sec. 6.)*

**Sec. 11. Courts of Record**—The supreme court and the superior courts shall be courts of record, and the legislature shall have power to provide that any of the courts of this state, excepting justices of the peace, shall be courts of record.

**Sec. 12. Inferior Courts** — The legislature shall prescribe by law the jurisdiction and powers of any of the inferior courts which may be established in pursuance of this Constitution.

**Sec. 13. Salaries of Judicial Officers—How Paid, Etc.**—No judicial officer, except court commissioners and unsalaried justices of the peace, shall receive to his own use any fees or perquisites of office. The judges of the supreme court and judges of the superior courts shall severally at stated times, during their continuance in office, receive for their services the salaries prescribed by law therefor, which shall not be increased after their election, nor during the term for which they shall have been elected. The salaries of the judges of the supreme court shall be paid by the state. One-half of the salary of each of the superior court judges shall be paid by the state, and the other one-half by the county or counties for which he is elected. In cases where a judge is provided for more than one county, that portion of his salary which is to be paid by the counties shall be ap-

portioned between or among them according to the assessed value of their taxable property, to be determined by the assessment next preceding the time for which such salary is to be paid. (Authorizing compensation increase during term: See Art. 30, Sec. 1.)

**Sec. 14. Salaries of Supreme and Superior Court Judges**—Each of the judges of the supreme court shall receive an annual salary of four thousand dollars (\$4,000); each of the superior court judges shall receive an annual salary of three thousand dollars (\$3,000), which said salaries shall be payable quarterly. The legislature may increase the salaries of the judges herein provided. (Salaries of supreme court judges set at \$27,500: RCW 2.04.090. Salaries of superior court judges set at \$22,500: RCW 2.08.090.)

**Sec. 15. Ineligibility of Judges**—The judges of the supreme court and the judges of the superior court shall be ineligible to any other office or public employment than a judicial office, or employment, during the term for which they shall have been elected.

**Sec. 16. Charging Juries**—Judges shall not charge juries with respect to matters of fact, nor comment thereon, but shall declare the law.

**Sec. 17. Eligibility of Judges**—No person shall be eligible to the office of judge of the supreme court, or judge of a superior court, unless he shall have been admitted to practice in the courts of record of this state, or of the Territory of Washington.

**Sec. 18. Supreme Court Reporter**—The judges of the supreme court shall appoint a reporter for the decisions of that court, who shall be removable at their pleasure. He shall receive such annual salary as shall be prescribed by law.

**Sec. 19. Judges May Not Practice Law**—No judge of a court of record shall practice law in any court of this state during his continuance in office.

**Sec. 20. Decisions, When to be Made**—Every cause submitted to a judge of a superior court for his decision shall be decided by him within ninety days from the submission thereof; *Provided*, That if within said period of ninety days a rehearing shall have been ordered, then the period within which he is to decide shall commence at the time the cause is submitted upon such a rehearing. (Cf. RCW 2.08.240.)

**Sec. 21. Publication of Opinions**—The legislature shall provide for the speedy publication of opinions of the supreme court, and all opinions shall be free for publication by any person.

**Sec. 22. Clerk of Supreme Court**—The judges of the supreme court shall appoint a clerk of that court who shall be removable at their pleasure, but the legislature may provide for the election of the clerk of the supreme court, and prescribe the term of his office. The clerk of the supreme court shall receive such compensation by salary only as shall be provided by law.

**Sec. 23. Court Commissioners**—There may be appointed in each county, by the judge of the superior court having jurisdiction therein, one or more court commissioners, not exceeding three in number, who shall have authority to perform like duties as a judge of the superior court at chambers, subject to revision by such judge, to take depositions and to perform such other business connected with the administration of justice as may be prescribed by law.

**Sec. 24. Rules for Superior Courts**—The judges of the superior courts, shall from time to time, establish uniform rules for the government of the superior courts.

**Sec. 25. Reports of Superior Court Judges**—Superior judges, shall on or before the first day of November in each year, report in writing to the judges of the supreme court such defects and omissions in the laws as their experience may suggest, and the judges of the supreme court shall on or before the first day of January in each year report in writing to the governor such defects and omissions in the laws as they may believe to exist.

**Sec. 26. Clerk of the Superior Court**—The county clerk shall be by virtue of his office, clerk of the superior court.

**Sec. 27. Style of Process**—The style of all process shall be "The State of Washington," and all prosecutions shall be conducted in its name and by its authority.

**Sec. 28. Oath of Judges**—Every judge of the supreme court, and every judge of a superior court shall, before entering upon the duties of his office, take and subscribe an oath that he will support the Constitution of the United States and the Constitution of the State of Washington, and will faithfully and impartially discharge the duties of judge to the best of his ability, which oath shall be filed in the office of the secretary of state.

**Sec. 29. Election of Superior Court Judges**—Notwithstanding any provision of this Constitution to the contrary, if, after the last day as provided by law for the withdrawal of declarations of candidacy has expired, only one candidate has filed for any single position of superior court judge in any county containing a population of one hundred thousand or more, no primary election shall be held as to such position, and a certificate of election shall be issued to such candidate. If, after any contested primary for superior court judge in any county, only one candidate is entitled to have his name printed on the general election ballot for any single position, no election shall be held as to such position, and a certificate of election shall be issued to such candidate: *Provided*, That in the event that there is filed with the county auditor within ten days after the date of the primary, a petition indicating that a write in campaign will be conducted for such single position and signed by one hundred registered voters qualified to vote with respect of the office, then such single position shall be subject to the general election. Provisions for the contingency of the death or disqualification of a sole candidate between the last date

for withdrawal and the time when the election would be held but for the provisions of this section, and such other provisions as may be deemed necessary to implement the provisions of this section, may be enacted by the legislature. (L. 1965 ex.s., p. 2815, S. S. J. R. No. 6.) Added by **AMENDMENT 41**. Approved November 8, 1966.

**Sec. 30. Court of Appeals—**(1) *Authorization*. In addition to the courts authorized in section 1 of this article, judicial power is vested in a court of appeals, which shall be established by statute.

(2) *Jurisdiction*. The jurisdiction of the court of appeals shall be as provided by statute or by rules authorized by statute.

(3) *Review of Superior Court*. Superior court actions may be reviewed by the court of appeals or by the supreme court as provided by statute or by rule authorized by statute.

(4) *Judges*. The number, manner of election, compensation, terms of office, removal and retirement of judges of the court of appeals shall be as provided by statute.

(5) *Administration and Procedure*. The administration and procedures of the court of appeals shall be as provided by rules issued by the supreme court.

(6) *Conflicts*. The provisions of this section shall supersede any conflicting provisions in prior sections of this article. (1967 Senate Joint Resolution No. 6.) Added by **AMENDMENT 50**. Approved November 5, 1968. (This section which was adopted as Sec. 29 is herein renumbered Sec. 30 to avoid confusion with Sec. 29, *supra*.)

## ARTICLE V—IMPEACHMENT

**Sec. 1. Impeachment—Power of and Procedure—**The house of representatives shall have the sole power of impeachment. The concurrence of a majority of all the members shall be necessary to an impeachment. All impeachments shall be tried by the senate, and, when sitting for that purpose, the senators shall be upon oath or affirmation to do justice according to law and evidence. When the governor or lieutenant governor is on trial, the chief justice of the supreme court shall preside. No person shall be convicted without a concurrence of two-thirds of the senators elected.

**Sec. 2. Officers Liable to—**The governor and other state and judicial officers, except judges and justices of courts not of record, shall be liable to impeachment for high crimes or misdemeanors, or malfeasance in office, but judgment in such cases shall extend only to removal from office and disqualification to hold any office of honor, trust or profit, in the state. The party, whether convicted or acquitted, shall, nevertheless, be liable to prosecution, trial, judgment and punishment according to law.

**Sec. 3. Removal From Office—**All officers not liable to impeachment shall be subject to removal for misconduct or malfeasance in office, in such manner as may be provided by law.

**ARTICLE VI—ELECTIONS AND ELECTIVE RIGHTS**

**Sec. 1. Qualifications of Electors**—All persons of the age of twenty-one years or over, possessing the following qualifications, shall be entitled to vote at all elections: They shall be citizens of the United States; they shall have lived in the state one year, and in the county ninety days, and in the city, town, ward or precinct thirty days immediately preceding the election at which they offer to vote; they shall be able to read and speak the English language: *Provided*, That Indians not taxed shall never be allowed the elective franchise: *And further provided*, That this amendment shall not affect the rights of franchise of any person who is now a qualified elector of this state. The legislative authority shall enact laws defining the manner of ascertaining the qualifications of voters as to their ability to read and speak the English language, and providing for punishment of persons voting or registering in violation of the provision of this section. There shall be no denial of the elective franchise at any election on account of sex. (L. 1909, p. 26, Sec. 1.) **AMENDMENT 5.** Approved November, 1910.

**Amendment 2 (1896)**—**Art. 6, Sec. 1. QUALIFICATIONS OF VOTERS**—All male persons of the age of twenty-one years or over, possessing the following qualifications, shall be entitled to vote at all elections: They shall be citizens of the United States; they shall have lived in the state one year, and in the county ninety days, and in the city, town, ward or precinct thirty days immediately preceding the election at which they offer to vote; they shall be able to read and speak the English language: *Provided*, That Indians not taxed shall never be allowed the elective franchise: *And further provided*, That this amendment shall not effect [affect] the right of franchise of any person who is now a qualified elector of this state. The legislature shall enact laws defining the manner of ascertaining the qualifications of voters as to their ability to read and speak the English language, and

*providing for punishment of persons voting or registering in violation of the provisions of this section.* (L. 1895, p. 60, Sec. 1.) **AMENDMENT 2.** Approved November, 1896.

Original text — **Art. 6, Sec. 1. QUALIFICATIONS OF ELECTORS** — All male persons of the age of twenty-one years or over, possessing the following qualifications, shall be entitled to vote at all elections: They shall be citizens of the United States; They shall have lived in the state one year, and in the county ninety days, and in the city, town, ward or precinct thirty days immediately preceding the election at which they offer to vote: *Provided*, That Indians not taxed shall never be allowed the elective franchise: *Provided*, further, That all male persons who at the time of the adoption of this Constitution are qualified electors of the Territory, shall be electors.

**Sec. 1A. Voter Qualifications for Presidential Elections.** In consideration of those citizens of the United States who become residents of the state of Washington during the year of a presidential election with the intention of making this state their permanent residence, this section is for the purpose of authorizing such persons who can meet all qualifications for voting as set forth in section 1 of this article, except for residence, to vote for presidential electors or for the office of President and Vice-President of the United States, as the case may be, but no other: *Provided*, That such persons have resided in the state at least sixty days immediately preceding the presidential election concerned.

The legislature shall establish the time, manner and place for such persons to cast such presidential ballots. (L. 1965 ex.s., p. 2820, S. H. J. R. No. 4.) Added by **AMENDMENT 46**. Approved November 8, 1966.

**Sec. 2. School Elections—Franchise, How Extended—**(This section stricken by **AMENDMENT 5**, see Art. 6, Sec. 1).

Original text — Art. 6,  
Sec. 2. SCHOOL ELECTIONS  
— FRANCHISE, HOW EX-  
TENDED — *The Legislature  
may provide that there*

*shall be no denial of the  
elective franchise at any  
school election on account  
of sex.*

**Sec. 3. Who Disqualified—**All idiots, insane persons, and persons convicted of infamous crime unless restored to their civil rights are excluded from the elective franchise.

**Sec. 4. Residence, Contingencies Affecting—**For the purpose of voting and eligibility to office no person shall be deemed to have gained a residence by reason of his presence or lost it by reason of his absence, while in the civil or military service of the state or of the United States, nor while a student at any institution of learning, nor while kept at public expense at any poor-house or other asylum, nor while confined in public prison, nor while engaged in the navigation of the waters of this state or of the United States, or of the high seas.

**Sec. 5. Voter—When Privileged From Arrest—**Voters shall in all cases except treason, felony, and breach of the peace be privileged from arrest during their attendance at elections and in going to, and returning therefrom. No elector shall be required to do military duty on the day of any election except in time of war or public danger.

**Sec. 6. Ballot—**All elections shall be by ballot. The legislature shall provide for such method of voting as will secure to every elector absolute secrecy in preparing and depositing his ballot.

**Sec. 7. Registration—**The legislature shall enact a registration law, and shall require a compliance with such law before any elector shall be allowed to vote: *Provided*, That this provision is not compulsory upon the legislature except as to cities and towns having a population of over five hundred inhabitants. In all other cases the legislature may or may not require registra-



tion as a prerequisite to the right to vote, and the same system of registration need not be adopted for both classes.

**Sec. 8. Elections, Time of Holding**—The first election of county and district officers not otherwise provided for in this Constitution, shall be on the Tuesday next after the first Monday in November eighteen hundred and ninety, and thereafter all elections for such officers shall be held biennially on the Tuesday next succeeding the first Monday in November. The first election of all state officers not otherwise provided for in this Constitution, after the election held for the adoption of this Constitution, shall be on the Tuesday next after the first Monday in November, eighteen hundred and ninety-two, and the elections for such state officers shall be held in every fourth year thereafter on the Tuesday succeeding the first Monday in November. (See *infra*, Art. 27, Sec. 14.)

#### ARTICLE VII—REVENUE AND TAXATION

**Art. 7, Sec. 1. Taxation**—The power of taxation shall never be suspended, surrendered or contracted away. All taxes shall be uniform upon the same class of property within the territorial limits of the authority levying the tax and shall be levied, and collected for public purposes only. The word "property" as used herein shall mean and include everything, whether tangible or intangible, subject to ownership. All real estate shall constitute one class: *Provided*, That the legislature may tax mines and mineral resources and lands devoted to reforestation by either a yield tax or ad valorem tax at such rate as it may fix, or by both. Such property as the legislature may by general laws provide shall be exempt from taxation. Property of the United States and of the state, counties, school districts and other municipal corporations, and credits secured by property actually taxed in this state, not exceeding in value the value of such property, shall be exempt from taxation. The legislature shall have power, by appropriate legislation, to exempt personal property to the amount of three hundred (\$300.00) dollars for each head of a family liable to assessment and taxation under the provisions of the laws of this state of which the individual is the actual *bona fide* owner. (L. 1929, p. 499, Sec. 1) **AMENDMENT 14**. Approved November, 1930.

**NOTE:** Amendment 14 amended article 7 by striking all of sections 1, 2, 3 and 4, and inserting the above in lieu thereof. Amendment 17 added a new section 2.

Original text — Art. 7, Sec. 1. **ANNUAL STATE TAX**—All property in the state, not exempt under the laws of the United States, or under this Constitution, shall be taxed in proportion to its value, to be ascertained as provided by law. The legislature shall provide by law for an

annual tax sufficient, with other sources of revenue to defray the estimated ordinary expenses of the state for each fiscal year. And for the purpose of paying the state debt, if there be any, the legislature shall provide for levying a tax annually, sufficient to pay the an-

nual interest and principal of such debt within twenty years from the

Amendment 3 (1900) — Art. 7, Sec. 2, was amended by adding the following proviso: "And provided further, That the legislature shall have power, by appropriate legislation, to exempt personal property to the amount of \$300 for each

Original text — Art. 7, Sec. 2. TAXATION — UNIFORMITY AND EQUALITY — EXEMPTION — The legislature shall provide by law a uniform and equal rate of assessment and taxation on all property in the state, according to its value in money, and shall prescribe such regulation by general law as shall secure a just valuation for taxation of all property, so that every person and corporation shall pay a

Original text — Art. 7, Sec. 3. ASSESSMENT OF CORPORATE PROPERTY — The legislature shall provide by general law for the assessing and levying of taxes on all corporation

Original text — Art. 7, Sec. 4. NO SURRENDER OF POWER OR SUSPENSION OF TAX ON CORPORATE PROPERTY — The power to tax corporations and corporate property shall not be

Art. 7 Sec 2 Forty Mill Limit—Except as hereinafter provided and notwithstanding any other provision of this Constitution, the aggregate of all tax levies upon real and personal property by the state and all taxing districts now existing or hereafter created, shall not in any year exceed forty mills on the dollar of assessed valuation, which assessed valuation shall be fifty per centum of the true and fair value of such property in money: *Provided, however,* That nothing herein shall prevent levies at the rates now provided by law by or for any port or public utility district. The term "taxing district" for the purposes of this section shall mean any political subdivi-

final passage of the law creating the debt.

head of a family liable to assessment and taxation under the provisions of the laws of this state of which the individual is the actual and bona fide owner." (L. 1899, p. 121, Sec. 1.) Approved November, 1900.

tax in proportion to the value of his, her, or its property: Provided, That a deduction of debts from credits may be authorized: Provided, further, That the property of the United States and of the state, counties, school districts and other municipal corporations, and such other property as the legislature may by general laws provide, shall be exempt from taxation.

property as near as may be by the same methods as are provided for the assessing and levying of taxes on individual property.

surrendered or suspended by any contract or grant to which the state shall be a party. (This section is amended and stricken: See 14 Amendment.)

sion, municipal corporation, district, or other governmental agency authorized by law to levy or have levied for it, ad valorem taxes on property, other than a port or public utility district. Such aggregate limitation or any specific limitation imposed by law in conformity therewith may be exceeded only

(a) by any taxing district when specifically authorized so to do by a majority of at least three-fifths of the electors thereof voting on the proposition to levy such additional tax submitted not more than twelve months prior to the date on which the proposed levy is to be made and not oftener than twice in such twelve month period, either at a special election or at the regular election of such taxing district, at which election the number of persons voting on the proposition shall constitute not less than forty per centum of the total number of votes cast in such taxing district at the last preceding general election;

(b) by any taxing district otherwise authorized by law to issue general obligation bonds, for capital purposes, for the sole purpose of making the required payments of principal and interest on general obligation bonds issued solely for capital purposes, other than the replacement of equipment, when authorized so to do by majority of at least three-fifths of the electors thereof voting on the proposition to issue such bonds and to pay the principal and interest thereon by an annual tax levy in excess of the limitation herein provided during the term of such bonds, submitted not oftener than twice in any calendar year, at an election held in the manner provided by law for bond elections in such taxing district, at which election the total number of persons voting on the proposition shall constitute not less than forty per centum of the total number of votes cast in such taxing district at the last preceding general election: *Provided*, That any such taxing district shall have the right by vote of its governing body to refund any general obligation bonds of said district issued for capital purposes only, and to provide for the interest thereon and amortization thereof by annual levies in excess of the tax limitation provided for herein, and *Provided further*, That the provisions of this section shall also be subject to the limitations contained in Article VIII, Section 6, of this Constitution.

(c) by the state or any taxing district for the purpose of paying the principal or interest on general obligation bonds outstanding on December 6, 1934; or for the purpose of preventing the impairment of the obligation of a contract when ordered so to do by a court of last resort. (L. 1943, p. 936, H.J.R. No. 1.) New section 2 added to Art. 7 by **AMENDMENT 17**. Approved November, 1944.

*Original Section 2, as amended by Amendment 3, was stricken by Amendment 14: The original*

*section and Amendment 3, are set out following Art. 7, Sec. 1, above.*

**Sec. 3. Taxation of Federal Agencies and Property—**The United States and its agencies and instrumentalities, and their property, may be taxed under any of the tax laws of this state, whenever and in such manner as such taxation may be authorized or permitted under the laws of the United States, notwithstanding anything to the contrary in the Constitution of this state. (L. 1945, p. 932, H.J.R. No. 9.) **AMENDMENT 19.** Approved November, 1946.

*Original section 3 was set out following Art. 7, stricken by Amendment Sec. 1., above.*  
**14. The original section is**

**Sec. 4. No Surrender of Power or Suspension of Tax on Corporate Property—**(This section stricken by **AMENDMENT 14.** It is set out following Art. 7, Sec. 1, above.)

**Sec. 5. Taxes, How Levied—**No tax shall be levied except in pursuance of law; and every law imposing a tax shall state distinctly the object of the same to which only it shall be applied.

**Sec. 6. Taxes, How Paid—**All taxes levied and collected for state purposes shall be paid in money only into the state treasury.

**Sec. 7. Annual Statement—**An accurate statement of the receipts and expenditures of the public moneys shall be published annually in such manner as the legislature may provide.

**Sec. 8. Tax to Cover Deficiencies—**Whenever the expenses of any fiscal year shall exceed the income, the legislature may provide for levying a tax for the ensuing fiscal year, sufficient, with other sources of income, to pay the deficiency, as well as the estimated expenses of the ensuing fiscal year.

**Sec. 9. Special Assessments or Taxation for Local Improvements—**The legislature may vest the corporate authorities of cities, towns and villages with power to make local improvements by special assessment, or by special taxation of property benefited. For all corporate purposes, all municipal corporations may be vested with authority to assess and collect taxes and such taxes shall be uniform in respect to persons and property within the jurisdiction of the body levying the same.

**Sec. 10. Retired Persons Property Tax Exemption—**Notwithstanding the provisions of Article 7, section 1 (Amendment 14) and Article 7, section 2 (Amendment 17), the following tax exemption shall be allowed as to real property:

The legislature shall have the power, by appropriate legislation, to grant to retired property owners relief from the property tax on the real property occupied as a residence by those owners. The legislature may place such restrictions and conditions upon the granting of such relief as it shall deem proper. Such restrictions and conditions may include, but are not limited to, the limiting of the relief of those property owners below a specific level of income and those fulfilling certain

minimum residential requirements. (L. 1965 ex.s., p. 2821, H. J. R. No. 7.) Added by **AMENDMENT 47**. Approved November 8, 1966.

**Sec. 11. Taxation Based on Actual Use**—Nothing in this Article VII as amended shall prevent the legislature from providing, subject to such conditions as it may enact, that the true and fair value in money (a) of farms, agricultural lands, standing timber and timberlands, and (b) of other open space lands which are used for recreation or for enjoyment of their scenic or natural beauty shall be based on the use to which such property is currently applied, and such values shall be used in computing the assessed valuation of such property in the same manner as the assessed valuation is computed for all property. (1967 H. J. R. No. 1.) **AMENDMENT 53**. Approved November 5, 1968.

### **ARTICLE VIII—PUBLIC INDEBTEDNESS**

**Sec. 1. Limitation of State Debt**—The state may to meet casual deficits or failure in revenues, or for expenses not provided for, contract debts, but such debts, direct and contingent, singly or in the aggregate, shall not at any time exceed four hundred thousand dollars (\$400,000), and the moneys arising from the loans creating such debts shall be applied to the purpose for which they were obtained or to repay the debts so contracted, and to no other purpose whatever.

**Sec. 2. Powers Extended in Certain Cases**—In addition to the above limited power to contract debts the state may contract debts to repel invasion, suppress insurrection, or to defend the state in war, but the money arising from the contracting of such debts shall be applied to the purpose for which it was raised and to no other purpose whatever.

**Sec. 3. Special Indebtedness, How Authorized**—Except the debt specified in sections one and two of this article, no debts shall hereafter be contracted by, or on behalf of this state, unless such debt shall be authorized by law for some single work or object to be distinctly specified therein, which law shall provide ways and means, exclusive of loans, for the payment of the interest on such debt as it falls due, and also to pay and discharge the principal of such debt within twenty years from the time of the contracting thereof. No such law shall take effect until it shall, at a general election, have been submitted to the people and have received a majority of all the votes cast for and against it at such election, and all moneys raised by authority of such law shall be applied only to the specific object therein stated, or to the payment of the debt thereby created, and notice that such law will be submitted to the people shall be published at least four times during the four weeks next preceding the election in every legal newspaper in the state: *Provided*, That failure of any newspaper to publish this notice shall not be interpreted as affecting the outcome of the election. (L. 1965 ex.s., p. 2822. H. J. R. No. 39.) **AMENDMENT 48**. Approved November 8, 1966.

Original text — **Art. 8, Sec. 3. SPECIAL INDEBTEDNESS, HOW AUTHORIZED** — Except the debt specified in sections one and two of this article, no debts shall hereafter be contracted by, or on behalf this state, unless such debt shall be authorized by law for some single work or object to be distinctly specified therein, which law shall provide ways and means exclusive of loans, for the payment of the interest on such debt as it falls due, and also to pay and discharge the principal of such debt within twenty years from the time of the contracting thereof. No such law shall

take effect until it shall, at a general election, have been submitted to the people and have received a majority of all the votes cast for and against it at such election, and all moneys raised by authority of such law shall be applied only to the specific object therein stated, or to the payment of the debt thereby created, and such law shall be published in at least one newspaper in each county, if one be published therein, throughout the state, for three months next preceding the election at which it is submitted to the people.

**Sec. 4. Moneys Disbursed Only by Appropriation** — No moneys shall ever be paid out of the treasury of this state, or any of its funds, or any of the funds under its management, except in pursuance of an appropriation by law; nor unless such payment be made within one calendar month after the end of the next ensuing fiscal biennium, and every such law making a new appropriation, or continuing or reviving an appropriation, shall distinctly specify the sum appropriated, and the object to which it is to be applied, and it shall not be sufficient for such law to refer to any other law to fix such sum. (L. 1921, p. 80, Sec. 1.) **AMENDMENT 11.** Approved November, 1922.

Original text — **Art. 8, Sec. 4. MONEYS DISBURSED ONLY BY APPROPRIATIONS** — No moneys shall ever be paid out of the treasury of this state, or any of its funds, or any of the funds under its management, except in pursuance of an appropriation by law; nor unless such payment be made within two years from the first day of May

next after the passage of such appropriation act, and every such law making a new appropriation, or continuing or reviving an appropriation, shall distinctly specify the sum appropriated, and the object to which it is to be applied, and it shall not be sufficient for such law to refer to any other law to fix such sum.

**Sec. 5. Credit Not To Be Loaned** — The credit of the state shall not, in any manner be given or loaned to, or in aid of, any individual, association, company or corporation.

**Sec. 6. Limitations upon Indebtedness** — No county, city, town, school district, or other municipal corporation shall for any purpose become indebted in any manner to an amount exceeding one and one-half per centum of the taxable property in such county, city,

town, school district, or other municipal corporation, without the assent of three-fifths of the voters therein voting at an election to be held for that purpose, nor in cases requiring such assent shall the total indebtedness at any time exceed five per centum of the value of the taxable property therein, to be ascertained by the last assessment for state and county purposes previous to the incurring of such indebtedness, except that in incorporated cities the assessment shall be taken from the last assessment for city purposes: *Provided*, That no part of the indebtedness allowed in this section shall be incurred for any purpose other than strictly county, city, town, school district, or other municipal purposes: *Provided further*, That (a) any city or town, with such assent, may be allowed to become indebted to a larger amount, but not exceeding five per centum additional for supplying such city or town with water, artificial light, and sewers, when the works for supplying such water, light, and sewers shall be owned and controlled by the municipality and (b) any school district with such assent, may be allowed to become indebted to a larger amount but not exceeding five per centum additional for capital outlays. (L. 1951, p. 961, H. J. R. No. 8) **AMENDMENT 27**. Approved November 4, 1952.

Original text — Art. 8, Sec. 6. **LIMITATIONS UPON MUNICIPAL INDEBTEDNESS** — No county, city, town, school district or other municipal corporation, shall for any purpose become indebted in any manner to an amount exceeding one and one-half per centum of the taxable property in such county, city, town, school district or other municipal corporation, without the assent of three-fifths of the voters therein, voting at an election to be held for that purpose, nor in cases requiring such assent shall the total indebtedness at any time exceed five per centum on the value of the taxable property therein, to be ascertained by the last assessment for state, and county purposes previous to the incurring

of such indebtedness; except that in incorporated cities the assessment shall be taken from the last assessment for city purposes: *Provided*, That no part of the indebtedness allowed in this section, shall be incurred for any purpose other than strictly county, city, town, school district, or other municipal purposes. *Provided further*, That any city or town, with such assent may be allowed to become indebted to a larger amount but not exceeding five per centum additional for supplying such city or town with water, artificial light, and sewers, when the works for supplying such water, light, and sewers shall be owned and controlled by the municipality.

**Sec. 7. Credit Not To Be Loaned**—No county, city, town or other municipal corporation shall hereafter give any money, or property, or loan its money, or credit to or in aid of any individual, association, company or corporation, except for the necessary support

of the poor and infirm, or become directly or indirectly the owner of any stock in or bonds of any association, company or corporation.

**Sec. 8. Port Expenditures—Industrial Development—Promotion**—The use of public funds by port districts in such manner as may be prescribed by the legislature for industrial development or trade promotion and promotional hosting shall be deemed a public use for a public purpose, and shall not be deemed a gift within the provisions of section 7 of this Article. (L. 1965 ex.s., p. 2819, S. J. R. No. 25.) Added by **AMENDMENT 45**. Approved November 8, 1966.

**Sec. 9. State Building Authority**—The legislature is empowered notwithstanding any other provision in this Constitution, to provide for a state building authority in corporate and politic form which may contract with agencies or departments of the state government to construct upon land owned by the state or its agencies, or to be acquired by the state building authority, buildings and appurtenant improvements which such state agencies or departments are hereby empowered to lease at reasonable rental rates from the Washington state building authority for terms up to seventy-five years with provisions for eventual vesting of title in the state or its agencies. This section shall not be construed as authority to provide buildings through lease or otherwise to nongovernmental entities. The legislature may authorize the state building authority to borrow funds solely upon its own credit and to issue bonds or other evidences of indebtedness therefor to be repaid from its revenues and to secure the same by pledging its income or mortgaging its leaseholds. The provisions of sections 1 and 3 of this article shall not apply to indebtedness incurred pursuant to this section. (1967 S. J. R. No. 17.) **AMENDMENT 51**. Approved November 5, 1968. (This section which was adopted as Sec. 8, is herein renumbered Sec. 9 to avoid confusion with Sec. 8, *supra*.)

## ARTICLE IX—EDUCATION

**Sec. 1. Preamble**—It is the paramount duty of the state to make ample provision for the education of all children residing within its borders, without distinction or preference on account of race, color, caste, or sex.

**Sec. 2. Public School System**—The legislature shall provide for a general and uniform system of public schools. The public school system shall include common schools, and such high schools, normal schools, and technical schools as may hereafter be established. But the entire revenue derived from the common school fund and the state tax for common schools shall be exclusively applied to the support of the common schools.

**Sec. 3. Funds for Support**—The principal of the common school fund as the same existed on June 30, 1965, shall remain permanent and irreducible. The said fund shall consist of the principal amount thereof existing



on June 30, 1965, and such additions thereto as may be derived after June 30, 1965, from the following named sources, to wit: Appropriations and donations by the state to this fund; donations and bequests by individuals to the state or public for common schools; the proceeds of lands and other property which revert to the state by escheat and forfeiture; the proceeds of all property granted to the state when the purpose of the grant is not specified, or is uncertain; funds accumulated in the treasury of the state for the disbursement of which provision has not been made by law; the proceeds of the sale of stone, minerals, or property other than timber and other crops from school and state lands, other than those granted for specific purposes; all moneys received from persons appropriating stone, minerals or property other than timber and other crops from school and state lands other than those granted for specific purposes, and all moneys other than rental recovered from persons trespassing on said lands; five per centum of the proceeds of the sale of public lands lying within the state, which shall be sold by the United States subsequent to the admission of the state into the Union as approved by section 13 of the act of congress enabling the admission of the state into the Union; the principal of all funds arising from the sale of lands and other property which have been, and hereafter may be granted to the state for the support of common schools. The legislature may make further provisions for enlarging said fund.

There is hereby established the common school construction fund to be used exclusively for the purpose of financing the construction of facilities for the common schools. The sources of said fund shall be: (1) Those proceeds derived from the sale or appropriation of timber and other crops from school and state lands subsequent to June 30, 1965, other than those granted for specific purposes; (2) the interest accruing on said permanent common school fund from and after July 1, 1967, together with all rentals and other revenues derived therefrom and from lands and other property devoted to the permanent common school fund from and after July 1, 1967; and (3) such other sources as the legislature may direct. That portion of the common school construction fund derived from interest on the permanent common school fund may be used to retire such bonds as may be authorized by law for the purpose of financing the construction of facilities for the common schools.

The interest accruing on the permanent common school fund together with all rentals and other revenues accruing thereto pursuant to subsection (2) of this section during the period after the effective date of this amendment and prior to July 1, 1967, shall be exclusively applied to the current use of the common schools.

To the extent that the moneys in the common school construction fund are in excess of the amount necessary to allow fulfillment of the purpose of said fund, the excess shall be available for deposit to the credit of

the permanent common school fund or available for the current use of the common schools, as the legislature may direct. (L. 1965 ex.s., p. 2817, S. J. R. No. 22, part 1.)

**AMENDMENT 43.** Approved November 8, 1966.

Original text — Art. 9, Sec. 3. **FUNDS FOR SUPPORT**—*The principal of the common school fund shall remain permanent and irreducible. The said fund shall be derived from the following named sources, to wit: Appropriations and donations by the state to this fund; donations and bequests by individuals to the state or public for common schools; the proceeds of lands and other property which revert to the state by escheat and forfeiture; the proceeds of all property granted to the state when the purpose of the grant is not specified, or is uncertain; funds accumulated in the treasury of the state for the disbursement of which provision has been not made by law; the proceeds of the sale of timber, stone, minerals, or other property from school and state lands, other than those granted for specific purposes; all moneys received from persons appropriating timber, stone, minerals or other property from school and state lands*

*other than those granted for specific purposes, and all moneys other than rental recovered from persons trespassing on said lands; five per centum of the proceeds of the sale of public lands lying within the state which shall be sold by the United States subsequent to the admission of the state into the Union, as approved by section thirteen of the act of congress enabling the admission of the state into the Union; the principal of all funds arising from the sale of lands and other property which have been, and hereafter may be granted to the state for the support of common schools. The legislature may make further provisions for enlarging said fund. The interest accruing on said fund together with all rentals and other revenues derived therefrom and from lands and other property devoted to the common school fund shall be exclusively applied to the current use of the common schools.*

**Sec. 4. Sectarian Control or Influence Prohibited**—All schools maintained or supported wholly or in part by the public funds shall be forever free from sectarian control or influence.

**Sec. 5. Loss of Permanent Fund to Become State Debt**—All losses to the permanent common school or any other state educational fund, which shall be occasioned by defalcation, mismanagement or fraud of the agents or officers controlling or managing the same, shall be audited by the proper authorities of the state. The amount so audited shall be a permanent funded debt against the state in favor of the particular fund sustaining such loss, upon which not less than six per cent annual interest shall be paid. The amount of liability so created shall not be counted as a part of the indebted-

edness authorized and limited elsewhere in this Constitution. (Investment of permanent school fund: See *infra*, Art. 16.)

#### ARTICLE X—MILITIA

**Sec. 1. Who Liable to Military Duty**—All able-bodied male citizens of this state between the ages of eighteen (18) and forty-five (45) years except such as are exempt by laws of the United States or by the laws of this state, shall be liable to military duty.

**Sec. 2. Organization—Discipline—Officers—Powers to Call Out**—The legislature shall provide by law for organizing and disciplining the militia in such manner as it may deem expedient, not incompatible with the Constitution and laws of the United States. Officers of the militia shall be elected or appointed in such manner as the legislature shall from time to time direct and shall be commissioned by the governor. The governor shall have power to call forth the militia to execute the laws of the state to suppress insurrections and repel invasions.

**Sec. 3. Soldiers' Home**—The legislature shall provide by law for the maintenance of a soldiers' home for honorably discharged Union soldiers, sailors, marines and members of the state militia disabled while in the line of duty and who are *bona fide* citizens of the state.

**Sec. 4. Public Arms**—The legislature shall provide by law, for the protection and safekeeping of the public arms.

**Sec. 5. Privilege From Arrest**—The militia shall, in all cases, except treason, felony and breach of the peace, be privileged from arrest during their attendance at musters and elections of officers, and in going to and returning from the same.

**Sec. 6. Exemption From Military Duty**—No person or persons, having conscientious scruples against bearing arms, shall be compelled to do militia duty in time of peace: *Provided*, Such person or persons shall pay an equivalent for such exemption.

#### ARTICLE XI—COUNTY, CITY AND TOWNSHIP ORGANIZATION

**Sec. 1. Existing Counties Recognized**—The several counties of the Territory of Washington existing at the time of the adoption of this Constitution are hereby recognized as legal subdivisions of this state.

**Sec. 2. County Seats—Location and Removal**—No county seat shall be removed unless three-fifths of the qualified electors of the county, voting on the proposition at a general election shall vote in favor of such removal, and three-fifths of all votes cast on the proposition shall be required to relocate a county seat. A proposition of removal shall not be submitted in the same county more than once in four years. (Governmental continuity during emergency periods: See Art. 2. Sec. 42.)

**Sec. 3. New Counties**—No new counties shall be established which shall reduce any county to a population less than four thousand (4,000), nor shall a new county be formed containing a less population than two thousand (2,000). There shall be no territory stricken from any county unless a majority of the voters living in such territory shall petition therefor and then only under such other conditions as may be prescribed by a general law applicable to the whole state. Every county which shall be enlarged or created from territory taken from any other county or counties shall be liable for a just proportion of the existing debts and liabilities of the county or counties from which such territory shall be taken: *Provided*, That in such accounting neither county shall be charged with any debt or liability then existing incurred in the purchase of any county property, or in the purchase or construction of any county buildings, then in use, or under construction, which shall fall within and be retained by the county: *Provided further*, That this shall not be construed to affect the rights of creditors.

**Sec. 4. County Government and Township Organization**—The legislature shall establish a system of county government, which shall be uniform throughout the state except as hereinafter provided, and by general laws shall provide for township organization, under which any county may organize whenever a majority of the qualified electors of such county voting at a general election shall so determine; and whenever a county shall adopt township organization, the assessment and collection of the revenue shall be made, and the business of such county and the local affairs of the several townships therein, shall be managed and transacted in the manner prescribed by such general law.

Any county may frame a "Home Rule" charter for its own government subject to the Constitution and laws of this state, and for such purpose the legislative authority of such county may cause an election to be had, at which election there shall be chosen by the qualified voters of said county not less than fifteen (15) nor more than twenty-five (25) freeholders thereof, as determined by the legislative authority, who shall have been residents of said county for a period of at least five (5) years preceding their election and who are themselves qualified electors, whose duty it shall be to convene within thirty (30) days after their election and prepare and propose a charter for such county. Such proposed charter shall be submitted to the qualified electors of said county, and if a majority of such qualified electors voting thereon ratify the same, it shall become the charter of said county and shall become the organic law thereof, and supersede any existing charter, including amendments thereto, or any existing form of county government, and all special laws inconsistent with such charter. Said proposed charter shall be published in two (2) legal newspapers published in said county, at least once a week for four (4) consecutive weeks prior to the day of submitting the same to the electors for their approval as above provided. All elec-

tions in this section authorized shall only be had upon notice, which notice shall specify the object of calling such election and shall be given for at least ten (10) days before the day of election in all election districts of said county. Said elections may be general or special elections and except as herein provided, shall be governed by the law regulating and controlling general or special elections in said county. Such charter may be amended by proposals therefor submitted by the legislative authority of said county to the electors thereof at any general election after notice of such submission published as above specified, and ratified by a majority of the qualified electors voting thereon. In submitting any such charter or amendment thereto, any alternate article or proposition may be presented for the choice of the voters and may be voted on separately without prejudice to others.

Any home rule charter proposed as herein provided, may provide for such county officers as may be deemed necessary to carry out and perform all county functions as provided by charter or by general law, and for their compensation, but shall not affect the election of the prosecuting attorney, the county superintendent of schools, the judges of the superior court, and the justices of the peace, or the jurisdiction of the courts.

Notwithstanding the foregoing provision for calling of an election by the legislative authority of such county for the election of freeholders to frame a county charter, registered voters equal in number to ten (10) per centum of the voters of any such county voting at the last preceding general election, may at any time propose by petition the calling of an election of freeholders. The petition shall be filed with the county auditor of the county at least three (3) months before any general election and the proposal that a board of freeholders be elected for the purpose of framing a county charter shall be submitted to the vote of the people at said general election, and at the same election a board of freeholders of not less than fifteen (15) or more than twenty-five (25), as fixed in the petition calling for the election, shall be chosen to draft the new charter. The procedure for nomination of qualified electors as candidates for said board of freeholders shall be prescribed by the legislative authority of the county, and the procedure for the framing of the charter and the submission of the charter as framed shall be the same as in the case of a board of freeholders chosen at an election initiated by the legislative authority of the county.

In calling for any election of freeholders as provided in this section, the legislative authority of the county shall apportion the number of freeholders to be elected in accordance with either the legislative districts or the county commissioner districts, if any, within said county, the number of said freeholders to be elected from each of said districts to be in proportion to the population of said districts as nearly as may be.

Should the charter proposed receive the affirmative vote of the majority of the electors voting thereon, the

legislative authority of the county shall immediately call such special election as may be provided for therein, if any, and the county government shall be established in accordance with the terms of said charter not more than six (6) months after the election at which the charter was adopted.

The terms of all elective officers, except the prosecuting attorney, the county superintendent of schools, the judges of the superior court, and the justices of the peace, who are in office at the time of the adoption of a Home Rule Charter shall terminate as provided in the charter. All appointive officers in office at the time the charter goes into effect, whose positions are not abolished thereby, shall continue until their successors shall have qualified.

After the adoption of such charter, such county shall continue to have all the rights, powers, privileges and benefits then possessed or thereafter conferred by general law. All the powers, authority and duties granted to and imposed on county officers by general law, except the prosecuting attorney, the county superintendent of schools, the judges of the superior court, and the justices of the peace, shall be vested in the legislative authority of the county unless expressly vested in specific officers by the charter. The legislative authority may by resolution delegate any of its executive or administrative powers, authority or duties not expressly vested in specific officers by the charter, to any county officer or officers or county employee or employees.

The provisions of sections 5, 6, 7, and the first sentence of section 8 of this Article as amended shall not apply to counties in which the government has been established by charter adopted under the provisions hereof. The authority conferred on the board of county commissioners by Section 15 of Article II as amended, shall be exercised by the legislative authority of the county. (Approved November 2, 1948. AMENDMENT 21. L. '47, S. J. R. No. 5, p. 1372.)

Original text — Art. 11. Sec. 4. COUNTY GOVERNMENT AND TOWNSHIP ORGANIZATION — *The legislature shall establish a system of county government which shall be uniform throughout the state, and by general laws shall provide for township organization, under which any county may organize whenever a majority of the qualified electors of*

*such county voting at a general election shall so determine, and whenever a county shall adopt township organization the assessment and collection of the revenue shall be made and the business of such county, and the local affairs of the several townships therein shall be managed and transacted in the manner prescribed by such general laws.*

Sec. 5. County Government—The legislature, by general and uniform laws, shall provide for the election in the several counties of boards of county commissioners, sheriffs, county clerks, treasurers, prosecuting attorneys and other county, township or precinct and district officers, as public convenience may require, and shall prescribe their duties, and fix their terms of office:

*Provided*, That the legislature may, by general laws, classify the counties by population and provide for the election in certain classes of counties certain officers who shall exercise the powers and perform the duties of two or more officers. It shall regulate the compensation of all such officers, in proportion to their duties, and for that purpose may classify the counties by population. And it shall provide for the strict accountability of such officers for all fees which may be collected by them and for all public moneys which may be paid to them, or officially come into their possession. (L. 1923, p. 254, Sec. 1.) **AMENDMENT 12.** Approved November, 1924.

Original text — Art. 11, Sec. 5. **ELECTION AND COMPENSATION OF COUNTY OFFICERS**—*The legislature by general and uniform laws shall provide for the election in the several counties of boards of county commissioners, sheriffs, county clerks, treasurers, prosecuting attorneys, and other county, township or precinct and district officers as public convenience may require, and shall prescribe their du-*

*ties, and fix their term of office. It shall regulate the compensation of all such officers, in proportion to their duties, and for that purpose may classify the counties by population. And it shall provide for the strict accountability of such officers for all fees which may be collected by them, and for all public moneys which may be paid to them, or officially come into their possession.*

**Sec. 6. Vacancies in Township, Precinct or Road District Office**—The board of county commissioners in each county shall fill all vacancies occurring in any township, precinct or road district office of such county by appointment, and officers thus appointed shall hold office till the next general election, and until their successors are elected and qualified. (1967 S. J. R. No. 24, part.) **AMENDMENT 52**, part. Approved November 5, 1968. (Governmental continuity during emergency periods: See Art. 2, Sec. 42. Vacancies in legislature and in partisan county elective office: See Art. 2, Sec. 15.)

Original text—Art. 11, Sec. 6. **VACANCIES IN COUNTY, ETC., OFFICES, HOW FILLED**—*The board of county commissioners in each county shall fill all vacancies occurring in any county, township, precinct*

*or road district office of such county by appointment, and officers thus appointed shall hold office till the next general election, and until their successors are elected and qualified.*

**Sec. 7. Tenure of Office Limited to Two Terms.** (This section repealed by **AMENDMENT 22**. L. 1947, p. 1385, H. J. R. No. 4, Approved November 2, 1948.)

Original text — Art. 11, Sec. 7. **TENURE OF OFFICE LIMITED TO TWO TERMS**—*No county officer shall be*

*eligible to hold his office more than two terms in succession.*

**Sec. 8. Salaries and Limitations Affecting**—The legislature shall fix the compensation by salaries of all county officers, and of constables in cities having a population of five thousand and upwards; except that public administrators, surveyors and coroners may or may not be salaried officers. The salary of any county, city, town, or municipal officer shall not be increased or diminished after his election, or during his term of office; nor shall the term of any such officer be extended beyond the period for which he is elected or appointed. (Authorizing compensation increase during term: See Art. 30, Sec. 1.)

**Sec. 9. State Taxes Not to Be Released or Commuted**—No county, nor the inhabitants thereof, nor the property therein, shall be released or discharged from its or their proportionate share of taxes to be levied for state purposes, nor shall commutation for such taxes be authorized in any form whatever.

**Sec. 10. Incorporation of Municipalities**—Corporations for municipal purposes shall not be created by special laws; but the legislature by general laws, shall provide for the incorporation, organization and classification in proportion to population, of cities and towns, which laws may be altered, amended or repealed. Cities and towns heretofore organized, or incorporated may become organized under such general laws whenever a majority of the electors voting at a general election shall so determine, and shall organize in conformity therewith; and cities or towns heretofore or hereafter organized, and all charters thereof framed or adopted by authority of this Constitution shall be subject to, and controlled by general laws. Any city containing a population of ten thousand inhabitants, or more, shall be permitted to frame a charter for its own government, consistent with and subject to the Constitution and laws of this state, and for such purpose the legislative authority of such city may cause an election to be had at which election there shall be chosen by the qualified electors of said city, fifteen freeholders thereof, who shall have been residents of said city for a period of at least two years preceding their election and qualified electors, whose duty it shall be to convene within ten days after their election, and prepare and propose a charter for such city. Such proposed charter shall be submitted to the qualified electors of said city, and if a majority of such qualified electors voting thereon ratify the same, it shall become the charter of said city, and shall become the organic law thereof, and supersede any existing charter including amendments thereto, and all special laws inconsistent with such charter. Said proposed charter shall be published in the daily newspaper of largest general circulation published in the area to be incorporated as a first class city under the charter or, if no daily newspaper is published therein, then in the newspaper having the largest general circulation within such area at least once each week for four weeks next preceding the day of submitting the same to the electors for their ap-



proval, as above provided. All elections in this section authorized shall only be had upon notice, which notice shall specify the object of calling such election, and shall be given as required by law. Said elections may be general or special elections, and except as herein provided shall be governed by the law regulating and controlling general or special elections in said city. Such charter may be amended by proposals therefor submitted by the legislative authority of such city to the electors thereof at any general election after notice of said submission published as above specified, and ratified by a majority of the qualified electors voting thereon. In submitting any such charter, or amendment thereto, any alternate article or proposition may be presented for the choice of the voters and may be voted on separately without prejudice to others.

(L. 1963 ex.s. p. 1526, S. J. R. No. 1, **AMENDMENT 40**. Approved November, 1964.) (Authority to incur and limit of indebtedness; see supra, Art. 8, Sec. 6.)

Original text — Art. 11, Sec. 10. INCORPORATION OF MUNICIPALITIES — Corporations for municipal purposes shall not be created by special laws; but the legislature, by general laws, shall provide for the incorporation, organization and classification in proportion to population, of cities and towns, which laws may be altered, amended or repealed. Cities and towns heretofore organized, or incorporated may become organized under such general laws whenever a majority of the electors voting at a general election, shall so determine, and shall organize in conformity therewith; and cities or towns heretofore or hereafter organized, and all charters thereof framed or adopted by authority of this Constitution shall be subject to, and controlled by general laws. Any city containing a population of twenty thousand inhabitants, or more, shall be permitted to frame a charter for its own government, consistent with and subject to the Constitution and laws of this state, and

for such purpose the legislative authority of such city may cause an election to be had at which election there shall be chosen by the qualified electors of said city, fifteen freeholders thereof, who shall have been residents of said city for a period of at least two years preceding their election and qualified electors, whose duty it shall be to convene within ten days after their election, and prepare and propose a charter for such city. Such proposed charter shall be submitted to the qualified electors of said city, and if a majority of such qualified electors voting thereon ratify the same, it shall become the charter of said city, and shall become the organic law thereof, and supersede any existing charter including amendments thereto, and all special laws inconsistent with such charter. Said proposed charter shall be published in two daily newspapers published in said city, for at least thirty days prior to the day of submitting the same to the electors for their approval, as above

provided. All elections in this section authorized shall only be had upon notice, which notice shall specify the object of calling such election, and shall be given for at least ten days before the day of election, in all election districts of said city. Said elections may be general or special elections, and except as herein provided shall be governed by the law regulating and controlling general or special elections in said city. Such charter may be amended by pro-

posals therefor submitted by the legislative authority of such city to the electors thereof at any general election after notice of said submission published as above specified, and ratified by a majority of the qualified electors voting thereon. In submitting any such charter, or amendment thereto, any alternate article or proposition may be presented for the choice of the voters, and may be voted on separately without prejudice to others.

**Sec. 11. Police and Sanitary Regulations**—Any county, city, town or township may make and enforce within its limits all such local police, sanitary and other regulations as are not in conflict with general laws.

**Sec. 12. Assessment and Collection of Taxes in Municipalities**—The legislature shall have no power to impose taxes upon counties, cities, towns or other municipal corporations, or upon the inhabitants or property thereof, for county, city, town or other municipal purposes, but may, by general laws, vest in the corporate authorities thereof, the power to assess and collect taxes for such purposes.

**Sec. 13. Private Property, When May be Taken For Public Debt**—Private property shall not be taken or sold for the payment of the corporate debt of any public or municipal corporation, except in the mode provided by law for the levy and collection of taxes.

**Sec. 14. Private Use of Public Funds Prohibited**—The making of profit out of county, city, town, or other public money, or using the same for any purpose not authorized by law, by any officer having the possession or control thereof, shall be a felony, and shall be prosecuted and punished as prescribed by law.

**Sec. 15. Deposit of Public Funds**—All moneys, assessments and taxes belonging to or collected for the use of any county, city, town or other public or municipal corporation, coming into the hands of any officer thereof, shall immediately be deposited with the treasurer, or other legal depository to the credit of such city, town, or other corporation respectively, for the benefit of the funds to which they belong.

**Sec. 16. Combined City and County**—The legislature shall, by general law, provide for the formation of combined city and county municipal corporations, and for the manner of determining the territorial limits thereof, each of which shall be known as a "city and county," and when organized, shall contain a population of at least three hundred thousand (300,000) inhabitants. No

such city and county shall be formed except by a majority vote of the qualified electors of the areas proposed to be included therein and also by a majority vote of the qualified electors of the remainder of that county from which such area is to be taken. Any such city and county shall be permitted to frame a charter for its own government, and amend the same, in the manner provided for cities by section 10 of this article: *Provided, however,* That the first charter of such city and county shall be framed and adopted in a manner to be specified in the general law authorizing the formation of such corporations: *Provided further,* That every such charter shall designate the respective officers of such city and county who shall perform the duties imposed by law upon county officers. Every such city and county shall have and enjoy all rights, powers and privileges asserted in its charter, not inconsistent with general laws, and in addition thereto, such rights, powers and privileges as may be granted to it, or possessed and enjoyed by cities and counties of like population separately organized.

No county or county government existing outside the territorial limits of such county and city shall exercise any police, taxation or other powers within the territorial limits of such county and city, but all such powers shall be exercised by the city and county and the officers thereof, subject to such constitutional provisions and general laws as apply to either cities or counties: *Provided,* That the provisions of sections 2, 3, 4, 5, 6, 7, and 8 of this article shall not apply to any such city and county: *Provided further,* That the salary of any elective or appointive officer of a city and county shall not be changed after his election or appointment or during his term of office; nor shall the term of any such officer be extended beyond the period for which he is elected or appointed. In case an existing county is divided in the formation of a city and county, such city and county shall be liable for a just proportion of the existing debts or liabilities of the former county, and shall account for and pay the county remaining a just proportion of the value of any real estate or other property owned by the former county and taken over by the county and city, the method of determining such just proportion to be prescribed by general law, but such division shall not affect the rights of creditors. The officers of a city and county, their compensation, qualifications, term of office and manner of election or appointment shall be as provided for in its charter, subject to general laws and applicable constitutional provision. (L. 1947, p. 1386, H. J. R. No. 13.) Added by **AMENDMENT 23.** Approved November 2, 1948.

## ARTICLE XII—CORPORATIONS OTHER THAN MUNICIPAL

**Sec. 1. Corporations, How Formed**—Corporations may be formed under general laws, but shall not be created by special acts. All laws relating to corporations may be altered, amended or repealed by the legislature at any time, and all corporations doing business in this

state may, as to such business, be regulated, limited, or restrained by law.

**Sec. 2. Existing Charters**—All existing charters, franchises, special or exclusive privileges, under which an actual and *bona fide* organization shall not have taken place, and business been commenced in good faith, at the time of the adoption of this Constitution shall thereafter have no validity.

**Sec. 3. Existing Charters Not to be Extended Nor Forfeiture Remitted**—The legislature shall not extend any franchise or charter, nor remit the forfeiture of any franchise or charter of any corporation now existing, or which shall hereafter exist under the laws of this state.

**Sec. 4. Liability of Stockholders**—Each stockholder in all incorporated companies, except corporations organized for banking or insurance purposes, shall be liable for the debts of the corporation to the amount of his unpaid stock and no more; and one or more stockholders may be joined as parties defendant in suits to recover upon this liability.

**Sec. 5. Term "Corporation," Defined—Right to Sue and be Sued**—The term "corporations," as used in this article, shall be construed to include all associations and joint stock companies having any powers or privileges of corporations not possessed by individuals or partnerships, and all corporations shall have the right to sue and shall be subject to be sued, in all courts, in like cases as natural persons.

**Sec. 6. Limitations Upon Issuance of Stock**—Corporations shall not issue stock, except to *bona fide* subscribers therefor, or their assignees; nor shall any corporation issue any bond, or other obligation, for the payment of money, except for money or property received or labor done. The stock of corporations shall not be increased, except in pursuance of a general law, nor shall any law authorize the increase of stock, without the consent of the person or persons holding the larger amount in value of the stock, nor without due notice of the proposed increase having been previously given in such manner as may be prescribed by law. All fictitious increase of stock or indebtedness shall be void.

**Sec. 7. Foreign Corporations**—No corporation organized outside the limits of this state shall be allowed to transact business within the state on more favorable conditions than are prescribed by law to similar corporations organized under the laws of this state.

**Sec. 8. Alienation of Franchise Not to Release Liabilities**—No corporation shall lease or alienate any franchise, so as to relieve the franchise, or property held thereunder, from the liabilities of the lessor, or grantor, lessee, or grantee, contracted or incurred in the operation, use, or enjoyment of such franchise or any of its privileges.

**Sec. 9. State Not to Loan Its Credit or Subscribe For Stock**—The state shall not in any manner loan its credit,

nor shall it subscribe to, or be interested in the stock of any company, association or corporation.

**Sec. 10. Eminent Domain Affecting**—The exercise of the right of eminent domain shall never be so abridged or construed as to prevent the legislature from taking the property and franchises of incorporated companies, and subjecting them to public use the same as the property of individuals.

**Sec. 11. Stockholder Liability**—No corporation, association, or individual shall issue or put in circulation as money anything but the lawful money of the United States. Each stockholder of any banking or insurance corporation or joint stock association shall be individually and personally liable equally and ratably, and not one for another, for all contracts, debts, and engagements of such corporation or association accruing while they remain such stockholders, to the extent of the amount of their stock therein at the par value thereof, in addition to the amount invested in such shares.

The legislature may provide that stockholders of banking corporations organized under the laws of this state which shall provide and furnish, either through membership in the Federal Deposit Insurance Corporation, or through membership in any other instrumentality of the government of the United States, insurance or security for the payment of the debts and obligations of such banking corporation equivalent to that required by the laws of the United States to be furnished and provided by national banking associations, shall be relieved from liability for the debts and obligations of such banking corporation to the same extent that stockholders of national banking associations are relieved from liability for the debts and obligations of such national banking associations under the laws of the United States. (L. 1939, p. 1024, S. J. R. No. 8.)  
**AMENDMENT 16.** Approved November, 1940.

Original text — Art. 12, Sec. 11. **PROHIBITION AGAINST ISSUANCE OF MONEY AND LIABILITY OF STOCKHOLDERS IN BANKS** — No corporation, association, or individual shall issue or put in circulation as money anything but the lawful money of the United States. Each stockholder of any banking or insurance corporation or joint stock association,

*shall be individually and personally liable equally and ratably and not for another, for all contracts, debts and engagements of such corporation or association accruing while they remain such stockholders to the extent of the amount of their stock therein at the par value thereof, in addition to the amount invested in such shares.*

**Sec. 12. Receiving Deposits by Bank After Insolvency**—Any president, director, manager, cashier, or other officer of any banking institution, who shall receive or assent to the reception of deposits, after he shall have knowledge of the fact that such banking institution is insolvent or in failing circumstances shall be individually responsible for such deposits so received.

**Sec. 13. Common Carriers, Regulation of**—All railroad, canal and other transportation companies are declared to be common carriers and subject to legislative control. Any association or corporation organized for the purpose, under the laws of this state, shall have the right to connect at the state line with railroads of other states. Every railroad company shall have the right with its road, whether the same be now constructed or may hereafter be constructed, to intersect, cross or connect with any other railroad, and when such railroads are of the same or similar gauge they shall at all crossings and at all points, where a railroad shall begin or terminate at or near any other railroad, form proper connections so that the cars of any such railroad companies may be speedily transferred from one railroad to another. All railroad companies shall receive and transport each of the other's passengers, tonnage and cars without delay or discrimination.

**Sec. 14. Prohibition Against Combinations by Carriers**—No railroad company, or other common carrier, shall combine or make any contract with the owners of any vessel that leaves port or makes port in this state, or with any common carrier, by which combination or contract the earnings of one doing the carrying are to be shared by the other not doing the carrying.

**Sec. 15. Prohibition Against Discriminating Charges**—No discrimination in charges or facilities for transportation shall be made by any railroad or other transportation company between places or persons, or in the facilities for the transportation of the same classes of freight or passengers within this state, or coming from or going to any other state. Persons and property transported over any railroad, or by any other transportation company, or individual, shall be delivered at any station, landing or port, at charges not exceeding the charges for the transportation of persons and property of the same class, in the same direction, to any more distant station, port or landing. Excursion and commutation tickets may be issued at special rates. (See *infra*, Sec. 21.)

**Sec. 16. Prohibition Against Consolidating of Competing Lines**—No railroad corporation shall consolidate its stock, property or franchises with any other railroad corporation owning a competing line.

**Sec. 17. Rolling Stock, Personalty for Purpose of Taxation**—The rolling stock and other movable property belonging to any railroad company or corporation in this state, shall be considered personal property, and shall be liable to taxation and to execution and sale in the same manner as the personal property of individuals and such property shall not be exempted from execution and sale.

**Sec. 18. Maximum Rates for Transportation**—The legislature shall pass laws establishing reasonable maximum rates of charges for the transportation of passengers and freight, and to correct abuses and to prevent discrimination and extortion in the rates of freight and passenger tariffs on the different railroads and other

common carriers in the state, and shall enforce such laws by adequate penalties. A railroad and transportation commission may be established and its powers and duties fully defined by law.

**Sec. 19. Telegraph and Telephone Companies**—Any association or corporation, or the lessees or managers thereof, organized for the purpose, or any individual, shall have the right to construct and maintain lines of telegraph and telephone within this state, and said companies shall receive and transmit each other's messages without delay or discrimination and all of such companies are hereby declared to be common carriers and subject to legislative control. Railroad corporations organized or doing business in this state shall allow telegraph and telephone corporations and companies to construct and maintain telegraph lines on and along the rights of way of such railroads and railroad companies, and no railroad corporation organized or doing business in this state shall allow any telegraph corporation or company any facilities, privileges or rates for transportation of men or material or for repairing their lines not allowed to all telegraph companies. The right of eminent domain is hereby extended to all telegraph and telephone companies. The legislature shall, by general law of uniform operation, provide reasonable regulations to give effect to this section. (Eminent domain. See *supra*, Art. 1, Sec. 16.)

**Sec. 20. Prohibition Against Free Transportation for Public Officers**—No railroad or other transportation company shall grant free passes, or sell tickets or passes at a discount, other than as sold to the public generally, to any member of the legislature, or to any person holding any public office within this state. The legislature shall pass laws to carry this provision into effect.

**Sec. 21. Express Companies**—Railroad companies now or hereafter organized or doing business in this state, shall allow all express companies organized or doing business in this state, transportation over all lines of railroad owned or operated by such railroad companies upon equal terms with any other express company, and no railroad corporation organized or doing business in this state shall allow any express corporation or company any facilities, privileges or rates for transportation of men or materials or property carried by them or for doing the business of such express companies not allowed to all express companies. (See *supra*, Sec. 15.)

**Sec. 22. Monopolies and Trusts**—Monopolies and trusts shall never be allowed in this state, and no incorporated company, copartnership, or association of persons in this state shall directly or indirectly combine or make any contract with any other incorporated company, foreign or domestic, through their stockholders, or the trustees or assignees of such stockholders, or with any copartnership or association of persons, or in any manner whatever for the purpose of fixing the price or limiting the production or regulating the transportation of any product or commodity. The legislature shall

pass laws for the enforcement of this section by adequate penalties, and in case of incorporated companies, if necessary for that purpose, may declare a forfeiture of their franchises.

### ARTICLE XIII—STATE INSTITUTIONS

Sec. 1. **Educational, Reformatory and Penal Institutions**—Educational, reformatory, and penal institutions; those for the benefit of blind, deaf, dumb, or otherwise defective youth; for the insane or idiotic; and such other institutions as the public good may require, shall be fostered and supported by the state, subject to such regulations as may be provided by law. The regents, trustees, or commissioners of all such institutions existing at the time of the adoption of this Constitution, and of such as shall thereafter be established by law, shall be appointed by the governor, by and with the advice and consent of the senate; and upon all nominations made by the governor, the question shall be taken by yeas and nays, and entered upon the journal.

### ARTICLE XIV—SEAT OF GOVERNMENT

Sec. 1. **State Capital, Location of**—The legislature shall have no power to change, or to locate the seat of government of this state; but the question of the permanent location of the seat of government of the state shall be submitted to the qualified electors of the Territory, at the election to be held for the adoption of this Constitution. A majority of all the votes cast at said election, upon said question, shall be necessary to determine the permanent location of the seat of government for the state; and no place shall ever be the seat of government which shall not receive a majority of the votes cast on that matter. In case there shall be no choice of location at said first election the legislature shall, at its first regular session after the adoption of this Constitution, provide for submitting to the qualified electors of the state, at the next succeeding general election thereafter, the question of choice of location between the three places for which the highest number of votes shall have been cast at the said first election. Said legislature shall provide further that in case there shall be no choice of location at said second election, the question of choice between the two places for which the highest number of votes shall have been cast, shall be submitted in like manner to the qualified electors of the state at the next ensuing general election: *Provided*, That until the seat of government shall have been permanently located as herein provided, the temporary location thereof shall remain at the city of Olympia. (Governmental continuity during emergency periods: See Art. 2, Sec. 42.)

Sec. 2. **Change of State Capital**—When the seat of government shall have been located as herein provided, the location thereof shall not thereafter be changed except by a vote of two-thirds of all the qualified electors of the state voting on that question, at a general elec-



tion, at which the question of location of the seat of government shall have been submitted by the legislature. (Governmental continuity during emergency periods: See Art. 2, Sec. 42.)

**Sec. 3. Restrictions on Appropriations for Capitol Buildings**—The legislature shall make no appropriations or expenditures for capitol buildings or grounds, except to keep the Territorial capitol buildings and grounds in repair, and for making all necessary additions thereto, until the seat of government shall have been permanently located, and the public buildings are erected at the permanent capital in pursuance of law.

#### ARTICLE XV—HARBORS AND TIDE WATERS

**Sec. 1. Harbor Line Commission and Restraint on Disposition**—The legislature shall provide for the appointment of a commission whose duty it shall be to locate and establish harbor lines in the navigable waters of all harbors, estuaries, bays and inlets of this state, wherever such navigable waters lie within or in front of the corporate limits of any city, or within one mile thereof on either side. Any harbor line so located or established may thereafter be changed, relocated or re-established by the commission pursuant to such provision as may be made therefor by the legislature. The state shall never give, sell or lease to any private person, corporation, or association any rights whatever in the waters beyond such harbor lines, nor shall any of the area lying between any harbor line and the line of ordinary high water, and within not less than fifty feet nor more than two thousand feet of such harbor line (as the commission shall determine) be sold or granted by the state, nor its rights to control the same relinquished, but such area shall be forever reserved for landings, wharves, streets, and other conveniences of navigation and commerce. (L. 1931, p. 417, Sec. 1.)

**AMENDMENT 15.** Approved November, 1932. (Tide lands, see *infra*, Art. 17.)

Original text — Art. 15, Sec. 1. **HARBOR LINE COMMISSION AND RESTRAINT ON DISPOSITION OF CERTAIN TIDE LANDS**—The legislature shall provide for the appointment of a commission whose duty it shall be to locate and establish harbor lines in the navigable waters of all harbors, estuaries, bays and inlets of this state, wherever such navigable waters lie within or in front of the corporate limits of any city or within one mile thereof on either side. The state shall never give, sell or lease to any private person, corpora-

*tion or association any rights whatever in the waters beyond such harbor lines, nor shall any of the area lying between any harbor line and the line of ordinary high tide, and within not less than fifty feet nor more than six hundred feet of such harbor line (as the commission shall determine) be sold or granted by the state, nor its right to control the same relinquished, but such area shall be forever reserved for landings, wharves, streets and other conveniences of navigation and commerce.*

**Sec. 2. Leasing and Maintenance of Wharves, Docks, Etc.**—The legislature shall provide general laws for the leasing of the right to build and maintain wharves, docks and other structures, upon the areas mentioned in section one of this article, but no lease shall be made for any term longer than thirty years, or the legislature may provide by general laws for the building and maintaining upon such area wharves, docks, and other structures.

**Sec. 3. Extension of Streets Over Tide Lands**—Municipal corporations shall have the right to extend their streets over intervening tide lands to and across the area reserved as herein provided.

## ARTICLE XVI—SCHOOL AND GRANTED LANDS

**Sec. 1. Disposition of**—All the public lands granted to the state are held in trust for all the people and none of such lands, nor any estate or interest therein, shall ever be disposed of unless the full market value of the estate or interest disposed of, to be ascertained in such manner as may be provided by law, be paid or safely secured to the state; nor shall any lands which the state holds by grant from the United States (in any case in which the manner of disposal and minimum price are so prescribed) be disposed of except in the manner and for at least the price prescribed in the grant thereof, without the consent of the United States.

**Sec. 2. Manner and Terms of Sale**—None of the lands granted to the state for educational purposes shall be sold otherwise than at public auction to the highest bidder, the value thereof, less the improvements shall, before any sale, be appraised by a board of appraisers to be provided by law, the terms of payment also to be prescribed by law, and no sale shall be valid unless the sum bid be equal to the appraised value of said land. In estimating the value of such lands for disposal the value of the improvements thereon shall be excluded: *Provided*, That the sale of all school and university land heretofore made by the commissioners of any county or the university commissioners when the purchase price has been paid in good faith, may be confirmed by the legislature.

**Sec. 3. Limitations on Sales**—No more than one-fourth of the land granted to the state for educational purposes shall be sold prior to January first, eighteen hundred and ninety-five, and not more than one-half prior to January first, nineteen hundred and five: *Provided*, That nothing herein shall be so construed as to prevent the state from selling the timber or stone off of any of the state lands in such manner and on such terms as may be prescribed by law: *And provided, further*, That no sale of timber lands shall be valid unless the full value of such lands is paid or secured to the state.

**Sec. 4. How Much May be Offered in Certain Cases—Platting of**—No more than one hundred and sixty acres of any granted lands of the state shall be offered for

sale in one parcel, and all lands within the limits of any incorporated city or within two miles of the boundary of any incorporated city where the valuation of such land shall be found by appraisement to exceed one hundred dollars per acre shall, before the same be sold, be platted into lots and blocks of not more than five acres in a block, and not more than one block shall be offered for sale in one parcel.

**Sec. 5. Investment of Permanent Common School Fund**—The permanent common school fund of this state may be invested as authorized by law. (L. 1965 ex.s., p. 2817, S. J. R. No. 22, part 2.) **AMENDMENT 44.** Approved November 8, 1966.

Amendment 1 (1894)—  
Art. 16, Sec. 5. **INVESTMENT OF SCHOOL FUND**—None of the permanent school fund of this state shall ever be loaned to private persons or corporations, but it may

be invested in national, state, county, municipal or school district bonds. (L. 1893, p. 9, Sec. 1.) **AMENDMENT 1.** Adopted November, 1894.

Original text — Art. 16, Sec. 5. **INVESTMENT OF PERMANENT SCHOOL FUND** — None of the permanent school fund shall ever be

loaned to private persons or corporations, but it may be invested in national, state, county or municipal bonds.

#### **ARTICLE XVII—TIDE LANDS**

**Sec. 1. Declaration of State Ownership**—The state of Washington asserts its ownership to the beds and shores of all navigable waters in the state up to and including the line of ordinary high tide, in waters where the tide ebbs and flows, and up to and including the line of ordinary high water within the banks of all navigable rivers and lakes: *Provided*, That this section shall not be construed so as to debar any person from asserting his claim to vested rights in the courts of the state. (Harbors and Tide Waters. See *supra*, Art. 15.)

**Sec. 2. Disclaimer of Certain Lands**—The state of Washington disclaims all title in and claim to all tide, swamp and overflowed lands, patented by the United States: *Provided*, The same is not impeached for fraud.

#### **ARTICLE XVIII—STATE SEAL**

**Sec. 1. Seal of the State**—The seal of the state of Washington shall be, a seal encircled with the words: "The Seal of the State of Washington," with the vignette of General George Washington as the central figure, and beneath the vignette the figures "1889." (Custody of seal: Art. 3, Sec. 18.)

#### **ARTICLE XIX—EXEMPTIONS**

**Sec. 1. Exemptions—Homesteads, Etc.**—The legislature shall protect by law from forced sale a certain portion of the homestead and other property of all heads of families.

**ARTICLE XX—PUBLIC HEALTH AND VITAL STATISTICS**

**Sec. 1. Board of Health and Bureau of Vital Statistics**—There shall be established by law a state board of health and a bureau of vital statistics in connection therewith, with such powers as the legislature may direct.

**Sec. 2. Regulations Concerning Medicine, Surgery and Pharmacy**—The legislature shall enact laws to regulate the practice of medicine and surgery, and the sale of drugs and medicines.

**ARTICLE XXI—WATER AND WATER RIGHTS**

**Sec. 1. Public Use of Water**—The use of the waters of this state for irrigation, mining and manufacturing purposes shall be deemed a public use.

**ARTICLE XXII—LEGISLATIVE APPORTIONMENTS**

**Sec. 1. Senatorial Apportionment**—Until otherwise provided by law, the state shall be divided into twenty-four senatorial districts, and said districts shall be constituted and numbered as follows: The counties of Stevens and Spokane shall constitute the first district, and be entitled to one senator; the county of Spokane shall constitute the second district, and be entitled to three senators; the county of Lincoln shall constitute the third district, and be entitled to one senator; the counties of Okanogan, Lincoln, Adams and Franklin shall constitute the fourth district, and be entitled to one senator; the county of Whitman shall constitute the fifth district, and be entitled to three senators; the counties of Garfield and Asotin shall constitute the sixth district, and be entitled to one senator; the county of Columbia shall constitute the seventh district, and be entitled to one senator; the county of Walla Walla shall constitute the eighth district, and be entitled to two senators; the counties of Yakima and Douglas shall constitute the ninth district, and be entitled to one senator; the county of Kittitas shall constitute the tenth district and be entitled to one senator; the counties of Klickitat and Skamania shall constitute the eleventh district, and be entitled to one senator; the county of Clark shall constitute the twelfth district, and be entitled to one senator; the county of Cowlitz shall constitute the thirteenth district, and be entitled to one senator; the county of Lewis shall constitute the fourteenth district, and be entitled to one senator; the counties of Pacific and Wahkiakum shall constitute the fifteenth district, and be entitled to one senator; the county of Thurston shall constitute the sixteenth district, and be entitled to one senator; the county of Chehalis shall constitute the seventeenth district, and be entitled to one senator; the county of Pierce shall constitute the eighteenth district, and be entitled to three senators; the county of King shall constitute the nineteenth district, and be entitled to five senators; the counties of Mason and Kitsap shall constitute the twentieth district, and be entitled to one senator; the

counties of Jefferson, Clallam and San Juan shall constitute the twenty-first district, and be entitled to one senator; the county of Snohomish shall constitute the twenty-second district, and shall be entitled to one senator; the counties of Skagit and Island shall constitute the twenty-third district, and be entitled to one senator; the county of Whatcom shall constitute the twenty-fourth district, and be entitled to one senator. (Senatorial districts: RCW ch. 44.08.)

**Sec. 2. Apportionment of Representatives**—Until otherwise provided by law the representatives shall be divided among the several counties of the state in the following manner: the county of Adams shall have one representative; the county of Asotin shall have one representative; the county of Chehalis shall have two representatives; the county of Clark shall have three representatives; the county of Clallam shall have one representative; the county of Columbia shall have two representatives; the county of Cowlitz shall have one representative; the county of Douglas shall have one representative; the county of Franklin shall have one representative; the county of Garfield shall have one representative; the county of Island shall have one representative; the county of Jefferson shall have two representatives; the county of King shall have eight representatives; the county of Klickitat shall have two representatives; the county of Kittitas shall have two representatives; the county of Kitsap shall have one representative; the county of Lewis shall have two representatives; the county of Lincoln shall have two representatives; the county of Mason shall have one representative; the county of Okanogan shall have one representative; the county of Pacific shall have one representative; the county of Pierce shall have six representatives; the county of San Juan shall have one representative; the county of Skamania shall have one representative; the county of Snohomish shall have two representatives; the county of Skagit shall have two representatives; the county of Spokane shall have six representatives; the county of Stevens shall have one representative; the county of Thurston shall have two representatives; the county of Walla Walla shall have three representatives; the county of Wahkiakum shall have one representative; the county of Whatcom shall have two representatives; the county of Whitman shall have five representatives; the county of Yakima shall have one representative. (Apportionment of representatives: RCW ch. 44.12.)

## ARTICLE XXIII—AMENDMENTS

**Sec. 1. How Made**—Any amendment or amendments to this Constitution may be proposed in either branch of the legislature; and if the same shall be agreed to by two-thirds of the members elected to each of the two houses, such proposed amendment or amendments shall be entered on their journals, with the ayes and noes thereon, and be submitted to the qualified electors of the state for their approval, at the next general

election; and if the people approve and ratify such amendment or amendments, by a majority of the electors voting thereon, the same shall become part of this Constitution, and proclamation thereof shall be made by the governor: *Provided*, That if more than one amendment be submitted, they shall be submitted in such a manner that the people may vote for or against such amendments separately. The legislature shall also cause notice of the amendments that are to be submitted to the people to be published at least four times during the four weeks next preceding the election in every legal newspaper in the state: *Provided*, That failure of any newspaper to publish this notice shall not be interpreted as affecting the outcome of the election. (L. 1961, p. 2753, S. J. R. No. 25.) **AMENDMENT 37.** Approved November, 1962.

Original text—Art. 23, Sec. 1. **HOW MADE**—Any amendment or amendments to this Constitution may be proposed in either branch of the legislature; and if the same shall be agreed to by two-thirds of the members elected to each of the two houses, such proposed amendment or amendments shall be entered on their journals, with the ayes and noes thereon, and be submitted to the qualified electors of the state for their approval, at the next general election; and if the people approve and ratify such amendment or amendments, by a majority of the electors voting there-

on, the same shall become part of this Constitution, and proclamation thereof shall be made by the governor: *Provided*, that if more than one amendment be submitted, they shall be submitted in such a manner that the people may vote for or against such (each) amendment separately. The legislature shall also cause the amendments that are to be submitted to the people to be published for at least three months next preceding the election, in some weekly newspaper, in every county where a newspaper is published throughout the state.

**Sec. 2. Constitutional Conventions**—Whenever two-thirds of the members elected to each branch of the legislature shall deem it necessary to call a convention to revise or amend this Constitution, they shall recommend to the electors to vote at the next general election, for or against a convention, and if a majority of all the electors voting at said election shall have voted for a convention, the legislature shall at the next session, provide by law for calling the same; and such convention shall consist of a number of members, not less than that of the most numerous branch of the legislature.

**Sec. 3. Submission to the People**—Any constitution adopted by such convention shall have no validity until it has been submitted to and adopted by the people.

## ARTICLE XXIV—BOUNDARIES

**Sec. 1. State Boundaries**—The boundaries of the state of Washington shall be as follows: Beginning at a

point in the Pacific ocean one marine league due west of and opposite the middle of the mouth of the north ship channel of the Columbia river thence running easterly to and up the middle channel of said river and where it is divided by islands up the middle of the widest channel thereof to where the forty-sixth parallel of north latitude crosses said river near the mouth of the Walla Walla river; thence east on said forty-sixth parallel of latitude to the middle of the main channel of the Shoshone or Snake river, thence follow down the middle of the main channel of Snake river to a point opposite the mouth of the Kooskooskia or Clear Water river, thence due north to the forty-ninth parallel of north latitude, thence west along said forty-ninth parallel of north latitude to the middle of the channel which separates Vancouver's island from the continent, that is to say to a point in longitude 123 degrees, 19 minutes and 15 seconds west, thence following the boundary line between the United States and British possessions through the channel which separates Vancouver's island from the continent to the termination of the boundary line between the United States and British possessions at a point in the Pacific ocean equidistant between Bonnilla point on Vancouver's island and Tatoosh island light house, thence running in a southerly course and parallel with the coast line, keeping one marine league off shore to place of beginning; until such boundaries are modified by appropriate interstate compacts duly approved by the Congress of the United States. (L. 1957, p. 1292, S. J. R. No. 10.)

**AMENDMENT 33.** Approved November, 1958.

Original text — Art. 24, Sec. 1. STATE BOUNDARIES—*The boundaries of the state of Washington shall be as follows: Beginning at a point in the Pacific ocean one marine league due west of and opposite the middle of the mouth of the north ship channel of the Columbia river; thence running easterly to and up the middle channel of said river and where it is divided by islands up the middle of the widest channel thereof to where the forty-sixth parallel of north latitude crosses said river near the mouth of the Walla Walla river; thence east on said forty-sixth parallel of latitude to the middle of the main channel of the Shoshone or Snake river, thence follow down the middle of*

*the main channel of Snake river to a point opposite the mouth of the Kooskooskia or Clear Water river, thence due north to the forty-ninth parallel of north latitude, thence west along said forty-ninth parallel of north latitude to the middle of the channel which separates Vancouver's island from the continent, that is to say to a point in longitude one hundred and twenty-three degrees, nineteen minutes and fifteen seconds west, thence following the boundary line between the United States and British possessions through the channel which separates Vancouver's island from the continent to the termination of the boundary line between the United States and British*

*possessions at a point in the Pacific ocean equidistant between Bonnilla point on Vancouver's island and Tatoosh island lighthouse, thence running*

*in a southerly course and parallel with the coast line, keeping one marine league off shore to place of beginning.*

#### ARTICLE XXV—JURISDICTION

Sec. 1. **Authority of the United States**—The consent of the State of Washington is hereby given to the exercise, by the congress of the United States, of exclusive legislation in all cases whatsoever over such tract or parcels of land as are now held or reserved by the government of the United States for the purpose of erecting or maintaining thereon forts, magazines, arsenals, dockyards, lighthouses and other needful buildings, in accordance with the provisions of the seventeenth paragraph of the eighth section of the first article of the Constitution of the United States, so long as the same shall be so held and reserved by the United States: *Provided*, That a sufficient description by metes and bounds, and an accurate plat or map of each such tract or parcel of land be filed in the proper office of record in the county in which the same is situated, together with copies of the orders, deeds, patents or other evidences in writing of the title of the United States: And *provided*, That all civil process issued from the courts of this state and such criminal process as may issue under the authority of this state against any person charged with crime in cases arising outside of such reservations, may be served and executed thereon in the same mode and manner, and by the same officers, as if the consent herein given had not been made.

#### ARTICLE XXVI—COMPACT WITH THE UNITED STATES

The following ordinance shall be irrevocable without the consent of the United States and the people of this state:—

First. That perfect toleration of religious sentiment shall be secured and that no inhabitant of this state shall ever be molested in person or property on account of his or her mode of religious worship.

Second. That the people inhabiting this state do agree and declare that they forever disclaim all right and title to the unappropriated public lands lying within the boundaries of this state, and to all lands lying within said limits owned or held by any Indian or Indian tribe; and that until the title thereto shall have been extinguished by the United States, the same shall be and remain subject to the disposition of the United States, and said Indian lands shall remain under the absolute jurisdiction and control of the congress of the United States and that the lands belonging to citizens of the United States residing without the limits of this state shall never be taxed at a higher rate than the lands belonging to residents thereof; and that no taxes shall be imposed by the state on lands or property



therein, belonging to or which may be hereafter purchased by the United States or reserved for use: *Provided*, That nothing in this ordinance shall preclude the state from taxing as other lands are taxed any lands owned or held by any Indian who has severed his tribal relations, and has obtained from the United States or from any person a title thereto by patent or other grant, save and except such lands as have been or may be granted to any Indian or Indians under any act of congress containing a provision exempting the lands thus granted from taxation, which exemption shall continue so long and to such an extent as such act of congress may prescribe.

Third. The debts and liabilities of the Territory of Washington and payment of the same are hereby assumed by this state.

Fourth. Provision shall be made for the establishment and maintenance of systems of public schools free from sectarian control which shall be open to all the children of said state.

#### ARTICLE XXVII—SCHEDULE

In order that no inconvenience may arise by reason of a change from a Territorial to a State government, it is hereby declared and ordained as follows:—

**Sec. 1. Existing Rights, Actions and Contracts Saved**—No existing rights, actions, suits, proceedings, contracts or claims shall be affected by a change in the form of government, but all shall continue as if no such change had taken place; and all process which may have been issued under the authority of the Territory of Washington previous to its admission into the Union shall be as valid as if issued in the name of the state

**Sec. 2. Laws in Force Continued**—All laws now in force in the Territory of Washington, which are not repugnant to this Constitution, shall remain in force until they expire by their own limitation, or are altered or repealed by the legislature: *Provided*, That this section shall not be so construed as to validate any act of the legislature of Washington Territory granting shore or tide lands to any person, company or any municipal or private corporation.

**Sec. 3. Debts, Fines, Etc., to Inure to the State**—All debts, fines, penalties and forfeitures, which have accrued, or may hereafter accrue, to the Territory of Washington, shall inure to the State of Washington.

**Sec. 4. Recognizances**—All recognizances heretofore taken, or which may be taken before the change from a territorial to a state government shall remain valid, and shall pass to, and may be prosecuted in the name of the state; and all bonds executed to the Territory of Washington or to any county or municipal corporation, or to any officer or court in his or its official capacity, shall pass to the state authorities and their successors in office, for the uses therein expressed, and may be sued for and recovered accordingly, and all the estate, real, personal and mixed, and all judgments, decrees,

bonds, specialties, choses in action, and claims or debts, of whatever description, belonging to the Territory of Washington, shall inure to and vest in the State of Washington, and may be sued for and recovered in the same manner, and to the same extent, by the State of Washington, as the same could have been by the Territory of Washington.

**Sec. 5. Criminal Prosecutions and Penal Actions**—All criminal prosecutions and penal actions which may have arisen, or which may arise, before the change from a territorial to a state government, and which shall then be pending, shall be prosecuted to judgment, and execution in the name of the state. All offenses committed against the laws of the Territory of Washington, before the change from a territorial to a state government, and which shall not be prosecuted before such change, may be prosecuted in the name and by the authority of the State of Washington, with like effect as though such change had not taken place; and all penalties incurred shall remain the same as if this Constitution had not been adopted. All actions at law and suits in equity which may be pending in any of the courts of the Territory of Washington, at the time of the change from a territorial to a state government, shall be continued, and transferred to the court of the state having jurisdiction of the subject matter thereof.

**Sec. 6. Retention of Territorial Officers**—All officers now holding their office under the authority of the United States, or of the Territory of Washington, shall continue to hold and exercise their respective offices until they shall be superseded by the authority of the state.

**Sec. 7. Constitutional Officers, When Elected**—All officers provided for in this Constitution including a county clerk for each county when no other time is fixed for their election, shall be elected at the election to be held for the adoption of this Constitution on the first Tuesday of October, eighteen hundred and eighty-nine.

**Sec. 8. Change of Courts—Transfer of Causes**—Whenever the judge of the superior court of any county, elected or appointed under the provisions of this Constitution shall have qualified, the several causes then pending in the district court of the territory except such causes as would have been within the exclusive jurisdiction of the United States district court had such court existed at the time of the commencement of such causes, within such county, and the records, papers and proceedings of said district court, and the seal and other property pertaining thereto, shall pass into the jurisdiction and possession of the superior court of such county. And where the same judge is elected for two or more counties, it shall be the duty of the clerk of the district court having custody of such papers and records to transmit to the clerk of such county, or counties, other than that in which such records are kept the original papers in all cases pending in such district court and belonging to the jurisdiction of such county

or counties together with transcript of so much of the records of said district court as relate to the same; and until the district courts of the Territory shall be superseded in manner aforesaid, the said district courts and the judges thereof, shall continue with the same jurisdiction and powers, to be exercised in the same judicial districts respectively, as heretofore constituted under the laws of the Territory. Whenever a quorum of the judges of the supreme court of the state shall have been elected and qualified, the causes then pending in the supreme court of the Territory, except such causes as would have been within the exclusive jurisdiction of the United States, circuit court had such court existed at the time of the commencement of such causes, and the papers, records and proceedings of said court and the seal and other property pertaining thereto, shall pass into the jurisdiction and possession of the supreme court of the state, and until so superseded, the supreme court of the Territory and the judges thereof, shall continue with like powers and jurisdiction as if this Constitution had not been adopted.

**Sec. 9. Seals of Courts and Municipalities**—Until otherwise provided by law, the seal now in use in the supreme court of the Territory shall be the seal of the supreme court of the state. The seals of the superior courts of the several counties of the state shall be, until otherwise provided by law, the vignette of General George Washington with the words: "Seal of the Superior Court of.....county" surrounding the vignette. The seal of municipalities, and of all county officers of the Territory, shall be the seals of such municipalities, and county officers respectively under the state, until otherwise provided by law.

**Sec. 10. Probate Court, Transfer of**—When the state is admitted into the Union, and the superior courts in their respective counties organized, the books, records, papers and proceedings of the probate court in each county, and all causes and matters of administration pending therein, shall, upon the expiration of the term of office of the probate judges, on the second Monday in January, eighteen hundred and ninety-one, pass into the jurisdiction and possession of the superior court of the same county created by this Constitution, and the said court shall proceed to final judgment or decree, order or other determination in the several matters and causes, as the territorial probate court might have done, if this Constitution had not been adopted. And until the expiration of the term of office of the probate judges, such probate judges shall perform the duties now imposed upon them by the laws of the Territory. The superior courts shall have appellate and revisory jurisdiction over the decisions of the probate courts, as now provided by law, until such latter courts expire by limitation.

**Sec. 11. Duties of First Legislature**—The legislature, at its first session, shall provide for the election of all officers whose election is not provided for elsewhere in

this constitution, and fix the time for the commencement and duration of their term.

**Sec. 12. Election Contests for Superior Judges, How Decided**—In case of a contest of election between candidates, at the first general election under this Constitution, for judges of the superior courts, the evidence shall be taken in the manner prescribed by the Territorial laws, and the testimony so taken shall be certified to the secretary of state; and said officer, together with the governor and treasurer of state, shall review the evidence and determine who is entitled to the certificate of election.

**Sec. 13. Representation in Congress**—One representative in the congress of the United States shall be elected from the state at large, at the first election provided for in this Constitution; and thereafter, at such times and places, and in such manner, as may be prescribed by law. When a new apportionment shall be made by congress, the legislature shall divide the state into congressional districts, in accordance with such apportionment. The vote cast for representative in congress, at the first election, shall be canvassed, and the result determined in the manner provided for by the laws of the Territory for the canvass of the vote for delegate in congress.

**Sec. 14. Duration of Term of Certain Officers**—All district, county and precinct officers, who may be in office at the time of the adoption of this Constitution, and the county clerk of each county elected at the first election, shall hold their respective offices until the second Monday of January, A. D., eighteen hundred and ninety-one, and until such time as their successors may be elected and qualified, in accordance with the provisions of this Constitution; and the official bonds of all such officers shall continue in full force and effect as though this Constitution had not been adopted. And such officers shall continue to receive the compensation now provided, until the same be changed by law.

**Sec. 15. Election on Adoption of Constitution, How to be Conducted**—The election held at the time of the adoption of this Constitution shall be held and conducted in all respects according to the laws of the Territory, and the votes cast at said election for all officers (where no other provisions are made in this Constitution), and for the adoption of this Constitution and the several separate articles and the location of the state capital, shall be canvassed and returned in the several counties in the manner provided by Territorial law, and shall be returned to the secretary of the Territory in the manner provided by the Enabling Act.

**Sec. 16. When Constitution to Take Effect**—The provisions of this Constitution shall be in force from the day on which the president of the United States shall issue his proclamation declaring the State of Washington admitted into the Union, and the terms of all officers elected at the first election under the provisions of this Constitution shall commence on the Monday next

succeeding the issue of said proclamation, unless otherwise provided herein.

**Sec. 17. Separate Articles**—The following separate articles shall be submitted to the people for adoption or rejection at the election for the adoption of this Constitution:—

**Separate Article No. 1.** "All persons male and female of the age of twenty-one years or over, possessing the other qualifications, provided by this Constitution, shall be entitled to vote at all elections."

**Separate Article No. 2.** "It shall not be lawful for any individual, company or corporation, within the limits of this state, to manufacture, or cause to be manufactured, or to sell, or offer for sale, or in any manner dispose of any alcoholic, malt or spirituous liquors, except for medicinal, sacramental or scientific purposes."

If a majority of the ballots cast at said election on said separate articles be in favor of the adoption of either of said separate articles, then such separate article so receiving a majority shall become a part of this Constitution and shall govern and control any provision of the Constitution in conflict therewith.

**Sec. 18. Ballot**—The form of ballot to be used in voting for or against this Constitution, or for or against the separate articles, or for the permanent location of the seat of government, shall be:

1. For the Constitution—.  
Against the Constitution—.
2. For Woman Suffrage Article—.  
Against Woman Suffrage Article—.
3. For Prohibition Article—.  
Against Prohibition Article—.
4. For the Permanent Location of the Seat of Government. (Name of place voted for.)

The result of the election was against both woman suffrage and prohibition.

**Sec. 19. Appropriation**—The legislature is hereby authorized to appropriate from the state treasury sufficient money to pay any of the expenses of this convention not provided for by the Enabling Act of Congress.

## ARTICLE XXVIII—COMPENSATION OF STATE OFFICERS

**Sec. 1. Compensation of State Officers**—All elected state officials shall each severally receive such compensation as the legislature may direct. The compensation of any state officer shall not be increased or diminished during his term of office, except that the legislature, at its thirty-first regular session, may increase or diminish the compensation of all state officers whose terms exist on the Thursday after the second Monday in January, 1949.

The provisions of sections 14, 16, 17, 19, 20, 21, and 22 of Article III and section 23 of Article II in so far as they are inconsistent herewith, are hereby repealed.

(L. 1947, p. 1371, S. J. R. No. 4.) **AMENDMENT 20.** Approved November 2, 1948.

(Compensation of State Officers, see RCW 43.03.010)  
(Authorizing compensation increase during term: See Art. 30, Sec. 1.)

### **ARTICLE XXIX—INVESTMENTS OF PUBLIC PENSION AND RETIREMENT FUNDS**

**Sec. 1. May Be Invested as Authorized by Law—**Notwithstanding the provisions of sections 5, and 7 of Article VIII and section 9 of Article XII or any other section or article of the Constitution of the state of Washington, the moneys of any public pension or retirement fund may be invested as authorized by law. (1967 S. J. R. No. 5.) **AMENDMENT 49.** Approved November 5, 1968.

### **ARTICLE XXX<sup>①</sup>—COMPENSATION OF PUBLIC OFFICERS<sup>②</sup>**

**Sec. 1. Authorizing Compensation Increase During Term—**The compensation of all elective and appointive state, county, and municipal officers who do not fix their own compensation, including judges of courts of record and the justice courts may be increased during their terms of office to the end that such officers and judges shall each severally receive compensation for their services in accordance with the law in effect at the time the services are being rendered.

The provisions of section 25 of Article II (Amendment 35), section 25 of Article III (Amendment 31), section 13 of Article IV, section 8 of Article XI, and section 1 of Article XXVIII (Amendment 20) insofar as they are inconsistent herewith are hereby repealed. (1967 H. J. R. No. 13.) **AMENDMENT 54.** Approved November 5, 1968.

**Reviser's Note:** ① Amendment 49 (1967 SJR No. 5) and Amendment 54 (1967 HJR No. 13) each added a new Article XXIX to the Constitution. Amendment 49 is carried

herein as Article XXIX while Amendment 54 has been herein redesignated as Article XXX.

②The name of this article has been supplied by the reviser.

### **CERTIFICATE**

We, the undersigned, members of the convention to form a Constitution for the State of Washington; which is to be submitted to the people for their adoption or rejection, do hereby declare this to be the Constitution formed by us, and in testimony thereof, do hereunto set our hands, this twenty-second day of August, Anno Domini, one thousand eight hundred and eighty-nine.

JOHN P. HOYT, President.  
J. J. BROWNE,  
N. G. BLALOCK,  
JOHN F. GOWEY,  
FRANK M. DALLAM,  
JAMES Z. MOORE,  
E. H. SULLIVAN,

GEORGE TURNER,  
AUSTIN MIRES,  
M. M. GODMAN,  
GWIN HICKS,  
WM. F. PROSSER,  
LOUIS SOHNS,  
A. A. LINDSLEY,

J. J. WEISENBURGER,  
 P. C. SULLIVAN,  
 R. S. MORE,  
 THOMAS T. MINOR,  
 J. J. TRAVIS,  
 ARNOLD J. WEST,  
 CHARLES T. FAY,  
 GEORGE W. TIBBETTS,  
 H. W. FAIRWEATHER,  
 THOMAS C. GRIFFITTS,  
 C. H. WARNER,  
 J. P. T. McCROSKEY,  
 S. G. COSGROVE,  
 THOS. HAYTON,  
 CHARLES T. COEY,  
 ROB'T F. STURDEVANT,  
 JOHN A. SHOUDY,  
 ALLEN WEIR,  
 W. B. GRAY,  
 TRUSTEN P. DYER,  
 GEO. H. JONES,  
 B. L. SHARPSTEIN,  
 H. M. LILLIS,  
 J. F. VAN NAME,  
 ALBERT SCHOOLEY,  
 H. C. WILLISON,  
 T. M. REED,  
 S. H. MANLY,  
 RICHARD JEFFS,  
 FRANCIS HENRY,

GEORGE COMEGYS,  
 OLIVER H. JOY,  
 DAVID E. DURIE,  
 D. BUCHANAN,  
 JOHN R. KINNEAR,  
 JAMES A. BURK,  
 JOHN McREAVEY,  
 R. O. DUNBAR,  
 MORGAN MORGANS,  
 JAS. POWER,  
 B. B. GLASCOCK,  
 O. A. BOWEN,  
 SAM'L H. BERRY,  
 D. J. CROWLEY,  
 J. T. McDONALD,  
 JOHN M. REED,  
 EDWARD ELDRIDGE,  
 GEORGE H. STEVENSON,  
 SILVIUS A. DICKEY,  
 HENRY WINSOR,  
 THEODORE L. STILES,  
 HARRISON CLOTHIER,  
 MATT. J. McELROY,  
 J. T. ESHELMAN,  
 ROBERT JAMIESON,  
 HIRAM E. ALLEN,  
 H. F. SUKSDORF,  
 J. C. KELLOGG,  
 J. A. HUNGATE,

**Attest:**

**JNO. I. BOOGE, Chief Clerk**

The above names are not in the order in which subscribed to the Constitution.

# CONSTITUTIONAL AMENDMENTS

## AMENDMENT 1

Art. 16, Sec. 5. **Investment of School Fund**—None of the permanent school fund of this state shall ever be loaned to private persons or corporations, but it may be invested in national, state, county, municipal or school district bonds. (L. 1893, p. 9, Sec. 1.) Adopted November, 1894.

## AMENDMENT 2

Art. 6, Sec. 1. **Qualifications of Voters**—All male persons of the age of twenty-one years or over, possessing the following qualifications, shall be entitled to vote at all elections: They shall be citizens of the United States; they shall have lived in the state one year, and in the county ninety days, and in the city, town, ward or precinct thirty days immediately preceding the election at which they offer to vote; they shall be able to read and speak the English language: *Provided*, That Indians not taxed shall never be allowed the elective franchise: *And further provided*, That this amendment shall not effect [affect] the right of franchise of any person who is now a qualified elector of this state. The legislature shall enact laws defining the manner of ascertaining the qualifications of voters as to their ability to read and speak the English language, and providing for punishment of persons voting or registering in violation of the provisions of this section. (L. 1895, p. 60, Sec. 1.) Approved November, 1896. (See Amendment 5, *infra*.)

## AMENDMENT 3

Art. 7, Sec. 2, was amended by adding the following proviso: "*And provided further*, That the legislature shall have power, by appropriate legislation, to exempt personal property to the amount of \$300 for each head of a family liable to assessment and taxation under the provisions of the laws of this state of which the individual is the actual and *bona fide* owner." (L. 1899, p. 121, Sec. 1.) Approved November, 1900.

## AMENDMENT 4

Art. 1, Sec. 11. **Religious Freedom**—Absolute freedom of conscience in all matters of religious sentiment, belief and worship, shall be guaranteed to every individual, and no one shall be molested or disturbed in person or property on account of religion; but the liberty of conscience hereby secured shall not be so construed as to excuse acts of licentiousness or justify practices inconsistent with the peace and safety of the state. No public money or property shall be appropriated for or applied to any religious worship, exercise or instruction, or the support of any religious establishment. *Provided, however*, That this article shall not be so construed as to forbid the employment by the state of a chaplain for the state penitentiary, and for such of the state reformatories as in the discretion of the legislature may seem justified. No religious qualification



shall be required for any public office or employment, nor shall any person be incompetent as a witness or juror, in consequence of his opinion on matters of religion, nor be questioned in any court of justice touching his religious belief to affect the weight of his testimony. (L. 1903, p. 283, Sec. 1.) Approved November, 1904. (See Amendment 34, *infra*.)

#### AMENDMENT 5

Art. 6 was amended by striking from said article all of sections one (1) and two (2) and inserting in lieu thereof the following, to be known as section one (1):

Sec. 1. **Qualifications of Electors**—All persons of the age of twenty-one years or over, possessing the following qualifications, shall be entitled to vote at all elections: They shall be citizens of the United States; they shall have lived in the state one year, and in the county ninety days, and in the city, town, ward or precinct thirty days immediately preceding the election at which they offer to vote; they shall be able to read and speak the English language: *Provided*, That Indians not taxed shall never be allowed the elective franchise: And *further provided*, That this amendment shall not affect the rights of franchise of any person who is now a qualified elector of this state. The legislative authority shall enact laws defining the manner of ascertaining the qualifications of voters as to their ability to read and speak the English language, and providing for punishment of persons voting or registering in violation of the provision of this section. There shall be no denial of the elective franchise at any election on account of sex. (L. 1909, p. 26, Sec. 1.) Approved November, 1910.

#### AMENDMENT 6

Art. 3, Sec. 10. **Vacancy in Office of Governor**—In case of the removal, resignation, death or disability of the governor, the duties of the office shall devolve upon the lieutenant governor; and in case of a vacancy in both the offices of governor and lieutenant governor, the duties of the governor shall devolve upon the secretary of state. In addition to the line of succession to the office and duties of governor as hereinabove indicated, if the necessity shall arise, in order to fill the vacancy in the office of governor, the following state officers shall succeed to the duties of governor and in the order named, *viz.*: Treasurer, auditor, attorney general, superintendent of public instruction and commissioner of public lands. In case of the death, disability, failure or refusal of the person regularly elected to the office of governor to qualify at the time provided by law, the duties of the office shall devolve upon the person regularly elected to and qualified for the office of lieutenant governor, who shall act as governor until the disability be removed, or a governor be elected; and in case of the death, disability, failure or refusal of both the governor and the lieutenant governor elect to qualify, the duties of the governor shall devolve upon the secretary of state; and in addition to the line of succession to the office and duties

of governor as hereinabove indicated, if there shall be the failure or refusal of any officers named above to qualify, and if the necessity shall arise by reason thereof, then in that event in order to fill the vacancy in the office of governor, the following state officers shall succeed to the duties of governor in the order named, viz.: Treasurer, auditor, attorney general, superintendent of public instruction and commissioner of public lands. Any person succeeding to the office of governor as in this section provided, shall perform the duties of such office only until the disability be removed, or a governor be elected and qualified; and if a vacancy occur more than thirty days before the next general election occurring within two years after the commencement of the term, a person shall be elected at such election to fill the office of governor for the remainder of the unexpired term. (L. 1909, p. 642, Sec. 1.) Approved November, 1910.

#### AMENDMENT 7

Art. 2 was amended by striking all of sections 1 and 31, and inserting in lieu thereof as section 1 the following, so that the same shall read as follows:

Art. 2, Sec. 1. **Legislative Powers, Where Vested**—The legislative authority of the state of Washington shall be vested in the legislature, consisting of a senate and house of representatives, which shall be called the legislature of the State of Washington, but the people reserve to themselves the power to propose bills, laws, and to enact or reject the same at the polls, independent of the legislature, and also reserve power, at their own option, to approve or reject at the polls any act, item, section or part of any bill, act or law passed by the legislature.

(a) Initiative: The first power reserved by the people is the initiative. Ten per centum, but in no case more than fifty thousand, of the legal voters shall be required to propose any measure by such petition, and every such petition shall include the full text of the measure so proposed. Initiative petitions shall be filed with the secretary of state not less than four months before the election at which they are to be voted upon, or not less than ten days before any regular session of the legislature. If filed at least four months before the election at which they are to be voted upon, he shall submit the same to the vote of the people at the said election. If such petitions are filed not less than ten days before any regular session of the legislature, he shall transmit the same to the legislature as soon as it convenes and organizes. Such initiative measure shall take precedence over all other measures in the legislature except appropriation bills and shall be either enacted or rejected without change or amendment by the legislature before the end of such regular session. If any such initiative measure shall be enacted by the legislature it shall be subject to the referendum petition, or it may be enacted and referred by the legislature to the people for approval or rejection at the next regular election. If it is rejected or if no action is taken upon it by the

legislature before the end of such regular session, the secretary of state shall submit it to the people for approval or rejection at the next ensuing regular general election. The legislature may reject any measure so proposed by initiative petition and propose a different one dealing with the same subject, and in such event both measures shall be submitted by the secretary of state to the people for approval or rejection at the next ensuing regular general election. When conflicting measures are submitted to the people the ballots shall be so printed that a voter can express separately by making one cross (X) for each, two preferences, first, as between either measure and neither, and secondly, as between one and the other. If the majority of those voting on the first issue is for neither, both fail, but in that case the votes on the second issue shall nevertheless be carefully counted and made public. If a majority voting on the first issue is for either, then the measure receiving a majority of the votes on the second issue shall be law.

(b) Referendum. The second power reserved by the people is the referendum, and it may be ordered on any act, bill, law, or any part thereof passed by the legislature, except such laws as may be necessary for the immediate preservation of the public peace, health or safety, support of the state government and its existing public institutions, either by petition signed by the required percentage of the legal voters, or by the legislature as other bills are enacted. Six per centum, but in no case more than thirty thousand, of the legal voters shall be required to sign and make a valid referendum petition.

(c) No act, law, or bill subject to referendum shall take effect until ninety days after the adjournment of the session at which it was enacted. No act, law, or bill approved by a majority of the electors voting thereon shall be amended or repealed by the legislature within a period of two years following such enactment. But such enactment may be amended or repealed at any general regular or special election by direct vote of the people thereon.

(d) The filing of a referendum petition against one or more items, sections or parts of any act, law or bill shall not delay the remainder of the measure from becoming operative. Referendum petitions against measures passed by the legislature shall be filed with the secretary of state not later than ninety days after the final adjournment of the session of the legislature which passed the measure on which the referendum is demanded. The veto power of the governor shall not extend to measures initiated by or referred to the people. All elections on measures referred to the people of the state shall be had at the biennial regular elections, except where the legislature shall order a special election. Any measure initiated by the people or referred to the people as herein provided shall take effect and become the law if it is approved by a majority of the votes cast thereon: *Provided*, That the vote cast upon such ques-

tion or measure shall equal one-third of the total votes cast at such election and not otherwise. Such measure shall be in operation on and after the thirtieth day after the election at which it is approved. The style of all bills proposed by initiative petition shall be: "Be it enacted by the people of the State of Washington." This section shall not be construed to deprive any member of the legislature of the right to introduce any measure. The whole number of electors who voted for governor at the regular gubernatorial election last preceding the filing of any petition for the initiative or for the referendum shall be the basis on which the number of legal voters necessary to sign such petition shall be counted. All such petitions shall be filed with the secretary of state, who shall be guided by the general laws in submitting the same to the people until additional legislation shall especially provide therefor. This section is self-executing, but legislation may be enacted especially to facilitate its operation.

The legislature shall provide methods of publicity of all laws or parts of laws, and amendments to the Constitution referred to the people with arguments for and against the laws and amendments so referred, so that each voter of the state shall receive the publication at least fifty days before the election at which they are to be voted upon. (L. 1911, p. 136, Sec. 1.) Approved November, 1912. [Note: Parts of AMENDMENT 7 have been superseded, see AMENDMENTS 26, 30 and 36.]

#### AMENDMENT 8

Art. 1 was amended by adding the two following sections:

**Sec. 33. Recall of Elective Officers**—Every elective public officer in the state of Washington except [except] judges of courts of record is subject to recall and discharge by the legal voters of the state, or of the political subdivision of the state, from which he was elected whenever a petition demanding his recall, reciting that such officer has committed some act or acts of malfeasance or misfeasance while in office, or who has violated his oath of office, stating the matters complained of, signed by the percentages of the qualified electors thereof, hereinafter provided, the percentage required to be computed from the total number of votes cast for all candidates for his said office to which he was elected at the preceding election, is filed with the officer with whom a petition for nomination, or certificate for nomination, to such office must be filed under the laws of this state, and the same officer shall call a special election as provided by the general election laws of this state, and the result determined as therein provided.

**Sec. 34. Same**—The legislature shall pass the necessary laws to carry out the provisions of section thirty-three (33) of this article, and to facilitate its operation and effect without delay: *Provided*, That the authority hereby conferred upon the legislature shall not be construed to grant to the legislature any exclusive power

of lawmaking nor in any way limit the initiative and referendum powers preserved by the people. The percentages required shall be, state officers, other than judges, senators and representatives, city officers of cities of the first class, school district boards in cities of the first class; county officers of counties of the first, second and third classes, twenty-five per cent. Officers of all other political subdivisions, cities, towns, townships, precincts and school districts not herein mentioned, and state senators and representatives, thirty-five per cent. (L. 1911, p. 504, Sec. 1.) Approved November, 1912.

#### AMENDMENT 9

Art. 1, Sec. 16. **Eminent Domain**—Private property shall not be taken for private use, except for private ways of necessity, and for drains, flumes, or ditches on or across the lands of others for agricultural, domestic, or sanitary purposes. No private property shall be taken or damaged for public or private use without just compensation having been first made, or paid into court for the owner, and no right-of-way shall be appropriated to the use of any corporation other than municipal until full compensation therefor be first made in money, or ascertained and paid into court for the owner, irrespective of any benefit from any improvement proposed by such corporation, which compensation shall be ascertained by a jury, unless a jury be waived, as in other civil cases in courts of record, in the manner prescribed by law. Whenever an attempt is made to take private property for a use alleged to be public, the question whether the contemplated use be really public shall be a judicial question, and determined as such, without regard to any legislative assertion that the use is public: *Provided*, That the taking of private property by the state for land reclamation and settlement purposes is hereby declared to be for public use. (L. 1919, p. 385, Sec. 1.) Approved November, 1920.

#### AMENDMENT 10

Art. 1, Sec. 22. **Rights of the Accused**—In criminal prosecutions the accused shall have the right to appear and defend in person, or by counsel, to demand the nature and cause of the accusation against him, to have a copy thereof, to testify in his own behalf, to meet the witnesses against him face to face, to have compulsory process to compel the attendance of witnesses in his own behalf, to have a speedy public trial by an impartial jury of the county in which the offense is charged to have been committed and the right to appeal in all cases: *Provided*, The route traversed by any railway coach, train or public conveyance, and the water traversed by any boat shall be criminal districts; and the jurisdiction of all public offenses committed on any such railway car, coach, train, boat or other public conveyance, or at any station or depot upon such route, shall be in any county through which the said car, coach, train, boat or other public conveyance may pass during the trip or voyage

or in which the trip or voyage may begin or terminate. In no instance shall any accused person before final judgment be compelled to advance money or fees to secure the rights herein guaranteed. (L. 1921, p. 79, Sec. 1.) Approved November, 1922.

#### AMENDMENT 11

Art. 8, Sec. 4. **Moneys Disbursed only by Appropriations**—No moneys shall ever be paid out of the treasury of this state, or any of its funds, or any of the funds under its management, except in pursuance of an appropriation by law; nor unless such payment be made within one calendar month after the end of the next ensuing fiscal biennium, and every such law making a new appropriation, or continuing or reviving an appropriation, shall distinctly specify the sum appropriated, and the object to which it is to be applied, and it shall not be sufficient for such law to refer to any other law to fix such sum. (L. 1921, p. 80, Sec. 1.) Approved November, 1922.

#### AMENDMENT 12

Art. 11, Sec. 5. **County Government**—The legislature, by general and uniform laws, shall provide for the election in the several counties of boards of county commissioners, sheriffs, county clerks, treasurers, prosecuting attorneys and other county, township or precinct and district officers, as public convenience may require, and shall prescribe their duties, and fix their terms of office: *Provided*, That the legislature may, by general laws, classify the counties by population and provide for the election in certain classes of counties certain officers who shall exercise the powers and perform the duties of two or more officers. It shall regulate the compensation of all such officers, in proportion to their duties, and for that purpose may classify the counties by population. And it shall provide for the strict accountability of such officers for all fees which may be collected by them and for all public moneys which may be paid to them, or officially come into their possession. (L. 1923, p. 254, Sec. 1.) Approved November, 1924.

#### AMENDMENT 13

Art. 2, Sec. 15. **Vacancies in Legislature**—Such vacancies as may occur in either house of the legislature shall be filled by appointment by the board of county commissioners of the county in which the vacancy occurs, and the person so appointed shall hold office until his successor is elected at the next general election, and shall have qualified: *Provided*, That in case of a vacancy occurring in the office of joint senator, the vacancy shall be filled by appointment by the joint action of the boards of county commissioners of the counties composing the joint senatorial district. (L. 1929, p. 690.) Approved November, 1930. (Superseded by Amendment 13, approved November, 1956.)

**AMENDMENT 14**

Article 7 is amended by striking out all of sections 1, 2, 3 and 4, and inserting in lieu thereof the following, to be known as section 1:

Art. 7, Sec. 1. **Taxation**—The power of taxation shall never be suspended, surrendered or contracted away. All taxes shall be uniform upon the same class of property within the territorial limits of the authority levying the tax and shall be levied, and collected for public purposes only. The word "property" as used herein shall mean and include everything, whether tangible or intangible, subject to ownership. All real estate shall constitute one class: *Provided*, That the legislature may tax mines and mineral resources and lands devoted to reforestation by either a yield tax or ad valorem tax at such rate as it may fix, or by both. Such property as the legislature may by general laws provide shall be exempt from taxation. Property of the United States and of the state, counties, school districts and other municipal corporations, and credits secured by property actually taxed in this state, not exceeding in value the value of such property, shall be exempt from taxation. The legislature shall have power, by appropriate legislation, to exempt personal property to the amount of three hundred (\$300.00) dollars for each head of a family liable to assessment and taxation under the provisions of the laws of this state of which the individual is the actual *bona fide* owner. (L. 1929, p. 499, Sec. 1.) Approved November, 1930. (New Sec. 2 added through Amendment 17.) Approved November, 1944.

**AMENDMENT 15**

Art. 15, Sec. 1. **Harbor Line Commission and Restraint on Disposition**—The legislature shall provide for the appointment of a commission whose duty it shall be to locate and establish harbor lines in the navigable waters of all harbors, estuaries, bays and inlets of this state, wherever such navigable waters lie within or in front of the corporate limits of any city, or within one mile thereof on either side. Any harbor line so located or established may thereafter be changed, relocated or re-established by the commission pursuant to such provision as may be made therefor by the legislature. The state shall never give, sell or lease to any private person, corporation, or association any rights whatever in the waters beyond such harbor lines, nor shall any of the area lying between any harbor line and the line of ordinary high water, and within not less than fifty feet nor more than two thousand feet of such harbor line (as the commission shall determine) be sold or granted by the state, nor its rights to control the same relinquished, but such area shall be forever reserved for landings, wharves, streets, and other conveniences of navigation and commerce. (L. 1931, p. 417, Sec. 1.) Approved November, 1932.

**AMENDMENT 16**

Art. 12, Sec. 11. **Stockholder Liability**—No corporation, association, or individual shall issue or put in circulation as money anything but the lawful money of the United States. Each stockholder of any banking or insurance corporation or joint stock association shall be individually and personally liable equally and ratably, and not one for another, for all contracts, debts, and engagements of such corporation or association accruing while they remain such stockholders, to the extent of the amount of their stock therein at the par value thereof, in addition to the amount invested in such shares.

The legislature may provide that stockholders of banking corporations organized under the laws of this state which shall provide and furnish, either through membership in the Federal Deposit Insurance Corporation, or through membership in any other instrumentality of the government of the United States, insurance or security for the payment of the debts and obligations of such banking corporation equivalent to that required by the laws of the United States to be furnished and provided by national banking associations, shall be relieved from liability for the debts and obligations of such banking corporation to the same extent that stockholders of national banking associations are relieved from liability for the debts and obligations of such national banking associations under the laws of the United States. (L. 1939, S.J.R. No. 8, Sec. 11, p. 1025.) Approved November, 1940.

**AMENDMENT 17**

Art. 7, Sec. 2. **Forty Mill Limit**—Except as hereinafter provided and notwithstanding any other provision of this Constitution, the aggregate of all tax levies upon real and personal property by the state and all taxing districts now existing or hereafter created, shall not in any year exceed forty mills on the dollar of assessed valuation, which assessed valuation shall be fifty per centum of the true and fair value of such property in money: *Provided, however,* That nothing herein shall prevent levies at the rates now provided by law by or for any port or public utility district. The term "taxing district" for the purposes of this section shall mean any political subdivision, municipal corporation, district, or other governmental agency authorized by law to levy or have levied for it, ad valorem taxes on property, other than a port or public utility district. Such aggregate limitation or any specific limitation imposed by law in conformity therewith may be exceeded only:

(a) by any taxing district when specifically authorized so to do by a majority of at least three-fifths of the electors thereof voting on the proposition to levy such additional tax submitted not more than twelve months prior to the date on which the proposed levy is to be made and not oftener than twice in such twelve



month period, either at a special election or at the regular election of such taxing district, at which election the number of persons voting on the proposition shall constitute not less than forty per centum of the total number of votes cast in such taxing district at the last preceding general election;

(b) by any taxing district otherwise authorized by law to issue general obligation bonds for capital purposes, for the sole purpose of making the required payments of principal and interest on general obligation bonds issued solely for capital purposes, other than the replacement of equipment, when authorized so to do by majority of at least three-fifths of the electors thereof voting on the proposition to issue such bonds and to pay the principal and interest thereon by an annual tax levy in excess of the limitation herein provided during the term of such bonds, submitted not oftener than twice in any calendar year, at an election held in the manner provided by law for bond elections in such taxing district, at which election the total number of persons voting on the proposition shall constitute not less than forty per centum of the total number of votes cast in such taxing district at the last preceding general election: *Provided*, That any such taxing district shall have the right by vote of its governing body to refund any general obligation bonds of said district issued for capital purposes only, and to provide for the interest thereon and amortization thereof by annual levies in excess of the tax limitation provided for herein, and *Provided further*, That the provisions of this section shall also be subject to the limitations contained in Article VIII, Section 6, of this Constitution;

(c) by the state or any taxing district for the purpose of paying the principal or interest on general obligation bonds outstanding on December 6, 1934; or for the purpose of preventing the impairment of the obligation of a contract when ordered so to do by a court of last resort. (L. 1943, H.J.R. No. 1, p. 936.) Approved November, 1944.

#### AMENDMENT 18

Art. 2, Sec. 40. **Highway Funds**—All fees collected by the State of Washington as license fees for motor vehicles and all excise taxes collected by the State of Washington on the sale, distribution or use of motor vehicle fuel and all other state revenue intended to be used for highway purposes, shall be paid into the state treasury and placed in a special fund to be used exclusively for highway purposes. Such highway purposes shall be construed to include the following:

(a) The necessary operating, engineering and legal expenses connected with the administration of public highways, county roads and city streets;

(b) The construction, reconstruction, maintenance, repair, and betterment of public highways, county roads, bridges and city streets; including the cost and expense of (1) acquisition of rights-of-way, (2) installing, main-

taining and operating traffic signs and signal lights, (3) policing by the state of public highways, (4) operation of movable span bridges, (5) operation of ferries which are a part of any public highway, county road, or city street;

(c) The payment or refunding of any obligation of the State of Washington, or any political subdivision thereof, for which any of the revenues described in section 1 may have been legally pledged prior to the effective date of this act;

(d) Refunds authorized by law for taxes paid on motor vehicle fuels;

(e) The cost of collection of any revenues described in this section:

*Provided*, That this section shall not be construed to include revenue from general or special taxes or excises not levied primarily for highway purposes, or apply to vehicle operator's license fees or any excise tax imposed on motor vehicles or the use thereof in lieu of a property tax thereon, or fees for certificates of ownership of motor vehicles. (L. 1943, H.J.R. No. 4, p. 938.) Approved November, 1944.

#### AMENDMENT 19

Art. 7, Sec. 3. **Taxation of Federal Agencies and Property**—The United States and its agencies and instrumentalities, and their property, may be taxed under any of the tax laws of this state, whenever and in such manner as such taxation may be authorized or permitted under the laws of the United States, notwithstanding anything to the contrary in the Constitution of this state. (L. 1945, H.J.R. No. 9, p. 932.) Approved November, 1946.

#### AMENDMENT 20

Art. 28, Sec. 1. **Compensation of State Officers**—All elected state officials shall each severally receive such compensation as the legislature may direct. The compensation of any state officer shall not be increased or diminished during his term of office, except that the legislature, at its thirty-first regular session, may increase or diminish the compensation of all state officers whose terms exist on the Thursday after the second Monday in January, 1949.

The provisions of sections 14, 16, 17, 19, 20, 21, and 22 of Article III and section 23 of Article II in so far as they are inconsistent herewith, are hereby repealed. (L. 1947, S.J.R. No. 4, p. 1371.) Approved November 2, 1948. (Authorizing compensation increase during term: See Amendment 54.)

#### AMENDMENT 21

Art. 11, Sec. 4. **County Government and Township Organization**—The legislature shall establish a system of county government, which shall be uniform throughout the state except as hereinafter provided, and by

general laws shall provide for township organization, under which any county may organize whenever a majority of the qualified electors of such county voting at a general election shall so determine; and whenever a county shall adopt township organization, the assessment and collection of the revenue shall be made, and the business of such county and the local affairs of the several townships therein, shall be managed and transacted in the manner prescribed by such general law.

Any county may frame a "Home Rule" charter for its own government subject to the Constitution and laws of this state, and for such purpose the legislative authority of such county may cause an election to be had, at which election there shall be chosen by the qualified voters of said county not less than fifteen (15) nor more than twenty-five (25) freeholders thereof, as determined by the legislative authority, who shall have been residents of said county for a period of at least five (5) years preceding their election and who are themselves qualified electors, whose duty it shall be to convene within thirty (30) days after their election and prepare and propose a charter for such county. Such proposed charter shall be submitted to the qualified electors of said county, and if a majority of such qualified electors voting thereon ratify the same, it shall become the charter of said county and shall become the organic law thereof, and supersede any existing charter, including amendments thereto, or any existing form of county government, and all special laws inconsistent with such charter. Said proposed charter shall be published in two (2) legal newspapers published in said county, at least once a week for four (4) consecutive weeks prior to the day of submitting the same to the electors for their approval as above provided. All elections in this section authorized shall only be had upon notice, which notice shall specify the object of calling such election and shall be given for at least ten (10) days before the day of election in all election districts of said county. Said elections may be general or special elections and except as herein provided, shall be governed by the law regulating and controlling general or special elections in said county. Such charter may be amended by proposals therefor submitted by the legislative authority of said county to the electors thereof at any general election after notice of such submission published as above specified, and ratified by a majority of the qualified electors voting thereon. In submitting any such charter or amendment thereto, any alternate article or proposition may be presented for the choice of the voters and may be voted on separately without prejudice to others.

Any home rule charter proposed as herein provided, may provide for such county officers as may be deemed necessary to carry out and perform all county functions as provided by charter or by general law, and for their compensation, but shall not affect the election of the prosecuting attorney, the county superintendent of

schools, the judges of the superior court, and the justices of the peace, or the jurisdiction of the courts.

Notwithstanding the foregoing provision for calling of an election by the legislative authority of such county for the election of freeholders to frame a county charter, registered voters equal in number to ten (10) per centum of the voters of any such county voting at the last preceding general election, may at any time propose by petition the calling of an election of freeholders. The petition shall be filed with the county auditor of the county at least three (3) months before any general election and the proposal that a board of freeholders be elected for the purpose of framing a county charter shall be submitted to the vote of the people at said general election, and at the same election a board of freeholders of not less than fifteen (15) or more than twenty-five (25), as fixed in the petition calling for the election, shall be chosen to draft the new charter. The procedure for nomination of qualified electors as candidates for said board of freeholders shall be prescribed by the legislative authority of the county, and the procedure for the framing of the charter and the submission of the charter as framed shall be the same as in the case of a board of freeholders chosen at an election initiated by the legislative authority of the county.

In calling for any election of freeholders as provided in this section, the legislative authority of the county shall apportion the number of freeholders to be elected in accordance with either the legislative districts or the county commissioner districts, if any, within said county, the number of said freeholders to be elected from each of said districts to be in proportion to the population of said districts as nearly as may be.

Should the charter proposed receive the affirmative vote of the majority of the electors voting thereon, the legislative authority of the county shall immediately call such special election as may be provided for therein, if any, and the county government shall be established in accordance with the terms of said charter not more than six (6) months after the election at which the charter was adopted.

The terms of all elective officers, except the prosecuting attorney, the county superintendent of schools, the judges of the superior court, and the justices of the peace, who are in office at the time of the adoption of a Home Rule Charter shall terminate as provided in the charter. All appointive officers in office at the time the charter goes into effect, whose positions are not abolished thereby shall continue until their successors shall have qualified.

After the adoption of such charter, such county shall continue to have all the rights, powers, privileges and benefits then possessed or thereafter conferred by general law. All the powers, authority and duties granted to and imposed on county officers by general law, except the prosecuting attorney, the county superin-

tendent of schools, the judges of the superior court, and the justices of the peace, shall be vested in the legislative authority of the county unless expressly vested in specific officers by the charter. The legislative authority may by resolution delegate any of its executive or administrative powers, authority or duties not expressly vested in specific officers by the charter, to any county officer or officers or county employee or employees.

The provisions of sections 5, 6, 7, and the first sentence of section 8 of this Article as amended shall not apply to counties in which the government has been established by charter adopted under the provisions hereof. The authority conferred on the board of county commissioners by Section 15 of Article II as amended, shall be exercised by the legislative authority of the county. (L. 1947, S.J.R. No. 5, p. 1372.) Approved November 2, 1948.

#### **AMENDMENT 22**

Art. 11, Sec. 7. Constitution of the State of Washington is hereby repealed. (L. 1947, H.J.R. No. 4, p. 1385.) Approved November 2, 1948.

#### **AMENDMENT 23**

Art. 11, Sec. 16. **Combined City and County**—The legislature shall, by general law, provide for the formation of combined city and county municipal corporations, and for the manner of determining the territorial limits thereof, each of which shall be known as a "city and county," and when organized, shall contain a population of at least three hundred thousand (300,000) inhabitants. No such city and county shall be formed except by a majority vote of the qualified electors of the area proposed to be included therein and also by a majority vote of the qualified electors of the remainder of that county from which such area is to be taken. Any such city and county shall be permitted to frame a charter for its own government, and amend the same, in the manner provided for cities by section 10 of this article: *Provided, however,* That the first charter of such city and county shall be framed and adopted in a manner to be specified in the general law authorizing the formation of such corporations: *Provided further,* That every such charter shall designate the respective officers of such city and county who shall perform the duties imposed by law upon county officers. Every such city and county shall have and enjoy all rights, powers and privileges asserted in its charter, not inconsistent with general laws, and in addition thereto, such rights, powers and privileges as may be granted to it, or possessed and enjoyed by cities and counties of like population separately organized.

No county or county government existing outside the territorial limits of such county and city shall exercise any police, taxation or other powers within the territorial limits of such county and city, but all such powers shall be exercised by the city and county and

the officers thereof, subject to such constitutional provisions and general laws as apply to either cities or counties: *Provided*, That the provisions of sections 2, 3, 4, 5, 6, 7, and 8 of this article shall not apply to any such city and county: *Provided further*, That the salary of any elective or appointive officer of a city and county shall not be changed after his election or appointment or during his term of office; nor shall the term of any such officer be extended beyond the period for which he is elected or appointed. In case an existing county is divided in the formation of a city and county, such city and county shall be liable for a just proportion of the existing debts or liabilities of the former county, and shall account for and pay the county remaining a just proportion of the value of any real estate or other property owned by the former county and taken over by the county and city, the method of determining such just proportion to be prescribed by general law, but such division shall not affect the rights of creditors. The officers of a city and county, their compensation, qualifications, term of office and manner of election or appointment shall be as provided for in its charter, subject to general laws and applicable constitutional provision. (L. 1947, H.J.R. No. 13, p. 1386.) Approved November 2, 1948.

#### AMENDMENT 24

(AMENDMENT 24 was repealed by AMENDMENT 42. L. 1965 ex.s., p. 2816, S. J. R. No. 20. Approved November 8, 1966.)

Text of Amendment 24—  
Art. 2, Sec. 33, ALIEN OWNERSHIP—*The ownership of lands by aliens, other than those who in good faith have declared their intention to become citizens of the United States, is prohibited in this state, except where acquired by inheritance, under mortgage or in good faith in the ordinary course of justice in the collection of debts; and all conveyances of lands hereafter made to any alien directly, or in trust for such alien, shall be void: Provided, That the provisions of this section shall not apply to lands containing valuable deposits of minerals, metals, iron, coal or fire clay,*

*and the necessary land for mills and machinery to be used in the development thereof and the manufacture of the products therefrom: And provided further, That the provisions of this section shall not apply to the citizens of such of the Provinces of the Dominion of Canada as do not expressly or by implication prohibit ownership of provincial lands by citizens of this state. Every corporation, the majority of the capital stock of which is owned by aliens, shall be considered an alien for the purposes of this prohibition. (L. 1949, S. J. R. No. 9, p. 999.) Approved November 7, 1950.*

#### AMENDMENT 25

Art. 4, Sec. 3(a). A judge of the supreme court or the superior court shall retire from judicial office at the end of the calendar year in which he attains the age of

seventy-five years. The legislature may, from time to time, fix a lesser age for mandatory retirement, not earlier than the end of the calendar year in which any such judge attains the age of seventy years, as the legislature deems proper. This provision shall not affect the term to which any such judge shall have been elected or appointed prior to, or at the time of, approval and ratification of this provision. Notwithstanding the limitations of this section, the legislature may by general law authorize or require the retirement of judges for physical or mental disability, or any cause rendering judges incapable of performing their judicial duties. (L. 1951, H.J.R. No. 6, p. 960.) Approved November 4, 1952.

#### AMENDMENT 26

Art. 2, Sec. 41. No act, law, or bill subject to referendum shall take effect until ninety days after the adjournment of the session at which it was enacted. No act, law or bill approved by a majority of the electors voting thereon shall be amended or repealed by the legislature within a period of two years following such enactment: *Provided*, That any such act, law or bill may be amended within two years after such enactment at any regular or special session of the legislature by a vote of two-thirds of all the members elected to each house with full compliance with section 12, Article III, of the Washington Constitution, and no amendatory law adopted in accordance with this provision shall be subject to referendum. But such enactment may be amended or repealed at any general, regular or special election by direct vote of the people thereon. These provisions supersede the provisions of subsection (c) of section 1 of this article as amended by the seventh amendment to the constitution of this state. (L. 1951, S.S.J.R. No. 7, p. 959.) Approved November 4, 1952.

#### AMENDMENT 27

Art. 8, Sec. 6. No county, city, town, school district, or other municipal corporation shall for any purpose become indebted in any manner to an amount exceeding one and one-half per centum of the taxable property in such county, city, town, school district, or other municipal corporation, without the assent of three-fifths of the voters therein voting at an election to be held for that purpose, nor in cases requiring such assent shall the total indebtedness at any time exceed five per centum on the value of the taxable property therein, to be ascertained by the last assessment for state and county purposes previous to the incurring of such indebtedness, except that in incorporated cities the assessment shall be taken from the last assessment for city purposes: *Provided*, That no part of the indebtedness allowed in this section shall be incurred for any purpose other than strictly county, city, town, school district, or other municipal purposes: *Provided further*, That (a) any city or town, with such assent, may be allowed to become indebted to a larger amount, but not

exceeding five per centum additional for supplying such city or town with water, artificial light, and sewers, when the works for supplying such water, light, and sewers shall be owned and controlled by the municipality and (b) any school district with such assent, may be allowed to become indebted to a larger amount but not exceeding five per centum additional for capital outlays. (L. 1951, H.J.R. No. 8, p. 961.) Approved November 4, 1952.

#### AMENDMENT 28

Art. 4, Sec. 6. The superior court shall have original jurisdiction in all cases in equity and in all cases at law which involve the title or possession of real property, or the legality of any tax, impost, assessment, toll, or municipal fine, and in all other cases in which the demand or the value of the property in controversy amounts to one thousand dollars, or a lesser sum in excess of the jurisdiction granted to justices of the peace and other inferior courts, and in all criminal cases amounting to felony, and in all cases of misdemeanor not otherwise provided for by law; of actions of forcible entry and detainer; of proceedings in insolvency; of actions to prevent or abate a nuisance; of all matters of probate, of divorce, and for annulment of marriage; and for such special cases and proceedings as are not otherwise provided for. The superior court shall also have original jurisdiction in all cases and of all proceedings in which jurisdiction shall not have been by law vested exclusively in some other court; and said court shall have the power of naturalization and to issue papers therefor. They shall have such appellate jurisdiction in cases arising in justices' and other inferior courts in their respective counties as may be prescribed by law. They shall always be open, except on nonjudicial days, and their process shall extend to all parts of the state. Said courts and their judges shall have power to issue writs of mandamus, quo warranto, review, certiorari, prohibition, and writs of habeas corpus, on petition by or on behalf of any person in actual custody in their respective counties. Injunctions and writs of prohibition and of habeas corpus may be issued and served on legal holidays and nonjudicial days.

Art. 4, Sec. 10. The legislature shall determine the number of justices of the peace to be elected and shall prescribe by law the powers, duties and jurisdiction of justices of the peace: *Provided*, That such jurisdiction granted by the legislature shall not trench upon the jurisdiction of superior or other courts of record, except that justices of the peace may be made police justices of incorporated cities and towns. Justices of the peace shall have original jurisdiction in cases where the demand or value of the property in controversy is less than three hundred dollars or such greater sum, not to exceed one thousand dollars, as shall be prescribed by the legislature. In incorporated cities or towns having more than five thousand inhabitants, the justices of the



peace shall receive such salary as may be provided by law, and shall receive no fees for their own use. (L. 1951, S.H.J.R. No. 13, p. 962.) Approved November 4, 1952.

### AMENDMENT 29

(AMENDMENT 29 was repealed by AMENDMENT 42. L. 1965 ex.s., p. 2816, S. J. R. No. 20. Approved November 8, 1966.)

Text of Amendment 29—  
Art. 2, Sec. 33, ALIEN OWNERSHIP—*The ownership of lands by aliens, other than those who in good faith have declared their intention to become citizens of the United States, is prohibited in this state, except where acquired by inheritance, under mortgage or in good faith in the ordinary course of justice in the collection of debts; and all conveyances of lands hereafter made to any alien directly, or in trust for such alien, shall be void: Provided, That the provisions of this section shall not apply to*

*lands containing valuable deposits of minerals, metals, iron, coal, or fire-clay, and the necessary land for mills and machinery to be used in the development thereof and the manufacture of the products therefrom: And provided further, That the provisions of this section shall not apply to the citizens of such of the Provinces of the Dominion of Canada as do not expressly or by implication prohibit ownership of provincial lands by citizens of this state. (L. 1953, H. J. R. No. 16, p. 853.) Approved November 2, 1954.*

### AMENDMENT 30

Art. 2, Sec. 1(A). Hereafter, the number of valid signatures of legal voters required upon a petition for an initiative measure shall be equal to eight per centum of the number of voters registered and voting for the office of governor at the last preceding regular gubernatorial election. Hereafter, the number of valid signatures of legal voters required upon a petition for a referendum of an act of the legislature or any part thereof, shall be equal to four per centum of the number of voters registered and voting for the office of governor at the last preceding regular gubernatorial election. These provisions supersede the requirements specified in section 1 of this article as amended by the seventh amendment to the Constitution of this state. (L. 1955, p. 1860, S. J. R. No. 4) Amendment 30, approved November, 1956.

### AMENDMENT 31

Article III, section 25. No person, except a citizen of the United States and a qualified elector of this state, shall be eligible to hold any state office. The compensation for state officers shall not be increased or diminished during the term for which they shall have been elected. The legislature may in its discretion abolish the offices of the lieutenant governor, auditor and commissioner of public lands. (L. 1955, p. 1861,

S. J. R. No. 6.) Amendment 31, approved November, 1956. (Authorizing compensation increase during term: See Amendment 54.)

### AMENDMENT 32

Such vacancies as may occur in either house of the legislature or in any partisan county elective office shall be filled by appointment by the board of county commissioners of the county in which the vacancy occurs: *Provided*, That the person appointed to fill the vacancy must be from the same legislative district and the same political party as the legislator whose office has been vacated, and shall be one of three persons who shall be nominated by the county central committee of that party, and the person so appointed shall hold office until his successor is elected at the next general election, and shall have qualified: *Provided*, That in case of a vacancy occurring in the office of joint senator or joint representative, the vacancy shall be filled from a list of three nominees selected by the state central committee, by appointment by the joint action of the boards of county commissioners of the counties composing the joint senatorial or joint representative district, the person appointed to fill the vacancy must be from the same legislative district and of the same political party as the legislator whose office has been vacated, and in case a majority of said county commissioners do not agree upon the appointment within sixty days after the vacancy occurs, the governor shall within thirty days thereafter, and from the list of nominees provided for herein, appoint a person who shall be from the same legislative district and of the same political party as the legislator whose office has been vacated. (L. 1955, p. 1862, S. J. R. No. 14.) Amendment 32, approved November, 1956. Amending Amendment 13. Vacancies in county, etc., offices, see Art. 11, Sec. 6.

### AMENDMENT 33

Article XXIV, Section 1. **State Boundaries**—The boundaries of the State of Washington shall be as follows: Beginning at a point in the Pacific ocean one marine league due west of and opposite the middle of the mouth of the north ship channel of the Columbia river thence running easterly to and up the middle channel of said river and where it is divided by islands up the middle of the widest channel thereof to where the forty-sixth parallel of north latitude crosses said river near the mouth of the Walla Walla river; thence east on said forty-sixth parallel of latitude to the middle of the main channel of the Shoshone or Snake river, thence follow down the middle of the main channel of Snake river to a point opposite the mouth of the Kooskooskia or Clear Water river, thence due north to the forty-ninth parallel of north latitude, thence west along said forty-ninth parallel or north latitude to the middle of the channel which separates Vancouver's island from the continent, that is to say to

a point in longitude 123 degrees, 19 minutes and 15 seconds west, thence following the boundary line between the United States and British possessions through the channel which separates Vancouver's island from the continent to the termination of the boundary line between the United States and British possessions at a point in the Pacific ocean equidistant between Bonilla point on Vancouver's island and Tatoosh island light house, thence running in a southerly course and parallel with the coast line, keeping one marine league off shore to place of beginning; until such boundaries are modified by appropriate interstate compacts duly approved by the Congress of the United States. (L. 1957, p. 1292, S. J. R. 10.) Amendment 33, approved November, 1958.

#### AMENDMENT 34

Article I, section 11. Absolute freedom of conscience in all matters of religious sentiment, belief and worship, shall be guaranteed to every individual, and no one shall be molested or disturbed in person or property on account of religion; but the liberty of conscience hereby secured shall not be so construed as to excuse acts of licentiousness or justify practices inconsistent with the peace and safety of the state. No public money or property shall be appropriated for or applied to any religious worship, exercise or instruction, or the support of any religious establishment: *Provided, however,* That this article shall not be so construed as to forbid the employment by the state of a chaplain for such of the state custodial, correctional and mental institutions as in the discretion of the legislature may seem justified. No religious qualification shall be required for any public office or employment, nor shall any person be incompetent as a witness or juror, in consequence of his opinion on matters of religion, nor be questioned in any court of justice touching his religious belief to affect the weight of his testimony. (L. 1957, p. 1299, S. J. R. No. 14.) Amendment 34, approved November, 1958.

#### AMENDMENT 35

Article II, section 25. The legislature shall never grant any extra compensation to any public officer, agent, employee, servant, or contractor, after the services shall have been rendered, or the contract entered into, nor shall the compensation of any public officer be increased or diminished during his term of office. Nothing in this section shall be deemed to prevent increases in pensions after such pensions shall have been granted. (L. 1957, p. 1301, S. J. R. No. 18.) Amendment 35, approved November, 1958. (Increase during term in compensation of certain officers, authorized: See Amendment 54.)

#### AMENDMENT 36

Art. 2, section 1 as amended by **AMENDMENT 7** was amended by adding the following subsection:

Article 2, section 1, subsection (e). The legislature shall provide methods of publicity of all laws or parts of laws, and amendments to the Constitution referred to the people with arguments for and against the laws and amendments so referred. The secretary of state shall send one copy of the publication to each individual place of residence in the state and shall make such additional distribution as he shall determine necessary to reasonably assure that each voter will have an opportunity to study the measures prior to election. These provisions supersede the provisions set forth in the last paragraph of section 1 of this article as amended by the seventh amendment to the Constitution of this state. (L. 1961, p. 2751, S.J.R. No. 9.) Amendment 36, approved November, 1962.

#### AMENDMENT 37

Article XXIII, section 1. Any amendment or amendments to this Constitution may be proposed in either branch of the legislature; and if the same shall be agreed to by two-thirds of the members elected to each of the two houses, such proposed amendment or amendments shall be entered on their journals, with the ayes and noes thereon, and be submitted to the qualified electors of the state for their approval, at the next general election; and if the people approve and ratify such amendment or amendments, by a majority of the electors voting thereon, the same shall become part of this Constitution, and proclamation thereof shall be made by the governor: *Provided*, That if more than one amendment be submitted, they shall be submitted in such a manner that the people may vote for or against such amendments separately. The legislature shall also cause notice of the amendments that are to be submitted to the people to be published at least four times during the four weeks next preceding the election in every legal newspaper in the state: *Provided*, That failure of any newspaper to publish this notice shall not be interpreted as affecting the outcome of the election. (L. 1961, p. 2753, S.J.R. No. 25.) Amendment 37, approved November, 1962.

#### AMENDMENT 38

Art. 4 was amended by adding the following section:  
Sec. 2(a). When necessary for the prompt and orderly administration of justice a majority of the Supreme Court is empowered to authorize judges or retired judges of courts of record of this state, to perform, temporarily, judicial duties in the Supreme Court, and to authorize any superior court judge to perform judicial duties in any superior court of this state. (L. 1961, p. 2757, H.J.R. No. 6) Amendment 38, approved November, 1962.

#### AMENDMENT 39

Article II, section 42. The legislature, in order to insure continuity of state and local governmental operations in periods of emergency resulting from

enemy attack, shall have the power and the duty, immediately upon and after adoption of this amendment, to enact legislation providing for prompt and temporary succession to the powers and duties of public offices of whatever nature and whether filled by election or appointment, the incumbents and legal successors of which may become unavailable for carrying on the powers and duties of such offices; the legislature shall likewise enact such other measures as may be necessary and proper for insuring the continuity of governmental operations during such emergencies. Legislation enacted under the powers conferred by this amendment shall in all respects conform to the remainder of the Constitution: *Provided*, That if, in the judgment of the legislature at the time of disaster, conformance to the provisions of the Constitution would be impracticable or would admit of undue delay, such legislation may depart during the period of emergency caused by enemy attack only, from the following sections of the Constitution:

Article 14, Sections 1 and 2, Seat of Government;

Article 2, Sections 8, 15 (Amendments 13 and 32), and 22, Membership, Quorum of Legislature and Passage of Bills;

Article 3, Section 10 (Amendment 6), Succession to Governorship: *Provided*, That the legislature shall not depart from Section 10, Article III, as amended by Amendment 6, of the state Constitution relating to the Governor's office so long as any successor therein named is available and capable of assuming the powers and duties of such office as therein prescribed;

Article 3, Section 13, Vacancies in State Offices;

Article 11, Section 6, Vacancies in County Office;

Article 11, Section 2, Seat of County Government;

Article 3, Section 24, State Records.

(L. 1961, p. 2758, H.J.R. No. 9.) Amendment 39, approved November, 1962.

#### AMENDMENT 40

Article XI, section 10. Corporations for municipal purposes shall not be created by special laws; but the legislature, by general laws, shall provide for the incorporation, organization and classification in proportion to population, of cities and towns, which laws may be altered, amended or repealed. Cities and towns heretofore organized, or incorporated may become organized under such general laws whenever a majority of the electors voting at a general election, shall so determine, and shall organize in conformity therewith; and cities or towns heretofore or hereafter organized, and all charters thereof framed or adopted by authority of this Constitution shall be subject to, and controlled by general laws. Any city containing a population of ten thousand inhabitants, or more, shall be permitted to frame a charter for its own government, consistent with and subject to the Constitution and

laws of this state, and for such purpose the legislative authority of such city may cause an election to be had at which election there shall be chosen by the qualified electors of said city, fifteen freeholders thereof, who shall have been residents of said city for a period of at least two years preceding their election and qualified electors, whose duty it shall be to convene within ten days after their election, and prepare and propose a charter for such city. Such proposed charter shall be submitted to the qualified electors of said city, and if a majority of such qualified electors voting thereon ratify the same, it shall become the charter of said city, and shall become the organic law thereof, and supersede any existing charter including amendments thereto, and all special laws inconsistent with such charter. Said proposed charter shall be published in the daily newspaper of largest general circulation published in the area to be incorporated as a first class city under the charter or, if no daily newspaper is published therein, then in the newspaper having the largest general circulation within such area at least once each week for four weeks next preceding the day of submitting the same to the electors for their approval, as above provided. All elections in this section authorized shall only be had upon notice, which notice shall specify the object of calling such election, and shall be given as required by law. Said elections may be general or special elections, and except as herein provided shall be governed by the law regulating and controlling general or special elections in said city. Such charter may be amended by proposals therefor submitted by the legislative authority of such city to the electors thereof at any general election after notice of said submission published as above specified, and ratified by a majority of the qualified electors voting thereon. In submitting any such charter, or amendment thereto, any alternate article or proposition may be presented for the choice of the voters, and may be voted on separately without prejudice to others.

(L. 1963 ex. s., p. 1526, S.J.R. No. 1) Amendment 40, approved November, 1964.

#### AMENDMENT 41

Art. 4, Sec. 29. **Election of Superior Court Judges.** Notwithstanding any provision of this Constitution to the contrary, if, after the last day as provided by law for the withdrawal of declarations of candidacy has expired, only one candidate has filed for any single position of superior court judge in any county containing a population of one hundred thousand or more, no primary or election shall be held as to such position, and a certificate of election shall be issued to such candidate. If, after any contested primary for superior court judge in any county, only one candidate is entitled to have his name printed on the general election ballot for any single position, no election shall be held as to such position, and a certificate of election shall be issued to such candidate: *Provided*, That in the event that there is filed with the county auditor

within ten days after the date of the primary, a petition indicating that a write in campaign will be conducted for such single position and signed by one hundred registered voters qualified to vote with respect of the office, then such single position shall be subject to the general election. Provisions for the contingency of the death or disqualification of a sole candidate between the last date for withdrawal and the time when the election would be held but for the provisions of this section, and such other provisions as may be deemed necessary to implement the provisions of this section, may be enacted by the legislature. (L. 1965 ex.s., p. 2815, S. S. J. R. No. 6.) **AMENDMENT 41.** Approved November 8, 1966.

#### **AMENDMENT 42**

Section 33, Article II and Amendments 24 and 29 amendatory thereof, of the Constitution of the State of Washington are each hereby repealed. (L. 1965 ex.s., p. 2816, S. J. R. No. 20.) **AMENDMENT 42.** Approved November 8, 1966.

#### **AMENDMENT 43**

Art. 9, Sec. 3. **Funds for Support**—The principal of the common school fund as the same existed on June 30, 1965, shall remain permanent and irreducible. The said fund shall consist of the principal amount thereof existing on June 30, 1965, and such additions thereto as may be derived after June 30, 1965, from the following named sources, to wit: Appropriations and donations by the state to this fund; donations and bequests by individuals to the state or public for common schools; the proceeds of lands and other property which revert to the state by escheat and forfeiture; the proceeds of all property granted to the state when the purpose of the grant is not specified, or is uncertain; funds accumulated in the treasury of the state for the disbursement of which provision has not been made by law; the proceeds of the sale of stone, minerals, or property other than timber and other crops from school and state lands, other than those granted for specific purposes; all moneys received from persons appropriating stone, minerals or property other than timber and other crops from school and state lands other than those granted for specific purposes, and all moneys other than rental recovered from persons trespassing on said lands; five per centum of the proceeds of the sale of public lands lying within the state, which shall be sold by the United States subsequent to the admission of the state into the Union as approved by section 13 of the act of congress enabling the admission of the state into the Union; the principal of all funds arising from the sale of lands and other property which have been, and hereafter may be granted to the state for the support of common schools. The legislature may make further provisions for enlarging said fund.

There is hereby established the common school construction fund to be used exclusively for the purpose of

financing the construction of facilities for the common schools. The sources of said fund shall be: (1) Those proceeds derived from the sale or appropriation of timber and other crops from school and state lands subsequent to June 30, 1965, other than those granted for specific purposes; (2) the interest accruing on said permanent common school fund from and after July 1, 1967, together with all rentals and other revenues derived therefrom and from lands and other property devoted to the permanent common school fund from and after July 1, 1967; and (3) such other sources as the legislature may direct. That portion of the common school construction fund derived from interest on the permanent common school fund may be used to retire such bonds as may be authorized by law for the purpose of financing the construction of facilities for the common schools.

The interest accruing on the permanent common school fund together with all rentals and other revenues accruing thereto pursuant to subsection (2) of this section during the period after the effective date of this amendment and prior to July 1, 1967, shall be exclusively applied to the current use of the common schools.

To the extent that the moneys in the common school construction fund are in excess of the amount necessary to allow fulfillment of the purpose of said fund, the excess shall be available for deposit to the credit of the permanent common school fund or available for the current use of the common schools, as the legislature may direct. (L. 1965 ex.s., p. 2817, S. J. R. No. 22, part 1.) **AMENDMENT 43.** Approved November 8, 1966.

#### **AMENDMENT 44**

**Art. 16, Sec. 5. Investment of Permanent Common School Fund.** The permanent common school fund of this state may be invested as authorized by law. (L. 1965 ex.s., p. 2817, S. J. R. No. 22, part 2.) **AMENDMENT 44.** Approved November 8, 1966.

#### **AMENDMENT 45**

**Art. 8, Sec. 8. Port Expenditures—Industrial Development—Promotion.** The use of public funds by port districts in such manner as may be prescribed by the legislature for industrial development or trade promotion and promotional hosting shall be deemed a public use for a public purpose, and shall not be deemed a gift within the provisions of section 7 of this Article. (L. 1965 ex.s., p. 2819, S. J. R. No. 25.) **AMENDMENT 45.** Approved November 8, 1966.

#### **AMENDMENT 46**

**Art. 6, Sec. 1A. Voters Qualifications for Presidential Elections.** In consideration of those citizens of the United States who became residents of the state of Washington during the year of a presidential election with the intention of making this state their perma-



nent residence, this section is for the purpose of authorizing such persons who can meet all qualifications for voting as set forth in section 1 of this article, except for residence, to vote for presidential electors or for the office of President and Vice-President of the United States, as the case may be, but no other: *Provided*, That such persons have resided in the state at least sixty days immediately preceding the presidential election concerned.

The legislature shall establish the time, manner and place for such persons to cast such presidential ballots. (L. 1965, ex.s., p. 2820, S. H. J. R. No. 4.) **AMENDMENT 46.** Approved November 8, 1966.

#### AMENDMENT 47

Art. 7, Sec. 10. **Retired Persons Property Tax Exemption.** Notwithstanding the provisions of Article 7, section 1 (Amendment 14) and Article 7, Section 2 (Amendment 17), the following tax exemption shall be allowed as to real property:

The legislature shall have the power, by appropriate legislation, to grant to retired property owners relief from the property tax on the real property occupied as a residence by those owners. The legislature may place such restrictions and conditions upon the granting of such relief as it shall deem proper. Such restrictions and conditions may include, but are not limited to, the limiting of the relief of those property owners below a specific level of income and those fulfilling certain minimum residential requirements. (L. 1965 ex.s., p. 2821, H. J. R. No. 7.) **AMENDMENT 47.** Approved November 8, 1966.

#### AMENDMENT 48

Art. 8, Sec. 3. **Special Indebtedness—How Authorized.** Except the debt specified in sections one and two of this article, no debts shall hereafter be contracted by, or on behalf of this state, unless such debt shall be authorized by law for some single work or object to be distinctly specified therein, which law shall provide ways and means, exclusive of loans, for the payment of the interest on such debt as it falls due, and also pay and discharge the principal of such debt within twenty years from the time of the contracting thereof. No such law shall take effect until it shall, at a general election, have been submitted to the people and have received a majority of all the votes cast for and against it at such election, and all moneys raised by authority of such law shall be applied only to the specific object therein stated, or to the payment of the debt thereby created, and notice that such law will be submitted to the people and shall be published at least four times during the four weeks next preceding the election in every legal newspaper in the state: *Provided*, That failure of any newspaper to publish this notice shall not be interpreted as affecting the outcome of the election. (L. 1965 ex.s., p. 2822, H.J.R. No. 39.) **AMENDMENT 48,** approved November 8, 1966.

**AMENDMENT 49**

The constitution was amended by adding the following new article:

**ARTICLE XXIX—INVESTMENTS OF PUBLIC PENSION AND RETIREMENT FUNDS**

and section 1 thereof:

**Art. 29, Sec. 1. May Be Invested as Authorized by Law**—Notwithstanding the provisions of sections 5, and 7 of Article VIII and section 9 of Article XII or any other section or article of the Constitution of the state of Washington, the moneys of any public pension or retirement fund may be invested as authorized by law. (1967 S. J. R. No. 5.) **AMENDMENT 49.** Approved November 5, 1968.

**Reviser's Note:** Amendment 49 (1967 SJR No. 5) and Amendment 54 (1967 HJR No. 13) each added a new Article XXIX to the Constitution. Amendment

49 is carried herein as Article XXIX while Amendment 54 has been herein redesignated as Article XXX.

**AMENDMENT 50**

Art. 4 was amended by adding the following section:

**Art. 4, Sec. 30. Court of Appeals**—(1) *Authorization.* In addition to the courts authorized in section 1 of this article, judicial power is vested in a court of appeals, which shall be established by statute.

(2) *Jurisdiction.* The jurisdiction of the court of appeals shall be as provided by statute or by rules authorized by statute.

(3) *Review of Superior Court.* Superior court actions may be reviewed by the court of appeals or by the supreme court as provided by statute or by rule authorized by statute.

(4) *Judges.* The number, manner of election, compensation, terms of office, removal and retirement of judges of the court of appeals shall be as provided by statute.

(5) *Administration and Procedure.* The administration and procedures of the court of appeals shall be as provided by rules issued by the supreme court.

(6) *Conflicts.* The provisions of this section shall supersede any conflicting provisions in prior sections of this article. (1967 S. J. R. No. 6.) **AMENDMENT 50.** Approved November 5, 1968. (This section which was adopted as Art. 4, Sec. 29 is herein renumbered Art. 4, Sec. 30 to avoid confusion with Amendment 41.)

**AMENDMENT 51**

Art. 8 was amended by adding the following section:

**Art. 8, Sec. 9. State Building Authority**—The legislature is empowered notwithstanding any other provision in this Constitution, to provide for a state building authority in corporate and politic form which may contract with agencies or departments of the state

government to construct upon land owned by the state or its agencies, or to be acquired by the state building authority, buildings and appurtenant improvements which such state agencies or departments are hereby empowered to lease at reasonable rental rates from the Washington state building authority for terms up to seventy-five years with provisions for eventual vesting of title in the state or its agencies. This section shall not be construed as authority to provide buildings through lease or otherwise to nongovernmental entities. The legislature may authorize the state building authority to borrow funds solely upon its own credit and to issue bonds or other evidences of indebtedness therefor to be repaid from its revenues and to secure the same by pledging its income or mortgaging its leaseholds. The provisions of sections 1 and 3 of this article shall not apply to indebtedness incurred pursuant to this section. (1967 S. J. R. No. 17.) **AMENDMENT 51.** Approved November 5, 1968. (This section which was adopted as Art. 8, Sec. 8 is herein renumbered Art. 8, Sec. 9 to avoid confusion with Amendment 45.)

#### **AMENDMENT 52**

**Art. 2, Sec. 15. Vacancies in Legislature and in Partisan County Elective Office**—Such vacancies as may occur in either house of the legislature or in any partisan county elective office shall be filled by appointment by the board of county commissioners of the county in which the vacancy occurs: *Provided*, That the person appointed to fill the vacancy must be from the same legislative district, county or county commissioner district and the same political party as the legislator or partisan county elective officer whose office has been vacated, and shall be one of three persons who shall be nominated by the county central committee of that party, and in case a majority of said county commissioners do not agree upon the appointment within sixty days after the vacancy occurs, the governor shall within thirty days thereafter, and from the list of nominees provided for herein, appoint a person who shall be from the same legislative district, county or county commissioner district and of the same political party as the legislator or partisan county elective officer whose office has been vacated, and the person so appointed shall hold office until his successor is elected at the next general election, and shall have qualified: *Provided*, That in case of a vacancy occurring in the office of joint senator, or joint representative, the vacancy shall be filled from a list of three nominees selected by the state central committee, by appointment by the joint action of the boards of county commissioners of the counties composing the joint senatorial or joint representative district, the person appointed to fill the vacancy must be from the same legislative district and of the same political party as the legislator whose office has been vacated, and in case a majority of said county commissioners do not agree upon the appointment within sixty days after the vacancy occurs, the governor shall within thirty days thereafter, and from

the list of nominees provided for herein, appoint a person who shall be from the same legislative district and of the same political party as the legislator whose office has been vacated.

**Art. 11, Sec. 6. Vacancies in Township, Precinct or Road District Office**—The board of county commissioners in each county shall fill all vacancies occurring in any township, precinct or road district office of such county by appointment, and officers thus appointed shall hold office till the next general election, and until their successors are elected and qualified. (1967 S. J. R. No. 24.)

**AMENDMENT 52.** Approved November 5, 1968. (Prior amendments of Art. 2, Sec. 15, see Amendments 13 and 32.)

### **AMENDMENT 53**

Art. 7 was amended by adding the following section:

**Art. 7, Sec. 11. Taxation Based on Actual Use**—Nothing in this Article VII as amended shall prevent the legislature from providing, subject to such conditions as it may enact, that the true and fair value in money (a) of farms, agricultural lands, standing timber and timberlands, and (b) of other open space lands which are used for recreation or for enjoyment of their scenic or natural beauty shall be based on the use to which such property is currently applied, and such values shall be used in computing the assessed valuation of such property in the same manner as the assessed valuation is computed for all property. (1967 H. J. R. No. 1.) **AMENDMENT 53.** Approved November 5, 1968.

### **AMENDMENT 54**

The Constitution was amended by adding the following new article:

#### **ARTICLE XXX<sup>①</sup>—COMPENSATION OF PUBLIC OFFICERS<sup>②</sup>**

and section 1 thereof:

**Art. 30, Sec. 1. Authorizing Compensation Increase During Term**—The compensation of all elective and appointive state, county, and municipal officers who do not fix their own compensation, including judges of courts of record and the justice courts may be increased during their terms of office to the end that such officers and judges shall each severally receive compensation for their services in accordance with the law in effect at the time the services are being rendered.

The provisions of section 25 of Article II (Amendment 35), section 25 of Article III (Amendment 31), section 13 of Article IV, section 8 of Article XI, and section 1 of Article XXVIII (Amendment 20) insofar as they are inconsistent herewith are hereby repealed. (1967 H. J. R. No. 13.) **AMENDMENT 54.** Approved November 5, 1968.

**Reviser's Note:** ① Amendment 49 (1967 SJR No. 5) and Amendment 54 (1967 HJR No. 13) each added a new Article XXIX to the Constitution. Amendment 49 is carried

herein as Article XXIX while Amendment 54 has been herein redesignated as Article XXX.

②The name of this article has been supplied by the reviser.

# INDEX TO STATE CONSTITUTION

	Art.	Sec.
ABSCONDING DEBTORS — Imprisonment of, for debt .....	1	17
ABSENCE—Of citizens does not affect resi- dence, for purpose of voting.....	6	4
Of governor, duties devolve on lieutenant governor .....	3	10
Of judicial officer works forfeiture of office...	4	8
ACCEPTANCE—Of certain offices under United States vacates seat in legislature.....	2	14
ACCUSED—Rights in criminal prosecutions.....	1	22
Rights of, on removal from office by legis- lature .....	4	9
ACTIONS—Against the state to be authorized..	2	26
By and against corporations authorized.....	12	5
Not affected by change in government .....	27	1
Pending in territorial, to be transferred to state courts .....	27	5,8
Transfer to superior court, when to take place (See Civil Actions; Criminal Actions.)	27	8
ACTS—Enacting clause, style of .....	2	18
May become a law, how .....	2	31
Not to be amended unless set forth in full....	2	37
Presentation to governor necessary .....	3	12
When effective without approval .....	3	12
Veto, passage over .....	3	12
(See Bill; Laws; Statutes; Veto.)		
ADJOURNMENT OF LEGISLATURE—From day to day, for want of quorum.....	2	8
Restrictions on each house as to time and place .....	2	11
ADOPTION OF CHILDREN—Special act for- bidden .....	2	28(16)
AD VALOREM TAX—Authority to levy on mines and reforested lands. (Amendment 14.)		
ADVANCES—Advancing money for fees, pro- hibition against requirement of on accused in criminal action. (Amendment 10.)		
ADVICE AND CONSENT OF SENATE—Ap- pointment of officers for state institutions to be by and with.....	13	1
Determined by ayes and nays and entered on journal .....	13	1
AFFIRMATION—Mode of administering .....	1	6
AGE—Age of voter. (Amendment 2.)		
AGRICULTURAL LANDS—Taxation based on actual use .....	7	11
AGRICULTURE—Bureau of, to be established	2	34
ALIENATION OF FRANCHISE—Corporate lia- bilities not relieved by.....	12	8
ALIENS—Corporation alien, if majority of stock owned by aliens .....	2	33
Naturalization of, by superior court.....	4	6

	Art.	Sec.
ALIENS—Continued:		
Ownership of lands prohibited except in certain cases. (Amendment 24, 29).....	2	33
Acquisition by inheritance or in collection of debts permitted. (Amendment 24, 29).....	2	33
AMENDMENT TO BILLS—Act amended to be set forth in full.....		
Initiative measure, prohibition against amendment of. (Amendment 7, (a).)	2	37
May originate in either house.....	2	20
Scope and object not to be changed.....	2	38
AMENDMENT TO CHARTER—By special act forbidden .....		
How proposed, submitted and adopted.....	11	28(8) 10
AMENDMENT TO CONSTITUTION—Proposal for, may originate in either house. (Amendment 37) .....		
Publication of notice of election (Amendment 37) .....	23	1
Ratification by electors. (Amendment 37) ....	23	1
Revised Constitution, adoption by people.....	23	3
Separate amendments, to be separately voted on (Amendment 37) .....	23	1
Vote proposing amendment or revision, two-thirds of each house necessary.....	23	1,2
Yeas and nays to be taken and entered. (Amendment 37) .....	23	1
AMENDMENTS TO CONSTITUTION: RATIFIED.		

## (1) In order of amendments:

## Amendment

No. 1 to art 16 sec 5	No. 16 to art 12 sec 11
No. 2 to art 6 sec 1	No. 17 to art 7 sec 2
No. 3 to art 7 sec 2	No. 18 to art 2 sec 40
No. 4 to art 1 sec 11	(added)
No. 5 to art 6 sec 1	No. 19 to art 7 sec 3
6 sec 2	(new)
(deleted)	No. 20 to art 2 sec 23
Also amends Amendment 2	(part repealed)
No. 6 to art 3 sec 10	3 sec 14, 16,
No. 7 to art 2 sec 1	17, 19, 20, 21, 22
2 sec 31	(part repealed)
(deleted)	28 sec 1
No. 8 to art 1 sec 33	(added)
(added)	No. 21 to art 11 sec 4
1 sec 34	(new)
(added)	No. 22 to art 11 sec 7
No. 9 to art 1 sec 16	(repealed)
No. 10 to art 1 sec 22	No. 23 to art 11 sec 16
No. 11 to art 8 sec 4	(added)
No. 12 to art 11 sec 5	No. 24 to art 2 sec 33
No. 13 to art 2 sec 15	No. 25 to art 4 sec 3(a)
No. 14 to art 7 sec 1	(added)
7 sec 2, 3,	No. 26 to art 2 sec 41
4 (deleted)	(added)
No. 15 to art 15 sec 1	No. 27 to art 8 sec 6
	(new)

## AMENDMENTS TO CONSTITUTION: RATIFIED—Continued.

No. 28 to art 6 sec 6 (new)	No. 42 to art 2 sec 33 <i>Repealing art 2 sec 33 and amendments 24 and 29</i>
No. 28 to art 6 sec 10 (new)	No. 43 to art 9 sec 3
No. 29 to art 2 sec 33 also amends Amend. 24	No. 44 to art 16 sec 5
No. 30 to art 2 sec 1(A) (new)	No. 45 to art 8 sec 8 (new)
No. 31 to art 3 sec 25	No. 46 to art 6 sec 1A (new)
No. 32 to art 2 sec 15 also amends Amend. 13. see also Art. II, sec. 6.	No. 47 to art 7 sec 10 (new)
No. 33 to art 24 sec 1	No. 48 to art 8 sec 3
No. 34 to art 1 sec 11	No. 49 to art 29 sec 1 (added)
No. 35 to art 2 sec 25	No. 50 to art 30 sec 1 (added)
No. 36 to art 2 sec 1 Also amends Amendment 7	No. 51 to art 8 sec 9 (added)
No. 37 to art 23 sec 1	No. 52 to art 2 sec 15 and to art 11 sec 6
No. 38 to art 4 sec 2(a) (new)	Also amends Amendments 31 and 32
No. 39 to art 2 sec 42 (new)	No. 53 to art 7 sec 11 (added)
No. 40 to art 11 sec 10	No. 54 to art 30 sec 1 (added)
No. 41 to art 4 sec 29 (new)	

## (2) In order of articles and sections affected:

Art 1 sec 11—Amendment	No. 4, No. 34
sec 16	No. 9
sec 22	No. 10
sec 33—(added)	No. 8
sec 34—(added)	No. 8
Art 2 sec 1—Amendment	Nos. 7, 26, 30, 36
sec 1(A)—(added)	No. 30
sec 15	Nos. 13, 32, 52
sec 23—(part rep.)	No. 20
sec 25 {—Amendment	No. 35
{ (part rep.)	No. 54
sec 31—(deleted)	No. 7
sec 33	No. 24, No. 29 ( <i>Repealed by No. 42</i> )
sec 40—(added)	No. 18
sec 41—(added)	No. 26
sec 42—(added)	No. 39
Art 3 sec 10—Amendment	No. 6
sec 14 } sec 16 } sec 17 } sec 19 } —Amendment sec 20 } (part rep.) sec 21 } sec 22 }	No. 20



## AMENDMENTS TO CONSTITUTION: RATIFIED—Continued.

	sec 25—	{ Amendment	No. 31
		{ (part re-	<b>No. 54</b>
		pealed)	
Art 4	sec 2(a)—	(added)	No. 38
	sec 3(a)—	(added)	No. 25
	sec 6—	Amendment	No. 28
	sec. 10—	Amendment	No. 28
	sec 13—	(part repealed)	<b>No. 54</b>
	sec 29—	(added)	No. 41
	sec 30—	(added)	<b>No. 50</b>
Art 6	sec 1—	Amendment	No. 2
	sec 1		No. 5
	sec 1A—	(added)	No. 46
	sec 2—	(deleted)	No. 5
Art 7	sec 1—	Amendment	No. 14
	sec 2		
	sec 3		
	sec 4		
		—(deleted)	No. 14
	sec 2		No. 3
	sec 2		No. 17
	sec 3—	(new)	No. 19
	sec 10—	(added)	No. 47
	sec 11—	(added)	<b>No. 53</b>
Art 8	sec 3—	Amendment	No. 48
	sec 4—	Amendment	No. 11
	sec 5—	(cited)	No. 49
	sec 6—	Amendment	No. 27
	sec 8—	(added)	No. 45
	sec 9—	(added)	No. 51
Art 9	sec 3—	Amendment	No. 43
Art 11	sec 4—	Amendment	No. 21
	sec 5		No. 12
	sec 6—	See Amend.	No. 32
			No. 52
	sec 7—	(repealed)	No. 22
	sec 8—	(part repealed)	No. 54
	sec 10—	Amendment	No. 40
	sec 16—	(added)	No. 23
Art 12	sec 11—	Amendment	No. 16
	sec 9—	(cited)	No. 49
Art 15	sec 1—	Amendment	No. 15
Art 16	sec 5—	Amendment	No. 1, No. 44
Art 23	sec 1—	Amendment	No. 37
Art 24	sec 1—	Amendment	No. 33
Art 28	sec 1—	{ (added	<b>No. 20</b>
		{ (part re-	<b>No. 54</b>
		pealed)	
Art 29	sec 1—	(added)	No. 49
Art 30	sec 1—	(added)	No. 54

Amendment 2 amended by Amendment 5

Amendment 7 amended by Amendments

26, 30 and 36

AMENDMENTS TO CONSTITUTION: RATIFIED—Continued.

Amendment 13 amended by Amendments 32		
		and 52
Amendment 24 amended by Amendment 29		
Amendment 24 repealed by Amendment 42		
Amendment 29 repealed by Amendment 42		
Amendment 31 (part repealed) by		Amendment 54
Amendment 32 amended by Amendment 52		
Amendment 35 (part repealed) by		Amendment 54
		Art. Sec.

AMOUNT IN CONTROVERSY—Appellate jurisdiction of supreme court, limited by.....	4	4
Original jurisdiction of superior court .....	4	6
ANNULMENT OF MARRIAGE—Appellate jurisdiction of supreme court .....	4	4
Original jurisdiction of superior court.....	4	6
(See Divorce.)		
APPEAL — Appellate jurisdiction of superior court .....	4	6
Appellate jurisdiction of supreme court.....	4	4
Court of appeals, jurisdiction.....	4	30
Probate courts, appeal from to superior court	27	10
Rights of accused in criminal cases.....	1	22
(In criminal cases. Amendment 10.)		
APPEARANCE — Appearance of accused in criminal cases. (Amendment 10.)		
APPELLATE JURISDICTION—Of court of appeals .....	4	30
Of superior court.....	4	6
	27	10
Of supreme court.....	4	9
APPOINTMENT—Of clerk of supreme court....	4	22
Of regents of state institutions.....	13	1
Of reporter of supreme court .....	4	18
To fill vacancy in state office, by governor....	3	13
To office under United States, vacates seat in legislature .....	2	14
APPORTIONMENT—Of legislators, when and how regulated .....	2	3
Of school fund (Amendment 33).....	9	3
Of school fund, by special act, prohibited....	2	28(7)
Of senators and representatives among counties of state .....	22	1, 2
APPROPRIATION OF PRIVATE PROPERTY—For public or private use, prior compensation required .....	1	16
For right-of-way of corporations.....	1	16
(See Eminent Domain.)		
APPROPRIATIONS — Capitol Buildings, when may be made for .....	14	3
Common school fund, to (Amendment 43)....	9	3
Expenses of constitutional convention.....	27	9
Money from state treasury can be paid out by	8	4

APPROPRIATIONS—Continued:	Art.	Sec.
Necessity for appropriation by law to authorize payment out of treasury. (Amendment 11.)		
Object of appropriation, necessity for specifying. (Amendment 11.)		
Reference to other law in appropriation measure. (Amendment 11.)		
Religious worship, prohibition against appropriation for. (Amendment 4.)		
Revert, unless paid out within two years.....	8	4
Sum and object to be specified .....	8	4
Necessity for specification. (Amendment 11.)		
Time for payment, limitation of. (Amendment 11.)		
When act providing for, to take effect.....	2	31
AREA RESERVED—Between harbor lines and line of high tide .....	15	1
Lease of, by state for wharves .....	15	2
Sale of, restrictions on .....	15	1
Streets over, authorized .....	15	3
(See Harbors; Navigable Waters; Wharves.)		
ARMS—Private armed bodies prohibited.....	1	24
Right of people to bear arms guaranteed.....	1	24
Safekeeping of public arms to be provided... ..	10	4
Scruples against bearing arms, excuses from militia duty in time of peace.....	10	6
ARMY—Standing, not to be kept in time of peace (See Militia.)	1	31
ARREST—Debtors privileged from, except.....	1	17
Electors privileged from at elections, except..	6	5
Legislators, when privileged from.....	2	16
Militia, when privileged from.....	10	5
ARTIFICIAL LIGHT—Power of cities to contract for .....	8	6
ASSEMBLAGES OF PEOPLE—Right of peaceable assembly not to be abridged.....	1	4
ASSESSMENT—Imposition by special act prohibited .....	2	28(5)
Jurisdiction of superior court, original.....	4	6
Jurisdiction of supreme court, appellate.....	4	4
Property of corporations, how assessed.....	7	3
Special, for local improvements, authorized... ..	7	9
Taxation based on special use. (Amendment 53.) .....	7	11
Uniform and equal rate of, to be established..	7	2
(See Taxation.)		
ASSIGNMENT—Of superior judges and judicial business .....	4	2(a)
	4	5
ASSOCIATION — Combination in restraint of trade prohibited .....	12	22
Included in term "corporations".....	12	5
Issuance of money by, prohibited. (Amendment 16.)		
Organization authorized, for construction of telegraph and telephone lines.....	12	19

	Art.	Sec.
ASSUMPTION—Of territorial debts by state....	26	3
ATTAINDER—Bills of, prohibited .....	1	23
ATTESTATION—Of commissions, by secretary of state .....	3	15
ATTORNEY GENERAL—Duties .....	3	3
Election of .....	3	1
Impeachment, liability to .....	5	2
Records of office, to be kept at seat of govern- ment .....	3	24
Removal from office for incompetency or cor- ruption .....	4	9
Rights of accused .....	4	9
Salary .....	3	21
Succession .....	3	10
(To governorship. Amendment 6.)		
Term of office .....	3	3
ATTORNEYS AT LAW—Accused in criminal cases entitled to appear by counsel. (Amendment 10.)		
Prosecuting attorney, duty of legislature to provide for election of. (Amendment 12.)		
AUDITOR—Duties .....	3	20
Election of .....	3	1
Impeachment, liability to .....	5	2
Office may be abolished by legislature.....	3	25
Residence at seat of government required....	3	24
Salary .....	3	20
Succession .....	3	10
(To governorship. Amendment 6.)		
Term of office .....	3	3
AYES AND NOES—When to be taken and en- tered on journal—		
On amendments to Constitution proposed..	23	1
On demand of one-sixth of members of either house .....	2	21
On emergency clauses .....	2	31
On final passage of bills.....	2	22
On removal of public officer by legislature..	4	9
On senate's confirmation or rejection of gov- ernor's appointees .....	13	1
On suspension of the prohibition against introduction of bills .....	2	36
(See Yeas and Nays.)		
BAIL—Allowable on sufficient sureties.....	1	20
Except in capital offenses, where guilt evi- dent .....	1	20
Excessive, not to be required.....	1	14
BALLOT—Elections to be by.....	5	6
Form of, in voting for location of capital ....	27	18
Form of, in voting for state Constitution and on separate articles .....	27	18
Initiative measures, ballot submitting. (Amendment 7 (a).)		
Presidential, casting (Amendment 46).....	6	1A
Secrecy of, provision to be made for.....	6	6

	Art.	Sec.
BALLOT—Continued:		
Superior court judge, election for (Amendment 41) .....	4	29
BANKING CORPORATIONS—Double liability of stockholders. (Amendment 16.)		
Officers of, when liable for deposits.....	12	12
BANKS—Liability of officers for deposits.....	12	12
Liability of stockholders. (Amendment 16.)		
BEDS AND SHORES OF NAVIGABLE WATERS		
—Disclaimer of title by state where patented .....	17	2
Exception in cases of fraud.....	17	2
Ownership of, asserted by state.....	17	1
BIENNIAL—Sessions of legislature held biennially .....	2	12
Except may be specially convened.....	2	12
Times of meeting may be changed by legislature .....	2	12
BILL—Amendment of, may be made by either house after passage by other.....	2	20
Either house may originate bills.....	2	20
Final passage, requisites of.....	2	22
Initiative measures. (See Initiative and Referendum.)		
Introduction of, limitation on time of.....	2	36
Laws to be enacted by.....	2	18
Passage by either house, requisite proceedings	2	22
Passage by one house, subject to amendment in other.....	2	20
Passage over governor's veto.....	3	12
Presentation to governor for approval.....	3	12
Governor may sign or veto.....	3	12
Passage over veto .....	3	12
When becomes law without approval.....	3	12
Scope of, not to be changed by amendment...	2	38
Signature by presiding officers of both houses necessary .....	2	32
Subject restricted to one object.....	2	19
Subject to be expressed in title .....	2	19
Time of taking effect.....	2	31
Title of, to express subject .....	2	19
Veto of, power of governor .....	3	12
(Initiative or referred measures. Amendment 7.)		
Separate items or section subject to.....	3	12
Vote on, by interested legislators prohibited..	2	30
Vote on, how taken .....	2	22
(See Acts; Laws.)		
BILL OF ATTAINDER—Enactment of, prohibited .....	1	23
BOATS—Jurisdiction of public offense committed on. (Amendment 10.)		
BONDS—Corporations can issue only for money, labor or property received.....	12	6
County and municipal corporations not to own bonds of private corporations.....	8	7

	Art.	Sec.
<b>BONDS—Continued:</b>		
Executed to territory to pass to state.....	27	4
Investment of school funds in.....	9	3
(In bonds. Amendments 1 and 43.)	16	5
State building authority, by. (Amendment 51.)	8	9
<b>BOUNDARIES—Of county, change by division or enlargement .....</b>	<b>11</b>	<b>3</b>
Change by special legislation.....	228	(18)
Of existing counties recognized.....	11	1
Of state, defined .....	24	1
<b>BRIBERY—Criminating evidence compulsory...</b>	<b>2</b>	<b>30</b>
Disqualifies for holding office.....	2	30
Legislature to define and provide punishment for .....	2	30
<b>BUILDINGS, PUBLIC—State building authority. (Amendment 51.) .....</b>	<b>8</b>	<b>9</b>
<b>BUREAU OF STATISTICS, AGRICULTURE AND IMMIGRATION—Legislature to pro- vide for .....</b>	<b>2</b>	<b>34</b>
<b>BUREAU OF VITAL STATISTICS—To be es- tablished by legislature .....</b>	<b>20</b>	<b>1</b>
<b>CANAL COMPANIES—Common carriers, sub- ject to legislative control.....</b>	<b>12</b>	<b>13</b>
Discrimination in charges prohibited.....	12	15
<b>CAPITAL OFFENSES—Bailable, when .....</b>	<b>1</b>	<b>20</b>
(See Crime.)		
<b>CAPITAL OF STATE—(See Seat of Govern- ment.)</b>		
<b>CAPITOL BUILDINGS—Appropriation for, only after permanent location .....</b>	<b>14</b>	<b>3</b>
Exception as to repairs .....	14	3
Not affected by change in government.....	27	1
<b>CAUSES—Transfer of, from territorial to state courts .....</b>	<b>27</b>	<b>8, 10</b>
(See Actions.)		
<b>CENSUS—Apportionments of legislative mem- bers based on state and federal census...</b>	<b>2</b>	<b>3</b>
Exclusion of certain persons.....	2	3
Enumeration to be made in decennial periods	2	3
<b>CERTIORARI—Jurisdiction of superior court...</b>	<b>4</b>	<b>6</b>
Jurisdiction of supreme court.....	4	4
<b>CESSION OF JURISDICTION—Exclusive legis- lation over certain lands given to United States .....</b>	<b>25</b>	<b>1</b>
Retention by state of jurisdiction for service of process .....	25	1
<b>CHANGE OF NAME—Special legislation pro- hibited .....</b>	<b>228</b>	<b>(1)</b>
<b>CHANGING COUNTY LINES—Special legis- lation prohibited .....</b>	<b>228</b>	<b>(18)</b>
Except on creation of new county.....	228	(18)
<b>CHANGING COUNTY SEATS—Special legis- lation prohibited .....</b>	<b>228</b>	<b>(18)</b>

	Art.	Sec.
CHAPLAIN—For state penitentiary and reformatories. (Amendment 4.)		
CHARTER—Corporate.		
Creation by special legislation forbidden...	12	1
Extension of, by legislature prohibited.....	12	3
Forfeiture of, not to be remitted.....	12	3
Void for want of organization, when.....	12	2
Municipal.		
Creation or amendment by special law prohibited .....	2	28(8)
Elections for, how conducted .....	11	10
Grant of, to be under general laws.....	11	10
How amended .....	11	10
Power of certain cities to frame.....	11	10
Publication, prior to submission.....	11	10
Subject to general laws.....	11	10
Submission of alternate propositions.....	11	10
CHIEF JUSTICE OF SUPREME COURT—Method of determining .....	4	3
Presides on trial of impeachments, when....	5	1
CHILDREN—Adoption of, by special act, forbidden .....	2	28(16)
Duty of state to educate all.....	9	1
(See Minors.)		
CITIZENS—All entitled to equal privileges and immunities .....	1	12
Citizenship qualification for voters. (Amendment 2; Amendment 5.)		
Voter qualifications, presidential elections (Amendment 46) .....	6	1A
CITY—Charter of.		
Amendment by special law prohibited.....	2	28(8)
Alternative propositions, submission of....	11	10
Amendments of, how effected .....	11	10
Election of freeholders .....	11	10
Freeholder's charter, what cities may frame	11	10
Publication of election notices and of proposed charter .....	11	10
Submission of the charter proposed.....	11	10
Vote on, majority necessary to ratify.....	11	10
Constables in cities of over 5,000, salary of....	11	8
Corporate stock or bonds, not to be owned by	8	7
Creation by special act prohibited.....	2	28(8)
Credit of, not to be loaned.....	8	7
Incorporation of, must be under general laws.	11	10
Indebtedness, limitation on (Amendment 27)..	8	6
Increase over limitation, vote necessary....	8	6
Basis of limitation, last assessment for taxes .....	8	6
Debt limited to 5 per cent of valuation....	8	6
Restricted to purely public purposes....	8	6
Increase for water, light and sewer purposes .....	8	6
Limitations based on 10 per cent of valuation .....	8	6

<b>CITY—Continued:</b>	<b>Art.</b>	<b>Sec.</b>
Justice of peace in, legislature to prescribe powers, duties, jurisdiction and number...	4	10
May act as police justice .....	4	10
Salary of, in cities of over 5,000.....	4	10
Local improvements may be made by special assessment .....	7	9
Special taxation of property benefited.....	7	9
Officers of.		
Compensation increase. (Amendment 54.)..	30	1
Must deposit public moneys with treasurer..	11	15
Recall of officers. (See Recall.)		
Salary not to be changed during term.....	11	8
Term of office not to be extended.....	11	8
Use of public money by, a felony.....	11	14
Police and sanitary regulations to be enforced	11	11
Police justice, justice of peace may act as....	4	10
Reincorporation under general laws permitted to cities under special charter.....	11	10
Taxation.		
Authorized to assess and collect general....	7	9
Local taxes not to be imposed by legislature	11	12
Power to assess and collect rests in city..	11	12
Uniformity in respect to persons and property required .....	7	9
(See Municipal Corporations; Municipal courts; Municipal Fine.)		
Forty mill limitation. (Amendment 17.)....	7	2
<b>CIVIL ACTIONS—</b> Limitation of, by special act prohibited .....	2 28	(17)
Number of jurors in .....	1	21
Number of jurors necessary for verdict.....	1	21
Parties may waive jury.....	1	21
(See Actions.)		
<b>CIVIL POWER—</b> Elections to be free from interference by .....	1	19
Governmental continuity during emergency periods (Amendment 39.).....	2	42
Military subordinate to .....	1	18
<b>CLASSIFICATION—</b> Of cities and towns in proportion to population .....	11	10
Of counties .....	11	5
(Compensation of officer, classification in fixing. Amendment 12.)		
(Duties of county officers, classification in fixing. Amendment 12.)		
Of judges of supreme court by lot.....	4	3
<b>CLERK—</b> Clerk of county, providing for election of. (Amendment 12)		
Of superior court, county clerk is ex officio...	4	26
Of supreme court, judges to appoint.....	4	22
Office may be made elective.....	4	22
Salary and term of office.....	4	22
<b>COLLECTION OF TAXES—</b> Time not to be extended by special acts.....	2 28	(5)
(See Taxation.)		



	Art.	Sec.
COLOR—No distinction on account of, in education .....	9	1
COMBINATIONS—By common carriers to share earnings, prohibited .....	12	14
To affect prices, production or transportation of commodities, prohibited.....	12	22
(See Monopolies.)		
COMMANDER - IN - CHIEF — Governor to be, when militia in state service.....	3	8
(See Militia.)		
COMMENT ON FACTS—Judge not to make, in charging jury .....	4	16
COMMISSION—To establish harbor lines.....	15	1
To regulate railroad and transportation lines..	12	18
COMMISSIONER OF PUBLIC LANDS—Duties of, to be prescribed by legislature.....	3	23
Election .....	3	1
Office may be abolished by legislature.....	3	25
Records of, to be kept at state capitol.....	3	24
Salary to be regulated by legislature.....	3	23
Succession to governorship. (Amendment 6.)		
Term of office .....	3	3
COMMISSIONS—Attested by secretary of state	3	15
Signed by governor .....	3	15
COMMON CARRIERS—Canal companies are....	12	13
Combination between prohibited .....	12	14
Discrimination in charges or service prohibited	12	15
Maximum rate of charges, legislature may regulate .....	12	18
Railroad companies are .....	12	13
Regulation of, by commission, authorized....	12	18
Subject to legislative control.....	12	13
Telegraph and telephone companies are.....	12	19
Transportation companies are .....	12	13
(See Canal, Railroad, Transportation, Telegraph and Telephone Companies.)		
COMMON SCHOOL CONSTRUCTION FUND—Established (Amendment 43).....	9	3
COMMON SCHOOL FUND—Enlargement of, legislature may provide .....	9	3
Income from, to be applied to common schools	9	2
Interest to be expended for current expenses	9	3
Investment or loan. (Amendment 1.)		
Losses occasioned by default, fraud, etc., to become permanent debt against state....	9	5
Principal of, to remain irreducible.....	9	3
Sources of, from what derived.....	9	3
(See School Fund.)		
COMMON SCHOOLS—General and uniform system to be established.....	9	2
Special legislation affecting, prohibited.....	2	28(15)
Superintendent of public instruction to supervise .....	3	22
(See Education; Public Schools.)		

	<b>Art.</b>	<b>Sec.</b>
COMMUTATION OF SENTENCE—Report by governor to legislature .....	3	11
With reasons for granting .....	3	11
COMMUTATION OF TAXES—Prohibition against state granting .....	11	9
COMMUTATION TICKETS—Carrier may grant, at special rates .....	12	15
COMPACT WITH UNITED STATES—Irrevocable without mutual consent.....	26	1-4
COMPENSATION—Appropriation of private property .....	1	16
Eminent domain, compensation for property taken in. (Amendment 9.)		
For right-of-way for corporations.....	1	16
Jury to ascertain compensation due.....	1	16
Change of, during term of public officer....	11	8
Constables in cities of over 5,000.....	2	25
Classification of counties in fixing compensation of officers. (Amendment 12.)	3	25
County, township, precinct and district officers	30	1
Extra, not to be granted public officers.....	11	8
Judges of court of appeals. (Amendment 50.)		
Judges of supreme and superior courts.....	4	13,14
Jury required for ascertainment of compensation in eminent domain. (Amendment 9.)		
Justice of peace in cities of over 5,000.....	4	10
Member of legislature.....	2	23
State officers .....	28	1
Waiver of jury trial for ascertaining compensation in eminent domain. (Amendment 9.)	30	1
CONDITIONS—On foreign corporations doing business .....	12	7
CONFESSION IN OPEN COURT—Effect in treason .....	1	27
CONFRONTING WITNESSES—Right of accused. (Amendment 10.)		
CONGRESS—Exclusive power of legislature over lands of United States in state.....	25	1
Subject to state's right to serve process.....	25	1
Indian lands under jurisdiction of.....	26	2
Legislator elected to, vacates seat.....	2	14
Member of, ineligible to legislature.....	2	14
Representatives in, election of.....	27	13
CONGRESSIONAL DISTRICTS—Division of state into .....	27	13
CONSCIENCE, FREEDOM OF—Guaranteed to every individual .....	1	11
CONSENT OF GOVERNED—Source of governmental powers .....	1	1

	Art.	Sec.
CONSOLIDATION—Of competing lines of rail- road prohibited .....	12	16
CONSTABLES—Salaries, in cities of over 5,000, legislature to fix .....	11	8
CONSTITUTION—Amendment, how effected...	23	1
Election for voting on, how conducted.....	27	15
Form or ballot .....	27	18
Emergency, national, legislature's departure from constitution, limited authority. (Amendment 39.) .....	2	42
Existing rights not affected .....	27	1
In effect, when .....	27	16
Mandatory .....	1	29
Revision .....	23	2
Submission to people .....	23	3
United States, supreme law of land.....	1	2
(See Amendments to.)		
CONTEMPT—Each house may punish for.....	2	9
CONTESTED ELECTIONS—(See Elections.)		
CONTRACTS—Affecting price, production or transportation, prohibited .....	12	22
Combination between common carriers pro- hibited .....	12	14
Impairment of obligation prohibited.....	1	23
State building authority, by. (Amendment 51.)	8	9
CONVENTION—To revise or amend constitu- tion .....	23	2
CONVEYANCE—Jurisdiction of public offense committed on public conveyance. (Amend- ment 10.)		
Of lands to aliens invalid. (Amendment 24.)..	2	33
(Repealed by Amendment 42)		
CONVICTION—No corruption of blood nor for- feiture of estate .....	1	15
On impeachment, two-thirds senators must concur .....	5	1
CONVICT LABOR—Contracts for, prohibited... 2	29	
Working for benefit of state authorized.....	2	29
COPARTNERSHIPS—Combination to affect price, production or transportation prohibited... 12	22	
COPIES—Right of accused to copy of accusation. (Amendment 10.)		
CORONERS—May or may not be salaried.....	11	8
CORPORATE POWERS—Not to be granted by special act .....	2	28(6)
CORPORATE PROPERTY — Appropriation by eminent domain authorized .....	12	10
Taxation of, power not to be surrendered....	7	4
CORPORATIONS — Alien, when. (Amendment 24, 29) (Repealed by Amendment 42)	2	33
Appropriation of right-of-way .....	1	16
Compensation to be paid .....	1	16

CORPORATIONS—Continued:	Art.	Sec.
Bonds, restriction on issuance.....	12	6
Not to be owned by counties or cities.....	8	7
Business, may be regulated by law.....	12	1
Charter, not to be extended.....	12	3
Invalid, if unorganized when Constitution adopted .....	12	2
Combinations affecting price, production, or transportation prohibited .....	12	22
Creation by special act prohibited.....	2	28(6)
Debts, relief by special act prohibited.....	2	28(10)
Eminent domain, property subject to.....	12	10
Equal privileges and immunities.....	1	12
Foreign, not to be favored.....	12	7
Forfeiture of franchise for unlawful combina- tions .....	12	22
Not to be remitted.....	12	3
Formation, by general and not by special laws	12	1
Franchise may be forfeited .....	12	22
Alienation or lease not to relieve liability..	12	8
Laws relating to may be amended or repealed	12	1
Legislative control .....	12	1
Liability for receipt of bank deposits after insolvency .....	12	12
Not relieved by alienation or lease of fran- chise .....	12	8
Loan of school funds to prohibited.....	16	5
Money, issuance prohibited .....	12	11
Monopolies and trusts forbidden.....	12	22
State building authority. (Amendment 51.)....	8	9
State not to subscribe to nor own stock.....	12	9
Not to surrender power to tax.....	7	4
Stockholders, ordinary liability.....	12	4
Liability in banking, insurance and joint stock companies .....	12	11
May be joined as parties defendant.....	12	4
Stock not to be owned by counties or cities..	7	7
Increase, consent and notice necessary.....	12	6
Restrictions on issuance.....	12	6
Sue and be sued, right and liability.....	12	5
Taxation of property, method of.....	7	3
Telephone and telegraph lines, organization to construct .....	12	19
Term includes associations and joint stock companies .....	12	5
(See Franchise.)		
CORRUPTION IN OFFICE—Judges, attorney general and prosecuting attorneys remov- able by legislature .....	4	9
CORRUPTION OF BLOOD—Conviction not to work .....	1	15
CORRUPT SOLICITATION—Compulsory testi- mony in cases of .....	2	30
Disqualification for holding office.....	2	30
Punishment to be provided by legislature....	2	30

	Art.	Sec.
COUNTY—Allotment of representatives among	22	2
Of senators .....	22	1
Assignment of superior court judges.....	4	5
Classification .....	11	5
Combined city and county municipal corporations (Amendment 23.) .....	11	16
Corporate bonds or stocks not to be owned...	8	7
County seat removal .....	11	2
Not to be changed by special act.....	2 28(18)	
Credit not to be loaned.....	8	7
Debts, apportionment on division or enlargement .....	11	3
Limit of .....	8	6
Power to contract .....	8	6
Private property not to be taken in satisfaction of .....	11	13
Division, how effected .....	11	3
Majority of voters necessary to reduce territory .....	11	3
Existing to be legal subdivision of state.....	11	1
Government, legislature to provide system...	11	4
Indebtedness, limit of (Amendment 27.).....	8	6
Additional, assent of voters necessary.....	8	6
Assessment as basis of, how ascertained....	8	6
Restriction as to purpose .....	8	6
Lines, not to be changed by special act.....	2 28(18)	
Location of county seat not to be changed by special act .....	2 28(18)	
Moneys to be deposited with treasurer.....	11	15
Use of, by official, a felony.....	11	14
New county, formation by special act allowed	2 28(18)	
Restrictions on .....	11	3
Officers, election, duties, terms, compensation .....	11	5
Recall of officers (See Recall.) .....	30	1
Police and sanitary regulations, power to enforce .....	11	11
School funds may be invested in bonds of....	16	5
Seal .....	27	9
Stock or bonds of corporation not to be owned	8	7
Taxation, power to assess and collect.....	11	12
Exemption of county property from taxation. (Amendment 14.)		
Taxes, liability for proportionate share of state	11	9
Forty mill limitation (Amendment 17.).....	7	2
Local, legislature not to impose.....	11	12
Township organization in.....	11	4
COUNTY ATTORNEY—(See Prosecuting Attorney.)		
COUNTY CLERK—Accountability .....	11	5
Clerk of superior court, ex officio.....	4	26
Duties, term and salary, legislature to provide	11	5
Election to be provided for.....	11	5
First under Constitution, time of.....	27	7
Duty of legislature to provide for election of. (Amendment 12.)		

	Art.	Sec.
COUNTY COMMISSIONERS—Election and compensation, legislature to provide.....	11	5
(Election of. Amendment 12.)		
Vacancies in township, precinct and road district offices filled by. (See Amendment 52.)	11	6
Vacancies in legislature and partisan county office, appointment by board to fill. (Amendment 52.) .....	2	15
COUNTY INDEBTEDNESS — Apportionment, when county divided or enlarged.....	11	3
Rights of creditors not affected.....	11	3
Increase permitted for water, light and sewers	8	6
Limit of .....	8	6
Private property not to be taken in satisfaction of .....	11	13
COUNTY LINES—Change by special act prohibited .....	2	28(18)
COUNTY OFFICERS—Accountability for fees..	11	5
Bonds unaffected by change in government...	27	14
Compensation to be regulated .....	11	5
Classification of counties for purpose of fixing compensation. (Amendment 12.)		
Increase during term. (Amendment 54.)....	30	1
Power of legislature to regulate. (Amendment 12.)		
Duties and term to be prescribed.....	11	5
Power of legislature to prescribe duties. (Amendment 12.)		
Succession of duties in national emergency, temporary, legislature (Amendment 39.)..	2	42
Election, legislature to provide for.....	11	5
Biennial .....	6	8
Duty of legislature to provide for the election. (Amendment 12.)		
Time of .....	6	8
Eligibility restricted to two terms in succession	11	7
Fees, accountability for.....	11	5
Use of, a felony .....	11	14
Partisan elective, vacancies how filled. (Amendment 52.) .....	2	15
Public money, use of, felonious.....	11	14
Recall of. (Amendment 8.)		
Salaries, legislature to fix.....	11	8
Who may or may not be salaried.....	11	8
Term, power of legislature to prescribe. (Amendment 12.)		
Term of office not to be extended.....	11	8
Territorial, how long to hold office.....	27	14
COUNTY SEAT—Change or location by special act prohibited .....	2	28(18)
Removal, proceedings for .....	11	2
Proposal for, only once in four years.....	11	2
Three-fifths vote necessary.....	11	2

	Art.	Sec.
COUNTY TREASURER—Election, compensation, duties and accountability, legislature to prescribe .....	11	5
Duty of legislature to provide for election. (Amendment 12.)		
COURT COMMISSIONERS—Appointment and powers .....	4	23
COURT OF APPEALS		
Administration and procedure.....	4	30
Authorized .....	4	30
Conflicts .....	4	30
Judges .....	4	30
Jurisdiction .....	4	30
Review of superior court.....	4	30
COURTS—Inferior, legislature to provide.....	4	1
Jurisdiction to be prescribed.....	4	12
Judicial power vested in specified courts.....	4	1
Officers to be salaried, exceptions.....	4	13
Of record, what are .....	4	11
Judges not to practice law.....	4	19
(See District Courts; Inferior Courts; Justice of Peace; Municipal Courts; Probate Courts; Superior Court; Supreme Court.)		
CREDIT—Of county or municipal corporations not to be given or loaned.....	8	7
Of state not to be given or loaned.....	8	5
	12	9
Port district promotion activities (Amendment 45) .....	8	8
State building authority. (Amendment 51.)...	8	9
CRIMES—Accused not required to criminate self .....	1	9
Rights of .....	1	22
Conviction shall not work corruption of blood .....	1	15
Cruel punishment prohibited.....	1	14
Ex post facto laws not to be passed.....	1	23
Persons charged with to be bailable.....	1	20
Prosecution may be by information.....	1	25
In name of state .....	4	27
CRIMINAL ACTIONS—Advance payment of money or fees, prohibition against requirement of accused for. (Amendment 10.)		
Appeal, right of accused. (Amendment 10.)		
Appearance by accused in person or counsel. (Amendment 10.)		
Evidence, accused not required to criminate self .....	1	9
Jurisdiction, appellate or supreme court.....	4	4
Original of superior court.....	4	6
Public conveyance, jurisdiction of public offense committed on (Amendment 10.)		
Limitation by special act prohibited.....	2	28(17)
Process, style of .....	4	27
Prosecution by information allowed.....	1	25
In name of state.....	4	27
On change from territorial to state government .....	27	5

	<b>Art.</b>	<b>Sec.</b>
<b>CRIMINAL ACTIONS—Continued:</b>		
Rights of accused .....	1	22
Appearance, defense, and appeal. (Amendment 10.)		
Compelling attendance of witnesses. (Amendment 10.)		
Confronting witnesses. (Amendment 10.)		
Copy of accusation, right of accused to. (Amendment 10.)		
Jury trial. (Amendment 10.)		
Nature of accusation, right of accused to be advised of. (Amendment 10.)		
<b>CRUEL PUNISHMENT—Not to be inflicted....</b>	1	14
<b>DAMAGE—To private property for public or private use to be compensated.....</b>	1	16
<b>DANGEROUS EMPLOYMENTS—Protection to persons engaged in .....</b>	2	35
<b>DEATH—Succession to office upon death of governor. (Amendment 6.)</b>		
<b>DEBATE—Members of legislature not liable for words spoken .....</b>	2	17
<b>DEBTS—Corporate, fictitious increase void....</b>	12	6
Liability of stockholders..... (Amendment 16.)	12	4, 11
Due territory to inure to state.....	27	3
Imprisonment for, not allowed .....	1	17
Absconding debtors excepted.....	1	17
Municipal corporations, limitation on.....	8	6
Extinguishment by special act forbidden... 2	28	(10)
State building authority. (Amendment 51.)....	8	9
State, power to contract.....	8	1-3
In case of invasion, insurrection, etc.....	8	2
Limitation on power.....	8	1, 3
Release by special act forbidden..... 2	28	(10)
Territorial, assumed by state.....	26	3
(See City; County Indebtedness; Indebtedness of Corporations; State Indebtedness.)		
<b>DECISIONS—Superior court judge, within what time .....</b>	4	20
Supreme court, in writing and grounds stated.	4	2
Publication, free to anyone.....	4	21
Reporter for, appointment .....	4	18
<b>DECLARATION OF RIGHTS — Statement in Constitution .....</b>	1	1-32
<b>DEEDS—Cannot be validated by special law....</b>	2	28(9)
<b>DEFECTS AND OMISSIONS IN LAW—Report to governor by supreme judges.....</b>	4	25
To supreme by superior judges.....	4	25
<b>DEFENSE—Rights of accused in criminal actions</b>	1	22
Of officer removed on charges.....	4	9
<b>DEFICITS IN REVENUE—State may contract debts to meet .....</b>	8	1
Tax may be levied to pay.....	7	8



	Art. Sec.	
DELINQUENCY IN OFFICE—(See Corruption in Office.)		
DEPOSITS—Bank officers liable for, when.....	12	12
Public moneys with treasurer required.....	11	15
DEPOT—Jurisdiction of public offense committed at. (Amendment 10.)		
DISABILITY—Property of person under, cannot be affected by special laws.....	2	28(11)
DISAPPROVAL OF BILLS—By governor.....	3	12
Initiative measure. (Amendment 7.)		
DISCIPLINE—Of state militia, legislature to prescribe .....	10	2
DISCLAIMER—State's title to patented lands...	17	2
Unappropriated public and Indian lands...	26	2
DISCRIMINATION—Common carrier prohibited .....	12	15
		18
		19
Railroad prohibited from favoring one express company .....	12	21
Favoring one telegraph company prohibited	12	19
Telegraph and telephone companies in handling messages prohibited.....	12	19
DISORDERLY BEHAVIOR—Each house may punish for .....	2	9
DISQUALIFICATION—On conviction for bribery .....	2	30
On impeachment .....	5	2
DISTRICT COURT—Duty of clerk in transmitting papers to county clerk.....	27	8
Exists until superseded by superior court....	27	8
Records in actions to be transferred to superior court .....	27	8
DISTRICT OFFICERS—Duties, term, compensation, legislature to prescribe.....	11	5
Election, legislature to provide for.....	11	5
Biennial .....	6	8
Duty of legislature to provide for election. (Amendment 12.)		
Time of .....	6	8
Recall of. (Amendment 8.)		
Road district, vacancy.....	11	6
Territorial, to hold office until when.....	27	14
Official bonds unaffected by change in government .....	27	14
DITCHES—Taking of private property for private use. (Amendment 9.)		
DIVORCE—Jurisdiction of superior court.....	4	6
Legislature not to grant.....	2	24
(See Annulment of Marriage.)		
DOCKS—Legislature may authorize lease of harbor areas .....	15	2
Limit of term of lease.....	15	2
(See Area Reserved; Harbors.)		
DRAINS—Taking of private property for private use in. (Amendment 9.)		

	Art.	Sec.
DRUGS AND MEDICINES—Legislature to regulate sale .....	20	2
DUE PROCESS OF LAW—Life, liberty, property not to be taken without.....	1	3
EARNINGS—Combinations by common carriers to share, prohibited .....	12	14
EDUCATION—No distinction on account of race, color or sex .....	9	1
Provision for, to be made by state.....	9	1
Sale of lands for purposes of.....	9	3
(See Common Schools; Public Schools.)		
ELECTIONS—Ballot required, form.....	6	6
Biennial .....	6	8
Constitution, amendment of, submission to vote .....	23	1
Calling convention to revise .....	23	2
Revision, submission of instrument.....	23	3
Vote on adoption of first, under territorial laws .....	27	15
Contest for office of superior judge (first election) .....	27	12
Criminals, insane persons, idiots excluded from elective franchise.....	6	3
Electors. (See Electors.)		
First election according to territorial laws....	27	15
Of representative to congress .....	27	13
Free, equal and undisturbed .....	1	19
Freeholders to frame city charter.....	11	10
Initiative measures. (See Initiative and Referendum.)		
Judges of court of appeals.....	4	30
Judges of supreme court.....	4	3
Of superior court .....	4	5
Legislative, to be viva voce .....	2	27
Legislature, each house judge of its own....	2	8
Biennial .....	2	5
Representatives .....	2	5
Senators .....	2	6
Military interference prohibited .....	1	19
Officers not regulated by Constitution, legislature to provide for.....	27	11
Under Constitution, time of first.....	27	7
Presidential Elections, voters residence (Amendment 46) .....	6	1A
Privilege of voters from arrest.....	6	5
Qualifications of voters. (See Voters.)		
Recall of officers. (See Recall.)		
Referendum. (See Initiative and Referendum.)		
Registration law to be enacted.....	6	7
School, women may be accorded franchise (Superseded, Amendment 5.) .....	6	2
Seat of government, determination.....	14	1
Secrecy of ballot required.....	6	6
State officers, time and place.....	3	1
Certificates of election to be given.....	3	4
Contests, legislature to decide.....	3	4
Equal vote, legislature to choose.....	3	4

ELECTIONS—Continued:	Art.	Sec.
Returns to secretary of state.....	3	4
Declaration of result.....	3	4
Superior court judges, of (Amendment 41)....	4	29
Time of, for state, county and district officers.	4	8
Vacancy in office of governor, election to fill. (Amendment 6.) (See Vote; Voter.)		
<b>ELECTIVE FRANCHISE</b> —Denial on account of sex prohibited in school elections.....	6	2
Women as qualified voters generally. (See Voters.)		
Idiots, insane persons and convicted felons ex- cluded from .....	6	3
(See Elections; Electors; Voter.)		
Presidential Elections, voters residence (Amendment 41) .....	4	29
<b>ELECTORS</b> —Exempt from military duty, when	6	5
Privilege from arrest .....	6	5
Qualifications of voters. (See Voter.)		
Residence not lost in certain cases.....	6	4
Secrecy in voting, legislature to secure.....	6	6
<b>ELIGIBILITY</b> —Judges of supreme and superior courts, qualifications .....	4	17
Ineligible to other than judicial offices.....	4	15
Members of legislature, qualifications.....	2	7
Ineligible to offices created by them.....	2	13
State officers, qualifications .....	3	25
Treasurer, ineligible for succeeding term...	3	25
<b>EMERGENCY CLAUSE</b> —Reduces time of taking effect of act.....	2	31
Two-thirds vote of each house necessary.....	2	31
<b>EMERGENCY, NATIONAL</b> —(See <b>INVASION AND ATTACK</b> .)		
<b>EMINENT DOMAIN</b> —Compensation to be first made in taking or damaging property....	1	16
For rights-of-way taken by corporations....	1	16
Requirement for payments of. (Amendment 9.)		
Corporate property and franchises subject to.	12	10
Ditches, taking of private property for private use in constructing. (Amendment 9.)		
Drains, taking of private property for private use in. (Amendment 9.)		
Flume, taking of private property for private use in construction of. (Amendment 9.)		
Judicial questions, use for which property taken as. (Amendment 9.)		
Jury, requirement for ascertainment of com- pensation by. (Amendment 9.)		
Private use, taking of property for. (Amend- ment 9.)		
Reclamation of land, public use in taking for. (Amendment 9.)		
Rights-of-way to be compensated for.....	1	16
Settlement of land, public use in taking prop- erty for. (Amendment 9.)		
Telegraph and telephone companies granted right .....	12	19

EMINENT DOMAIN—Continued:	Art.	Sec.
Waiver of jury trial for ascertaining compensation. (Amendment 9.)		
Ways of necessity, taking of private property for private use in. (Amendment 9.)		
<b>EMOLUMENTS, PRIVILEGES AND POWERS—</b>		
Hereditary, prohibited .....	1	28
<b>EMPLOYMENTS DANGEROUS TO LIFE—Leg-</b>		
islature to protect persons in.....	2	35
<b>ENACTING CLAUSE—Of statutes, terms of....</b>	2	18
Initiated acts. (Amendment 7.)		
<b>ENGLISH LANGUAGE—Qualification of voter</b>		
based on knowledge of. (Amendment 2;		
Amendment 5.)		
<b>ENUMERATION OF INHABITANTS—Basis of</b>		
apportionment for legislature.....	2	3
Time of taking.....	2	3
Who excepted from.....	2	3
<b>ENUMERATION OF RIGHTS—Not to deny</b>		
others reserved.....	1	30
<b>EQUAL SUFFRAGE .....</b>	6	1
<b>EQUITY — Appellate jurisdiction of supreme</b>		
court .....	4	4
Original jurisdiction of superior court.....	4	6
<b>EVIDENCE — Contested election for superior</b>		
judge (first election), manner of taking..	27	12
Criminating, person not compelled to give		
against himself .....	1	9
Except in bribery cases.....	2	30
Treason, what necessary for conviction.....	1	27
(See Testimony.)		
<b>EXCESSIVE BAIL AND FINES—Not to be im-</b>		
posed .....	1	14
<b>EXCLUSIVE LEGISLATION—Congress has over</b>		
certain lands of United States.....	25	1
Over unallotted Indian lands.....	26	2
Subject to state's right to serve process.....	25	1
<b>EXCLUSIVE PRIVILEGES—Invalid, when.....</b>	12	2
Prohibited .....	1	12
<b>EXCURSION AND COMMUTATION TICKETS—</b>		
Carrier may grant special rates.....	12	15
<b>EXECUTION—Private property not to be taken</b>		
for public debt.....	11	13
Rolling stock of railroad liable.....	12	17
<b>EXECUTIVE DEPARTMENT—Consists of cer-</b>		
tain officers .....	3	1
Election of officers of.....	3	1
Records of to be kept by secretary of state....	3	17
<b>EXECUTIVE POWER—Supreme, vested in gov-</b>		
ernor (See Governor).....	3	2

	Art.	Sec.
<b>EXEMPTIONS—Homestead, from forced sale...</b>	19	1
Military duty, to whom.....	10	6
Taxation, what property free from.....	7	2
Indian lands exempt, when.....	26	2
Lands and property of United States.....	26	2
Personal property of heads of families. (Amendment 3; Amendment 14.)		
<b>EXISTING RIGHTS—Change in government not to affect .....</b>	27	1
<b>EXPENSES — Constitutional convention to be provided for .....</b>	27	19
State may contract debts to meet.....	8	1
<b>EX POST FACTO LAW—Passage prohibited....</b>	1	23
<b>EXPRESS COMPANIES — Railroads to grant equal terms to all.....</b>	12	21
<b>EXPULSION OF MEMBERS — Powers of each house .....</b>	2	9
Restrictions on .....	2	9
<b>EXTENSION OF TIME FOR COLLECTION OF TAXES—Special legislation prohibited....</b>	2	28(5)
<b>EXTINGUISHMENT OF DEBTS—Special legis- lation prohibited .....</b>	2	28(10)
<b>EXTRA COMPENSATION—Prohibited to public officers, etc. ....</b>	2	25
<b>EXTRA SESSION—Legislature, when to be con- vened .....</b>	3	7
<b>FACTORIES—Employees to be protected.....</b>	2	35
<b>FARES AND FREIGHTS—(See Railroads.)</b>		
<b>FARMS—Taxation based on actual use.....</b>	7	11
<b>FEDERAL OFFICERS — Not eligible to legis- lature, except .....</b>	2	14
<b>FEES—Accountability of county and local offi- cers .....</b>	11	5
Accountability for fees. (Amendment 12.)		
Certain used exclusively for highway purposes (See Amendment 18).....	2	40
Accused in criminal cases as required to ad- vance. (Amendment 10.)		
Judicial officers prohibited from receiving....	4	13
Justices of the peace not to receive.....	4	10
<b>FELONY—Original jurisdiction of superior court</b>	4	6
Use of public money by officer.....	11	14
<b>FERRIES—Authorization by special legislation forbidden .....</b>	2	28(3)
<b>FICTITIOUS ISSUE — Of stock or indebtedness void .....</b>	12	6
<b>FINES—Accrued to territory inure to state....</b>	27	3
Excessive, not to be imposed.....	1	14
Governor has power to remit.....	3	2
To report remissions to legislature.....	3	2
Remission by special act prohibited.....	2	28(14)
<b>FISCAL STATEMENT — Annual publication re- quired .....</b>	7	7

	Art.	Sec.
FLUMES—Taking of private property for use in construction of. (Amendment 9.)		
FORCIBLE ENTRY AND DETAINER — Appellate jurisdiction of supreme court.....	4	4
Original jurisdiction of superior court.....	4	6
FOREIGN CORPORATIONS—Not to be favored	12	7
Authorized to own property (Amendment 24, 29.)		
FORFEITURE—Accrued to territory inures to state .....	27	3
Corporate charter or franchise, no remission..	12	3
Estate, conviction not to work.....	1	15
Franchise, for combination in restraint of trade .....	12	22
Governor has power to remit.....	3	2
Must report to legislature.....	3	2
Judicial office, absence causes.....	4	8
Remission by special act prohibited.....	2	28(14)
FORTS, DOCKYARDS, ETC.—Congress to have exclusive control .....	25	1
FORTY MILL LIMITATION — (See Amendment 17.)		
FRANCHISE—Corporate, creation by special act forbidden .....	12	1
Alienation or lease not to relieve liability....	12	8
Extension by legislature prohibited.....	12	3
Forfeiture not to be remitted.....	12	3
For unlawful combinations.....	12	22
Invalid, if unorganized .....	12	2
Irrevocable grant prohibited .....	1	8
Liability not relieved by lease, etc.....	12	8
Subject to eminent domain.....	12	10
Taxation, state not to surrender.....	7	4
(See Corporations; Elections.)		
FREEDOM OF CONSCIENCE — Guaranteed to every individual matters of religious beliefs. (Amendment 4.)		
FREEDOM OF SPEECH AND PRESS—Guaranteed to every person .....	1	5
Legislators not liable for words in debate....	2	17
FREE PASSES—Grant of, to state officers prohibited .....	12	20
Public officers forbidden to accept.....	2	39
FREIGHT RATES—Regulation by legislature authorized .....	12	18
FUNDAMENTAL PRINCIPLES — Frequent recurrence to, essential .....	1	32
FUNDS—(See Appropriations; Common School Fund; Public Money; School Fund.)		
GOVERNMENT—Change of, completion of pending actions .....	27	5, 8
Continuance of existing laws and rights....	27	1, 2

GOVERNMENT—Continued:	Art.	Sec.
Emergency, national, continuance of government, legislative power. (Amendment 39.)	2	42
Perpetuity of, what essential.	1	32
Purposes of	1	1
Source of powers.	1	1
<b>GOVERNOR—Appointment of regents, etc., of state institutions</b>	<b>13</b>	<b>1</b>
Approval of laws	3	12
Assignment of superior judge to other county	4	5, 7
Attorney general, succession to governorship. (Amendment 6.)		
Auditor, succession to governorship. (Amendment 6.)		
Commander-in-chief of state militia.	3	8
Commissioner of public lands, succession to governorship. (Amendment 6.)		
Commissions issued by state, signed by.	3	15
Election of	3	1
Election to fill vacancy in office. (Amendment 6.)		
Execution of laws.	3	5
Extension of leave of absence of judicial officer	4	8
Extra session of legislature may convene.	3	7
Failure of person regularly elected to qualify, succession on. (Amendment 6.)		
Impeachment	5	2
Information in writing may be required from state officers	3	5
Laws, may call militia to execute.	10	2
Lieutenant governor, succession of to office. (Amendment 6.)		
Messages to legislature.	3	6
Militia officers, commissioned by.	10	2
Pardoning power vested in.	3	9
Report to legislature of pardons, etc., granted	3	11
Restrictions prescribed by law.	3	9
Records kept at seat of government.	3	24
Remission of fines and forfeitures.	3	11
Report to legislature with reasons.	3	11
Removal or disability, who to act.	3	10
Successor as holding office pending removal of disability. (Amendment 6.)		
Residence at seat of government.	3	24
Salary	3	14
Secretary of state as succeeding to office. (Amendment 6.)		
Succession in case of vacancy. (Amendment 6.)		
Superintendent of public instruction, succession to governorship. (Amendment 6.)		
Supreme executive power vested in.	3	2
Term of office	3	2
Treasurer, succession to governorship. (Amendment 6.)		

GOVERNOR—Continued:	Art.	Sec.
Vacancies in office filled by.....	3	13
In legislature, filled by, when. (Amendment 52.) .....	2	15
In superior court, filled by .....	4	5
In supreme court, filled by.....	4	3
Veto and return of bill with objections.....	3	12
Measures initiated by or referred to the people. (Amendment 7 (d).)		
Of one or more items or sections.....	3	12
GRAND JURY—Summoned only on order of superior court .....	1	26
GRANTED LANDS—Sale of for educational purposes .....	16	1-4
(See Lands; Public Lands.)		
HABEAS CORPUS—Judges of supreme court may issue .....	4	4
Jurisdiction, original and appellate of supreme court .....	4	4
Original, of superior court.....	4	6
Suspension of writ prohibited, except.....	1	13
Writs, issuance and service on non-judicial days .....	4	6
Returnable before whom.....	4	4
HARBORS—Area to be reserved for landings, etc. ....	15	1
Commission to establish harbor lines.....	15	1
Restrictions on sale by state of lands or rights (See Area Reserved; Wharves.)	15	1
HEAD OF FAMILY—Power of legislature to exempt from taxation. (Amendment 3; Amendment 14.)		
HEALTH—(See Public Health.)		
HEIR AT LAW—Not to be determined by special law .....	2	28(1)
HIGH CRIMES OR MISDEMEANORS—Impeachment for .....	5	2
HIGH SCHOOLS—Included in public school system .....	9	2
HIGHWAYS—Opening or altering by special legislation prohibited, except state and military roads .....	2	28(2)
(See State Roads; Streets and roads.)		
HOLIDAY—(See Legal Holidays.)		
HOME—Privacy of, guaranteed.....	1	7
Soldiers not to be quartered in.....	1	31
HOMESTEAD—Exemption from forced sale....	19	1
HOUSE OF REPRESENTATIVES — Elections, biennial after 1890 .....	2	5
Legislative authority vested in. (Amendment 7.)		
Members, how and when chosen.....	2	4
Number of representatives .....	2	2



HOUSE OF REPRESENTATIVES—Cont.:	Art.	Sec.
Powers, legislative vested in.....	2	1
Impeachment, sole power vested in.....	5	1
Majority necessary to order.....	5	1
Quorum of house.....	2	8
Reapportionment after each census, state or national .....	2	3
Vacancy, how filled. (Amendment 52.).....	2	15
(See Legislature; Representatives.)		
IDIOTS—Excluded from elective franchise.....	6	3
IMMIGRATION—Bureau of, provision for estab- lishment .....	2	34
IMMUNITIES—Electors privileged from arrest..	6	5
Equal to all citizens and corporations.....	1	12
Imprisonment for debt prohibited.....	1	17
Irrevocable grant of, prohibited.....	1	8
Loss or damage to property prohibited with- out just compensation.....	1	16
Members of legislature privileged from arrest	2	16
Privileged from service of civil process.....	2	16
Militia privileged from arrest at muster.....	10	5
Soldiers not to be quartered in homes.....	1	31
Special grant of, prohibited.....	1	12
Twice in jeopardy, accused not to be put.....	1	9
IMPEACHMENT—House of Representatives has sole power .....	5	1
Officers liable to .....	5	2
Judgment effects removal and disqualifica- tion for office .....	5	2
Liability to criminal prosecution.....	5	2
(See Recall.)		
Trial by senate.....	5	1
Chief justice presides, when.....	5	1
IMPOSTS — Appellate jurisdiction of supreme court .....	4	4
Original jurisdiction of superior court.....	4	6
IMPRISONMENT FOR DEBT—Prohibited, ex- cept in case of absconding debtors.....	1	17
INCOMPETENCY IN OFFICE—Officers remov- able by legislature .....	4	8
Rights of accused to be heard.....	4	9
Three-fourths of each house to concur.....	4	9
INDEBTEDNESS OF CORPORATIONS — Ficti- tious increase void.....	12	6
Liability of stockholders.....	12	4
Double, in bank, insurance and joint stock companies. (Amendment 16.)		
Relief from, by lease or alienation of franchise prohibited .....	12	8
By special legislation prohibited.....	2	28(10)
(See Corporations.)		
INDIAN LANDS—Disclaimed by state of title..	26	2
Subject to jurisdiction of United States.....	26	2
Taxation of, when state may impose.....	26	2
Exemption from .....	26	2

	Art.	Sec.
INDIANS—Exempt from taxation, when.....	26	2
Not taxed, not allowed elective franchise.....	6	1
As qualified voters. (Amendment 2; Amend- ment 5.)		
Excluded from enumeration of inhabitants....	2	3
INDICTMENT—Prosecutions of offenses by.....	1	25
Right of accused to copy of (Amendment 10.)		
INDIVIDUAL RIGHTS—Government to protect and maintain .....	1	1
Secured by recurrence to fundamental prin- ciples .....	1	32
INDIVIDUAL SECURITY—Private affairs not to be disturbed .....	1	7
INFANTS—(See Children; Minors.)		
INFERIOR COURTS—Appeal lies to superior court .....	4	6
Jurisdiction and powers, legislature to pre- scribe .....	4	10
Legislature to provide.....	4	12
Legislature to provide.....	4	1
INFORMATION—Offenses may be prosecuted by	1	25
INITIATIVE AND REFERENDUM—Amendment limitation on. (Amendment 26.)		
Ballot where conflicting measures are sub- mitted to the people. (Amendment 7 (a).)		
Basis for ascertaining number of voters re- quired on petition. (Amendment 7 (d).)		
Change or amendment of initiative measure, prohibition against. (Amendment 7 (a).)		
Conflicting measures, method of submitting to popular election. (Amendment 7 (a).)		
Effective date of acts or bills subject to refer- endum. (Amendments 7 (c) and 26.)		
Effective date of measure after approval on submission to the people (Amendment 7 (d).)		
Election at which proposed measure is sub- mitted to voter. (Amendment 7 (a).)		
Election for amendment or repeal of bills ap- proved by referendum. (Amendment 7 (c).)		
Exceptions from power of referendum. (Amendment 7 (b).)		
Extent of power of referendum. (Amendment 7 (b).)		
Filing petition. (Amendment 7 (a).)		
General laws as governing secretary of state in submitting measures to the people. (Amendment 7 (d).)		
Health of public, exception from power of refer- endum of bills affecting. (Amendment 7 (b).)		
Legislature, referendum through action of. (Amendment 7 (b).)		
Legislature, transmitting petition to. (Amend- ment 7 (a).)		

- INITIATIVE AND REFERENDUM—Cont.:      Art. Sec.
- Majority vote as required for approval of measure submitted. (Amendment 7 (d).)
- Member of legislature as retaining right to introduce measure. (Amendment 7 (d).)
- Number of legal voters required to propose measure by petition. (Amendment 7 (a); superseded by Amendment 30.)
- Number of voters on referendum petition. (Amendment 7 (b); superseded by Amendment 30.)
- Number of votes required to approve measure. (Amendment 7 (d).)
- Part of bill, effect of filing referendum petition against. (Amendment 7 (d).)
- Percentage of legal voters required to propose measures by petition. (Amendment 7 (a); also Amendment 30.)
- Per cent of voters required on referendum petition. (Amendment 7 (b); also Amendment 30.)
- Petition, referendum on. (Amendment 7 (b).)
- Petition to propose measures. (Amendment 7 (a).)
- Precedence of initiative measures over other bills. (Amendment 7 (a).)
- Proposal of different measure by legislature. (Amendment 7 (a).)
- Publication of measures referred to the people. (Amendment 7 (d); Amendment 36.)
- Public institutions, exception from power of referendum of bills affecting (Amendment 7 (b).)
- Public peace, exception from power of referendum of bills affecting. (Amendment 7 (b).)
- Reference of initiative measures to the people. (Amendment 7 (a).)
- Regular election, reference of measures at. (Amendment 7 (d).)
- Rejection of initiative measure by legislature. (Amendment 7 (a).)
- Repeal by legislature of acts approved by the people. (Amendment 7 (c); also Amendment 26.)
- Reservation by the people of the power of initiative. (Amendment 7 (a); also Amendment 32.)
- Reservation of power in the people. (Amendment 7.)
- Reservation of power of referendum. (Amendment 7 (b); also Amendment 32.)
- Secretary of state, filing referendum petition with. (Amendment 7 (d).)
- Secretary of state initiative petition filed with. (Amendment 7 (a).)
- Self-executing, amendment as. (Amendment 7 (d).)

INITIATIVE AND REFERENDUM—Cont.:	Art.	Sec.
Special election, reference of measures to people at. (Amendment 7 (d).)		
Special indebtedness, how authorized (Amendment 48) .....	8	3
Style of bill proposed by initiative petition. (Amendment 7 (d).)		
Support of state government, exception from power of referendum of bills affecting. (Amendment 7 (b).)		
Time for filing petition. (Amendment 7 (a).)		
Time for filing referendum petition against measure passed by legislature. (Amendment 7 (d).)		
Veto power of governor as extending to measures initiated by or referred to the people. (Amendment 7 (d).)		
<b>INJUNCTION—Issuance and service on non-judicial days .....</b>	<b>4</b>	<b>6</b>
Original jurisdiction of superior court.....	4	6
<b>INSANE PERSON—Excluded from elective franchise .....</b>	<b>6</b>	<b>3</b>
<b>INSOLVENCY—Appellate jurisdiction of supreme court .....</b>	<b>4</b>	<b>4</b>
Original jurisdiction of superior court.....	4	6
Receipt of bank deposits, liability of officers..	12	12
<b>INSTRUMENTS—Affecting title, validation by special act forbidden.....</b>	<b>2</b>	<b>28(9)</b>
<b>INSURANCE COMPANIES—Double liability of stockholders. (Amendment 16.)</b>		
<b>INTEREST—Application of school fund interest.</b>	<b>9</b>	<b>3</b>
On certain state debts to be provided for.....	8	3
Private interest in bills to be disclosed by legislators .....	2	30
Regulation by special law prohibited.....	2	28(13)
<b>INTOXICATING LIQUORS—(See Prohibition.)</b>		
<b>INVASION AND ATTACK—Government continuity, legislative authority (Amendment 39.) .....</b>	<b>2</b>	<b>42</b>
State may contract debts above limit to repel .....	8	2
Suspension of habeas corpus allowed.....	1	13
<b>INVESTMENT</b>		
Public pension funds. (Amendment 49.).....	29	1
School funds. (Amendment 1; Amendments {	9	3
43 and 44.).....	16	5
<b>IRRIGATION—Use of waters for, deemed public use .....</b>	<b>21</b>	<b>1</b>
<b>JEOPARDY—No person to be twice put in.....</b>	<b>1</b>	<b>9</b>
<b>JOINT STOCK COMPANIES—Combinations by, affecting price, etc., of commodities forbidden .....</b>	<b>12</b>	<b>22</b>
Double liability of stockholders. (Amendment 16.)		
Term corporation includes.....	12	5

	Art.	Sec.
JOINT SENATORIAL OR REPRESENTATIVE DISTRICT—Filling of vacancy. (Amendment 52.)	2	15
JOURNAL—Each house to keep	2	11
Entry of ayes and noes on nominations of officers for state institutions	13	1
On proposed constitutional amendments	23	1
Yeas and nays, on demand of one-sixth	2	21
On introduction of bills later than ten days before close of session	2	36
On passage of bill	1	22
On passage of emergency clause	2	31
Publication of, except portions requiring secrecy	2	11
Votes on elections by legislature entered	2	27
On removal of judges, etc., entered	4	9
JUDGE PRO TEMPORE—In superior court, provision for	4	7
Temporary judicial duties in supreme court. (Amendment 38.)	4	2(a)
JUDGES—Absence from state vacates office	4	8
Not to charge juries as to matters of fact	4	16
But to declare the law	4	16
Practice of law prohibited	4	19
Removal for incompetency	4	9
Rights of accused	4	9
Salaries may be increased	30	1
Salaries payable quarterly	4	13
(See Judge pro Tempore; Judges of Superior Court; Judges of Supreme Court.)		
JUDGES OF COURT OF APPEALS—(Amendment 50.)	4	30
JUDGES OF SUPERIOR COURT—Court commissioners, appointment of	4	23
Decisions within ninety days after submission	4	20
Disqualified unless admitted to practice in state	4	17
Each judge invested with powers of all	4	5
May sit in any county	4	5
Elections of	4	5
Ineligible to other than judicial office	4	29
Not to charge juries as to matters of fact	4	15
But to declare the law	4	16
Oath of office prescribed for	4	16
Other superior court, duties in. (Amendment 38.)	4	28
Practice of law prohibited	4	2(a)
Pro tempore judge	4	18
Recall, judges as subject to. (Amendment 8.)	4	2(a), 7
Report defects in law to supreme court	4	25
Retirement. (Amendment 25.)		
Rules of court, may establish	4	24
Salaries and apportionment of	4	13, 14
Salaries may be increased	30	1
Sessions of court may be held in any county on request	4	7

JUDGES OF SUPERIOR COURT—Cont.:	Art.	Sec.
Supreme court duty, performance upon request. (Amendment 38.)	4	2(a)
Term of office and when begins.	4	5
Writs may be issued by.	4	6
(See Judges; Superior Court.)		
<b>JUDGES OF SUPREME COURT—Chief justice,</b>		
how determined	4	3
Classification by lot.	4	3
Clerk to be appointed by.	4	22
Disqualified, unless admitted to practice in state	4	17
Election of	4	3
Ineligible to other than judicial office.	4	15
Issuance of writs authorized.	4	4
Oath of office prescribed.	4	28
Practice of law prohibited.	4	19
Recall, judges as subject to. (Amendment 8.)		
Reporter, appointment of.	4	18
Reports of defects in laws to governor.	4	25
Retirement. (Amendment 25.)		
Salaries and payment.	4	13,14
Temporary judicial duties (Amendment 38.)	4	2(a)
Term of office	4	3
(See Judges; Supreme Court.)		
<b>JUDGMENT—Belonging to territory inures to state</b>	27	4
Extent of, on impeachment.	5	2
Of one judge of superior court to be of same force as of all.	4	5
Of superior court to be given within ninety days after submission.	4	20
<b>JUDICIAL ADMINISTRATION—Must be open and without delay.</b>	1	10
<b>JUDICIAL DECISIONS—All supreme court decisions to be in writing and grounds stated</b>	4	2
Concurrence by majority of court necessary.	4	2
Publication required	4	21
Free to anyone.	4	21
Reporter for, to be appointed.	4	18
<b>JUDICIAL OFFICERS—Absence forfeits office, when</b>	4	8
Compensation by fees prohibited, except.	4	13
Impeachment, liable to, except courts not of record	5	2
Oath of office prescribed.	4	28
Recall, not subject to. (Amendment 8.)	1	33
Removal by legislature.	4	9
(See Court Commissioners; Judges; Judges of Supreme and Superior Courts; Justice of Peace.)		
<b>JUDICIAL POWER—Vested in what courts.</b>	4	1
<b>JUDICIAL QUESTION—Public use in eminent domain</b>	1	10
As judicial question. (Amendment 9.)		

	Art.	Sec.
<b>JURISDICTION</b> —Actions pending before change of government .....	27	1
Court of appeals. (Amendment 50.).....	4	30
Inferior courts, legislature to prescribe.....	4	12
Justice of peace, as legislature may fix.....	4	10
Not to trench on courts of record.....	4	10
Superior court .....	4	6
Supreme court .....	4	4
United States over reserved lands.....	25	7
(See Criminal Action.)		
<b>JUROR</b> —Not incompetent because of religious opinion .....	1	11
Number necessary for verdict.....	1	27
Prohibition against prescribing religious qualifications. (Amendment 4.)		
<b>JURY</b> —Ascertainment by, of compensation for right-of-way .....	1	16
Charging, duty of judge .....	4	16
Criminal action, right of accused in. (Amendment 10.)		
Eminent domain proceedings. (Amendment 9.)		
Number in courts not of record.....	1	21
Right of trial by remains inviolate.....	1	21
Waiver in civil cases may be had.....	1	21
Verdict by less than twelve may be authorized (See Grand Jury; Juror.)	1	21
<b>JUSTICE</b> —Administration must be open and without delay .....	1	10
<b>JUSTICE OF PEACE</b> —Appeal lies to superior court .....	4	6
Cannot be made court of record.....	4	11
Duties to be prescribed by legislature.....	4	10
Fees prohibited, when.....	4	10
Jurisdiction, legislature to determine.....	4	10
(Amendment 28.)		
Not to trench on courts of record.....	4	10
Number, legislature to determine.....	4	10
Police justice in cities may be chosen from....	4	10
Salary, increase .....	30	1
Salary, when .....	4	10
Vacancy in office, how filled.....	11	6
Vested with judicial power.....	4	1
(See Judicial Officers.)		
<b>LAND COMMISSIONER</b> —(See Commissioner of Public Lands.)		
<b>LANDS</b> —Alien ownership prohibited. (Amendment 24, 29.) .....	2	33
(Repealed by Amendment 42)		
Confirmation of prior sales for educational purposes by county commissioners.....	16	2
Granted lands, restrictions on sale.....	16	1
For educational purposes, sold.....	16	2, 3
Plat of state lands in cities required before sale .....	16	4
Limit on amount offered in one parcel....	16	4
Quantity of state land that may be sold in one parcel as acreage.....	16	4

LANDS—Continued:	Art.	Sec.
Reclamation, public use in taking for. (Amendment 9.)		
Restrictions on selling school lands.....	16	3
Settlement, public use in taking property for. (Amendment 9.)		
Taxation .....	7	
Taxation of Indian lands.....	26	2
Nonresidents .....	26	2
United States, none to be imposed.....	26	2
Timber and stone may be sold, how.....	16	3
<b>LAW OF THE LAND—Constitution of United States supreme .....</b>	<b>1</b>	<b>2</b>
<b>LAWS—Bills of attainder prohibited.....</b>	<b>1</b>	<b>23</b>
Corporations, statutory regulations may be amended or repealed.....	12	1
Defects and omissions to be reported to governor .....	4	25
Enacting clause .....	2	18
Initiated measure. (Amendment 7.)		
Ex post facto, prohibited.....	1	23
Governor's approval, presentation for.....	3	12
Passage over veto.....	3	12
Without approval, how becomes effective...	3	12
Impairing obligation of contracts prohibited..	1	23
Initiative measures. (See Initiative and Referendum.)		
Legislative enactments to be by bill.....	2	18
Requisites on final passage of bill.....	2	22
Special legislation prohibited in certain cases.	2	28
State debt authorized for some single work...	8	3
Object of tax must be stated.....	8	3
Publication required .....	8	3
Territorial, to remain in force until altered...	27	2
Proviso as to tide lands.....	27	2
Time of taking effect.....	2	31
(See Acts; Bill; Statutes.)		
<b>LEASE—Of corporate franchise not to relieve from liability .....</b>	<b>12</b>	<b>1</b>
Of harbor areas for building wharves.....	15	2
Limit of term lease.....	15	2
State building authority, by. (Amendment 51.)	8	9
<b>LEGAL HOLIDAY—Superior courts not open...</b>	<b>4</b>	<b>6</b>
Writs that may be issued and served.....	4	6
<b>LEGISLATURE—</b>		
<b>Composition and organization—</b>		
Adjournment, restrictions on.....	2	11
Apportionment of members.....	22	1, 2
New, when made.....	2	3
Attendance of absentee, less than quorum may compel .....	2	8
Authority generally. (Amendment 7.)		
Bribery of members, how punished.....	2	30
Compensation and mileage of members.....	2	23
Consists of senate and house of representatives	2	1
Contempts punishable by each house.....	2	9
Convening in extra session at call of governor	3	7
Election of members, each house judge of....	2	8
Eligible to membership, who are.....	2	7



LEGISLATURE—Continued:	Art.	Sec.
Expulsion of member requires two-thirds vote	2	9
Journal, each house to keep and publish.....	2	11
Members, from what civil offices excluded....	2	13
Not liable for words spoken in debate.....	2	30
Private interest in bill to be disclosed.....	2	30
Privilege from arrest, except.....	2	16
From civil process, when.....	2	16
Number of members.....	2	2
Office accepted under United States vacates seat .....	2	14
Officers, each house to elect its own.....	2	10
Ineligible to membership.....	2	14
Quorum, majority to constitute.....	2	8
Reapportionment after each census.....	2	3
Records, secretary of state to keep.....	3	17
Rules of proceedings, each house to determine	2	9
Sessions to be open.....	2	11
Biennial .....	2	12
Special, may be convened by governor.....	2	12
Time of meeting.....	2	12
Vacancies, how filled. (Amendment 52.)....	2	15
Vote on elections to be viva voce.....	2	27
None when member has private interest in bill .....	2	30
Duties—		
Accountability of county and local officers to be provided for .....	11	5
Accounting for state receipts and expenditures to be prescribed.....	7	7
Appropriation for expenses of constitutional convention to be made.....	27	19
Bureau of statistics to be established.....	2	34
Cities, incorporation by general laws to be provided .....	11	10
Combinations affecting prices, etc., punishment to be provided.....	12	22
Compensation of county and local officers to be regulated .....	11	5
Of officers not to be changed during term..	2	25
Regulating compensation. (Amendment 12.)		
Classification of counties, for purpose of pre- scribing compensation. (Amendment 12.)		
Congressional districts, state to be divided into	27	13
Contested elections of state officers to be de- cided .....	3	4
Convict labor to be provided for.....	2	29
County government, system of, to be estab- lished .....	11	4
Court of appeals, as to. (Amendment 50.)....	4	30
Divorces not to be granted by.....	2	24
Drugs and medicines, sale to be regulated....	20	2
Elections, qualifications of voters to be regu- lated .....	6	1
Certificates of, to be given state officers....	3	4
County, township, precinct, and district to be provided for .....	11	5

LEGISLATURE—Continued:	Art.	Sec.
Duties (cont.)—		
Election of necessary county officers, duty to provide for. (Amendment 12.)		
President, voting for, implementation (Amendment 46) .....	6	1A
Employees in mines and factories to be protected by law.....	2	35
Enumeration of inhabitants to be provided for Governmental continuity during emergency periods, to provide for (Amendment 39)..	2	42
Harbor lines, commission to establish, to be appointed .....	15	1
Health, board of, to be established.....	20	1
Homesteads to be protected from forced sale..	19	1
Initiative measures. (See Initiative and Referendum.)		
Justice of peace, number, powers and duties to be prescribed.....	4	10
Lease of harbor areas for wharves to be provided .....	15	2
Medicine and surgery, practice of, to be regulated .....	20	2
Militia, organization and discipline to be provided for .....	10	2
Officers of counties and municipal corporations duties and terms of office to be prescribed	11	5
Classification of counties by population in enumerating duties of county officers. (Amendment 12.)		
County officers, providing for election of. (Amendment 12.)		
District officers, providing for election of. (Amendment 12.)		
Not provided for in Constitution, legislature to provide for election and terms.....	27	11
Precinct officers, providing for election of. (Amendment 12.)		
Township officers, providing for election of. (Amendment 12.)		
Passes, use by public officers to be prohibited	2	39
Granted to public officers to be prevented...	12	20
Private interest in bill, members to declare....	2	30
Public arms, safekeeping and protection required .....	10	4
Publication of opinions of supreme court to be provided for .....	4	21
Rates for freight and passengers, discrimination to be prevented.....	12	18
Maximum, to be established.....	12	18
Referendum. (See Initiative and Referendum.)		
Registration law to be enacted.....	6	7
Salaries of county officers and certain constables to be fixed.....	11	5
Sale of school and university lands, confirmation to be made.....	16	2
School funds, investment (Amendments 43 and 44.) .....	9	3
	16	5

LEGISLATURE—Continued:	Art. Sec.	
Duties (cont.)—		
Seat of government, choice of location to be provided for .....	14	1
Soldiers' home, maintenance to be provided....	10	3
Suits against state, manner of bringing, to be directed .....	2	26
Superior court judges election, implementation (Amendment 41.) .....	4	29
System of public schools to be established....	9	2
Taxation, annual expenses to be met by.....	7	1
Corporate property to be under general law.	7	3
Deficiencies and expenses to be met by....	7	8
Exemption of limited amount of personalty to be secured .....	7	2
Retired persons exemption, implementation (Amendment 47) .....	7	10
State debt to be liquidated by.....	7	1
Uniform and equal rate to be secured.....	7	2
Valuation of property on just basis to be insured .....	7	2
Vital statistics, bureau of, to be established... 20		1
Enactment of Laws—		
Act, how revised or amended.....	2	37
Amendment of bill.....	2	38
Bill to contain but one subject.....	2	19
When not to be considered.....	2	36
	2	19
Emergency, national—Government, continuity authorizing special legislation. (Amendment 39.) .....	2	42
Enacting clause .....	2	18
Initiative measures. (See Initiative and Referendum.)		
Laws to be enacted by bill.....	2	18
Take effect, when.....	2	31
Presiding officer of each house to sign bills....	2	32
Rules for signing bills may be prescribed.....	2	32
Style of laws.....	2	18
Title of bill to disclose object.....	2	19
Veto of bill, and passage over.....	3	12
Yeas and nays, entry on journal required, when .....	2, 21,	22
Powers—		
Abolition of certain state offices permitted....	3	25
Appropriation of public funds. (See Appropriations.)		
Capitol building, appropriation restricted until permanent location .....	14	3
Chaplain for penal and reformatory institutions may be employed. (Amendment 4.)		
Charters of corporations cannot be extended..	12	3
Clerk of supreme court, election may be provided for .....	4	22
Constitution, amendment may be proposed in either house .....	23	1
Revision, convention for may be agreed on..	23	2
Corporate property and franchises may be taken for public use.....	12	10

## LEGISLATURE—Continued:

	Art.	Sec.
Powers (cont.)—		
Corporations not to be created by special act.	12	1
Courts of record, power to establish.....	4	11
Divorces not to be granted by.....	2	24
Duties of county officer, power to prescribe. (Amendment 12.)		
Elective franchise may be granted to women in school elections .....	6	2
Emergency, national—Government, state and local, continuity, authorizing special power. (Amendment 39.) .....	2	42
Exemptions from taxation, power to provide. (See Taxation.)		
Extra compensation to officers for past ser- vices prohibited .....	2	25
Fees of county officers, power to provide ac- countability for. (Amendment 12.)		
Forfeitures of corporate franchises may be de- clared for unlawful combinations.....	12	22
Remission of, prohibited.....	12	3
Harbor areas, building on, may be provided for by general law.....	15	2
Inferior courts, powers of may be prescribed.	4	12
Irrevocable privilege or franchise, power to grant denied .....	1	8
Jury, number for panel and for verdict may be fixed at less than twelve.....	1	21
Lotteries, no power to authorize.....	2	24
Municipal corporations may be vested with power to make local improvements.....	7	9
Number of judges of supreme court may be increased .....	4	2
Private or special laws prohibited.....	2	28
Public corporations not to be created by special act .....	11	10
Public funds, power to provide for accounting as to. (Amendment 12).		
Railroad commission may be established.....	12	18
Removal of judges, etc., for incompetency....	4	9
Reservation of power in people. (See Initia- tive and Referendum.)		
Salaries of judges may be increased.....	4	14
School fund (common) may be enlarged.....	9	3
Seat of government cannot be changed by....	14	1
Senate, legislative authority vested in. (Amendment 7.)		
Separate departments of supreme court may be provided .....	4	2
Sheriff, providing for election of. (Amend- ment 12.)		
Taxation, corporate authorities may be vested with power by general laws.....	11	12
Exemption of personal property. (Amend- ment 3; Amendment 14.)		
Local cannot be imposed by.....	11	12

LEGISLATURE—Continued:		
Terms of county officers, power to prescribe. (Amendment 12.)		
Voters, authority to define manner of ascer- taining qualifications. (Amendment 5.) (See House of Representatives; Initiative and Referendum; Senate.)		
LIABILITIES—Corporate, not relieved by alien- ation or lease of franchise.....	12	8
Extinguishment by special legislation pro- hibited .....	2	28(10)
LIBERTY—Depriving of, without due process of law, forbidden .....	1	3
LICENTIOUS ACTS—Guaranty of freedom of conscience in matters of religious worship as justifying. (Amendment 4.)		
LIEUTENANT GOVERNOR—Acts as governor, when .....	3	10
Deciding vote, in case of tie in senate.....	2	10
Election of .....	3	1
Office may be abolished by legislature.....	3	25
Presiding officer of senate.....	3	16
In absence, who presides.....	2	10
Salary of .....	3	16
Succession to office of governor. (Amendment 6.)		
Term of office.....	3	3
LIFE—Deprivation of, without due process of law, prohibited .....	1	3
LIMIT—Forty mill. (See Amendment 17.).....	7	2
LIMITATION OF ACTIONS—Special legislation prohibited .....	2	28(17)
LIMITING PRODUCTION—Combination for, prohibited .....	12	22
LITERACY—Qualification of voters. (Amend- ment 2; Amendment 5.)		
LOANS—Prohibition against loan of school fund to private persons or corporations. (Amendment 1.)		
State may borrow to meet debts.....	8	1
LOCAL IMPROVEMENTS—Authority of cities to levy special taxes for.....	7	9
LOCAL OFFICERS—Eligible to legislature.....	2	14
LOTTERIES—Legislature prohibited from au- thorizing .....	2	24
MAJORITY—Necessary in impeachment.....	5	1
Passage of bills requires.....	2	22
Petition for division of county requires.....	11	3
Quorum of each house constituted by.....	2	8
Special act cannot declare a person of age....	2	28(11)
MALFEASANCE—Officers liable to impeach- ment for .....	5	2
Recall for. (Amendment 8, Sec. 33.)		
Removal by law, if not subject to impeach- ment .....	5	3

	Art.	Sec.
MANDAMUS—Original and appellate jurisdiction of supreme court.....	4	4
Original jurisdiction of superior court.....	4	6
MANDATORY—Constitutional provisions are...	1	29
MANUFACTURING PURPOSES—Use of waters for, deemed public use.....	21	1
MEDICINE—Practice and sale, legislature to regulate .....	20	2
MESSAGES—Governor to communicate with legislature by .....	3	6
MILEAGE—Members of legislature entitled to...	2	23
MILITARY—Not to interfere with elections....	1	19
Subordinate to civil power.....	1	18
(See Army; Militia.)		
MILITIA—Citizens subject to duty in.....	10	1
Who exempt .....	10	1
Exemption to persons having conscientious scruples, on payment of equivalent.....	10	6
Governor to be commander in chief.....	3	8
Members entitled to admission to soldiers' home, when .....	10	3
Officer of, eligible to legislature, when.....	2	14
Organization and discipline.....	10	2
Privilege from arrest, when.....	10	5
(See Arms; Army; Military.)		
MINES—Protection of employees, laws to be passed .....	2	35
Yield tax or ad valorem tax authorized. (Amendment 14.)		
MINING PURPOSES—Use of water for deemed public use .....	21	1
MINORS—Sale of mortgage of property not to be authorized by special act.....	2	28(4, 11)
(See Children; Majority.)		
MONEY—Corporations not to issue anything but lawful money of United States. (Amendment 16.)		
Disbursement from state treasury.....	8	4
Municipal officers to deposit with treasurer..	11	15
State taxes payable in.....	7	6
Using public money by officer a felony.....	11	14
(See Public Money.)		
MONOPOLIES—Forbidden .....	12	22
Forfeiture of franchise and property may be declared .....	12	22
Penalties to be provided by law.....	12	22
MUNICIPAL CORPORATIONS—Cities of 10,000 or over may frame own charter.....	11	10
Corporate stock or bonds not to be owned by	8	7
Credit or money not to be loaned.....	8	7
Debts, power to incur.....	8	6
Limit of power.....	8	6

MUNICIPAL CORPORATIONS—Cont.:	Art.	Sec.
Port district promotional activities (Amendment 45.) .....	8	8
Improvements, power to make by special taxation or assessment.....	7	9
Local affairs controlled by.....	11	11
Organization to be under general laws.....	11	10
Police and sanitary regulations enforced by..	11	11
Private property not to be taken for debt of..	11	13
Public money to be deposited with treasurer	11	15
Salary of officers.....	11	8
	30	1
Of certain constables to be regulated by law .....	11	8
Seals of .....	27	9
Special act to create or amend charter, prohibited .....	2	28(8)
Streets, power to extend over tide lands.....	15	3
Taxation, assessment and levy, power of.....	7	9
Exemption of municipal property from taxation. (Amendment 14.)		
Imposition for local purposes prohibited to legislature .....	11	12
Local power to assess and levy, where.....	11	12
Term of officers not to be extended.....	11	8
Use of public money by official, a felony....	11	14
(See City; Municipal Courts; Municipal Fines; Towns and Villages.)		
MUNICIPAL COURTS—Legislature may provide for .....	4	1
MUNICIPAL FINE—Appellate jurisdiction of supreme court .....	4	4
Original jurisdiction of superior court.....	4	6
MUNICIPAL INDEBTEDNESS—Limitations and restrictions on .....	8	6
(See City; Towns and Villages.)		
NAMES—Change of, by special legislation prohibited .....	2	28(1)
NATURALIZATION—Power of, vested in superior court .....	4	6
NAVIGABLE WATERS—Harbor lines, commission to be established to locate.....	15	1
Ownership of state in beds and shores asserted .....	17	1
NEW COUNTY—Formation may be by special act .....	2	28(18)
Restrictions on .....	11	3
NONJUDICIAL DAYS—Certain writs may be issued and served on.....	4	6
Superior courts not open on.....	4	6
NONRESIDENTS—Taxation of lands of citizens of United States.....	26	2
NORMAL SCHOOLS—Included in public school system .....	9	2

	Art.	Sec.
<b>NUISANCES</b> —Appellate jurisdiction of supreme court .....	4	4
Original jurisdiction of superior court.....	4	6
<b>OATH OF OFFICE</b> —Prescribed for judges.....	4	28
Where to be filed.....	4	28
Recall for violation of. (Amendment 8, Sec. 33.)		
<b>OATHS</b> —Administered in most binding manner	1	6
Of senators in impeachment trials.....	5	1
<b>OBLIGATION OF CONTRACTS</b> —Not to be impaired by legislation.....	1	23
<b>OFFENSES</b> —Bailable, when not capital.....	1	20
Existing, to be prosecuted in name of state..	27	5
Impeachment of public officers for.....	5	2
Jeopardy, twice in, for same offense, forbidden	1	9
Prosecution by information or indictment....	1	25
Rights of accused.....	1	22
Trial by jury, right of.....	1	20
<b>OFFICE</b> —Acceptance of, under United States vacates seat in legislature.....	2	14
Certain postmasters exempt.....	2	14
Bribery, a disqualification for.....	2	30
Disqualification of legislators for certain civil offices .....	2	13
Ineligibility for legislature.....	2	14
Judge, open to whom.....	4	17
Ineligible to other than judicial office.....	4	15
Legislature may abolish certain offices.....	3	25
Religious qualification not to be required.....	1	11
Removal from, by joint resolution of legislature .....	4	9
Vacancy in, how filled.....	3	13
(See Officers.)		
<b>OFFICERS</b> —Abolition of certain state offices authorized .....	3	25
Accountability for fees and money collected..	11	5
County officer ineligible for more than two terms. (Eliminated by Amendment 22.)....	11	7
Township, precinct and district election and compensation to be regulated by legislature .....	11	5
Who may or may not be salaried.....	11	8
Election of, when no provision in constitution	27	11
First, under constitution.....	27	7
Extra compensation prohibited.....	2	25
Guilty of felony, when uses public money....	11	14
Impeachment of .....	5	2
Legislative, each house to elect.....	2	10
Local, may be members of legislature.....	2	14
Militia, appointment or election of.....	10	2
Without salary eligible to legislature.....	2	14
Passes, use or acceptance by, forbidden.....	2	39
Public moneys to be deposited with treasurer	11	15
Recall of officers. (See Recall.)		
Removable by law, when not impeachable....	5	3
Salary, change, during term.....	2	25
	30	1



OFFICERS—Continued:	Art.	Sec.
Territorial and United States, how long to hold	27	6, 14
Trustees of state institutions, appointment of	13	1
Use of passes prohibited.....	12	20
(See Appointment; County Officers; District Officers; Governor; Lieutenant-Governor; Precinct Officers; Recall of Officers; Salaries; State Officers; Term of Office.)		
OFFICIAL ACTS—Validation by special laws prohibited .....	2	28(12)
OMISSIONS—In laws, report to governor by supreme judges .....	4	25
OPEN SPACE LANDS—Taxation based on actual use .....	7	11
OPINIONS—Free for publication by any person	4	21
Of supreme court to be reported.....	4	18
Publication authorized .....	4	21
ORIGINAL JURISDICTION—Superior court....	4	6
Supreme court .....	4	4
OWNERSHIP OF LANDS—Prohibited to aliens, except. (Amendment 24, 29.).....	2	33
(Repealed by Amendment 42.).....	2	33
PARDONING POWER—Governor vested with, subject to restrictions.....	3	9
To report pardons granted to legislature.....	3	11
PARTNERSHIP—(See Copartnerships.)		
PASS—Grant of, to public officers, prohibited..	12	20
Use of, by public officers, prohibited.....	2	39
PASSENGER TARIFFS—Abuses and extortions to be prohibited .....	12	18
Regulation by legislature authorized.....	12	18
PENALTIES—Accrued to territory, inure to state .....	27	3
Incurred, not affected by change in government .....	27	5
Remission by special act prohibited.....	2	28(14)
Violation of provisions against monopolies....	12	22
PENITENTIARY—Chaplain, right to employ. (Amendment 4.)		
PENSION FUNDS, PUBLIC—Investment of. (Amendment 49.) .....	29	1
Pension increase not extra compensation. (Amendment 35.) .....	2	25
PEOPLE—Political power inherent in.....	1	1
Reservation of power. (Amendment 7.)		
Public lands held in trust for.....	16	1
Right of petition and peaceful assemblage....	1	4
To religious liberty.....	1	11
To security in home.....	1	7
Rights retained not affected by grants in constitution .....	1	30
Toleration of religious sentiment secured to..	26	1
PERCENTAGES—Of voters to initiate or refer measures. (Amendment 7; also Amendment 30.)		
Of votes to recall officer. (Amendment 8.)		

Art. Sec.

PERMANENT SCHOOL FUND—Investment of. (Amendments 1, 43, and 44.) (See Com- mon School Fund: School Fund.).....	9 16	3 5
PERSONAL PROPERTY—Appellate jurisdiction of supreme court .....	4	4
Exemption from taxation .....	7	2
Power of legislature to exempt from taxation. (Amendment 3; Amendment 14.)		
PERSONS—Convicted of infamous crimes, ex- cluded from elective franchise.....	6	3
School funds not to be loaned to.....	16	5
PERSONS UNDER DISABILITY—Sale or mort- gage of property forbidden to be au- thorized by special law.....	2	28(4)
PETITION—Right of, not to be abridged..... (See Initiative and Referendum; Recall.)	1	4
POLICE JUSTICE—Justice of peace may be made .....	4	10
POLICE POWER—Counties, cities, towns, town- ships may exercise.....	11	11
POLITICAL POWER—Inherent in people.....	1	1
POOLING—By common carriers prohibited.... (See Combinations)	12	14
POPULAR GOVERNMENT—(See Initiative and Referendum.)		
POPULATION—Classification of counties by. (Amendment 12.)		
PORT DISTRICTS — Promotional activities (Amendment 45.) .....	8	8
POSTMASTER—Eligible to legislature, when...	2	14
POWERS—Executive, vested in governor.....	3	2
Judicial, where vested.....	4	1
Legislative, where charge vested.....	2	1
Reserved by people.....	2	1
Reserved power of referendum. (Amend- ment 7.)		
Pardoning, where vested.....	3	9
PRECINCT OFFICERS—Election, duties, terms and compensation to be provided for by legislature .....	11	5
Duty of legislature to provide for election of. (Amendment 12.)		
Official bonds unaffected by change in govern- ment .....	27	14
Territorial, hold office until when.....	27	14
Vacancies, how filled .....	11	6
PRESIDENT OF SENATE—Lieutenant-Governor shall be .....	3	16
Temporary presiding officer, when chosen...	2	10
PRESS—Liberty of, secured.....	1	5
PRICES—Combination to fix, prohibited.....	12	22
PRIVATE CORPORATIONS—(See Corpora- tions.)		

	Art.	Sec.
PRIVATE LEGISLATION—Prohibited in enumerated cases .....	2	28
PRIVATE PROPERTY—Not to be taken for public debts .....	11	13
Taken for public or private use, just compensation to be made.....	1	16
PRIVILEGE—Electors not to be arrested on election day .....	6	5
Irrevocable grant of, prohibited.....	1	8
Legislative members not subject to arrest or civil process .....	2	16
Militia not to be arrested at musters.....	10	5
PRIVILEGES—Equal to all citizens and corporations .....	1	12
Hereditary, grant of, by state prohibited.....	1	28
Special, prohibited .....	1	12
PROBATE COURT—Merger in superior court, when .....	27	10
Probate judge to perform duties until term expires .....	27	10
PROBATE MATTERS—Appellate jurisdiction of supreme court .....	4	4
Jurisdiction of superior court.....	27	10
Original jurisdiction of superior court.....	4	6
PROCESS—Authority of superior court extends throughout state .....	4	6
Legislators privilege from when.....	2	16
State courts may have served on lands of United States .....	25	1
Style of .....	4	27
Territorial to be valid .....	27	1
PROCLAMATION OF PRESIDENT—State Constitution to go into effect upon.....	27	16
PROHIBITION—Appellate and revisory jurisdiction of supreme court.....	4	4
Original jurisdiction of superior court.....	4	6
Sale of liquors, separate article (rejected)....	27	17
Writs may be issued and served on nonjudicial days .....	4	6
PROPERTY—Corporate, subject to eminent domain .....	12	10
Deprivation without due process of law prohibited .....	1	3
Private, not to be taken to pay public debts...	11	3
Taking for private use prohibited, except....	1	16
Or damaging for public use, not without just compensation .....	1	16
Territorial, to vest in state.....	27	4
(See Personal Property; Taxation.)		
PROSECUTING ATTORNEY—Election, duties, term, compensation, legislature to provide for .....	11	5

PROSECUTING ATTORNEY—Continued:	Art.	Sec.
Duty of legislature to provide for election. (Amendment 12.)		
Removal for incompetency, corruption, etc....	4	9
Rights of one accused.....	4	9
<b>PROSECUTIONS—Commenced before statehood,</b>		
how conducted .....	27	5
Conducted in name of state.....	4	27
May be by information or indictment.....	1	25
Unaffected by change in government.....	27	5
(See Criminal Actions.)		
<b>PROTECTION—Life, liberty and property en-</b>		
titled to .....	1	3
Persons engaged in dangerous employments, provisions for .....	2	35
Public arms, provision for safekeeping.....	10	4
<b>PUBLIC ADMINISTRATOR—May or may not</b>		
be salaried .....	11	8
<b>PUBLIC ARMS—Protection and safekeeping to</b>		
be provided .....	10	4
<b>PUBLICATION—Amendments proposed to Con-</b>		
stitution .....	23	1
Liberty of, guaranteed .....	1	5
Of measures referred to the people under refer-		
endum. (Amendment 7(d); Amendment		
36.)		
Opinions of supreme court.....	4	21
Proposed law authorizing state to contract debt	8	3
Receipts and expenditures of public money..	7	7
<b>PUBLIC CORPORATIONS—(See Municipal Cor-</b>		
porations.)		
<b>PUBLIC DEBTS—Private property not to be</b>		
taken in payment of.....	11	13
<b>PUBLIC FUNDS—Legislature as empowered to</b>		
provide for accounting. (Amendment 12.)		
(See Appropriations; Investments; Public		
Pension Funds; School Funds.)		
<b>PUBLIC HEALTH—Exception from power of</b>		
referendum of bills affecting. (Amend-		
ment 7 (b).)		
Laws regulating deleterious occupations to be		
passed .....	2	35
State board of, shall be created.....	20	1
<b>PUBLIC INDEBTEDNESS—Municipal limit of..</b>	8	6
State building authority.....	8	9
State, limit of .....	8	1
Exceptions to .....	8	2, 3
Territorial, assumed by state.....	26	3
(See City; County Indebtedness; State In-		
debtedness; Towns and Villages.)		
<b>PUBLIC INSTITUTIONS—Exceptions from power</b>		
of referendum of bills affecting. (Amend-		
ment 7 (b).)		
<b>PUBLIC LANDS—Disclaimer by state of title to</b>		
unappropriated .....	26	2

	Art.	Sec.
<b>PUBLIC LANDS—CONTINUED:</b>		
Granted to state held in trust for people.....	16	1
Sale only for full market value.....	16	1
Unappropriated to be subject to control of United States .....	26	2
(See Commissioner of Public Granted Lands; Lands; School Lands.)		
<b>PUBLIC MONEY—Accountability of public offi- cers .....</b>		
Appropriation for religious worship prohibited	1	5, 11
Deposit with treasurer required.....	11	15
Statements of receipts and expenditures to be published .....	7	7
Using or making a profit out of a felony.....	11	14
(See Money.)		
<b>PUBLIC OFFICE—Religious qualification not to be required .....</b>		
	1	11
<b>PUBLIC OFFICER—Change of compensation {</b>		
during term .....	30	1
Extra compensation to, prohibited.....	2	25
Religious qualifications, prohibition against. (Amendment 4.) (See Officers.)	2	25
<b>PUBLIC PENSION FUNDS—Investment of.</b>		
(Amendment 49.) .....	29	1
Pension increase not extra compensation. (Amendment 35.) .....	2	25
<b>PUBLIC PROPERTY—Not to be applied to re- ligious worship .....</b>		
	1	11
<b>PUBLIC SAFETY—Exception from power of ref- erendum of bills affecting. (Amendment 7 (b).)</b>		
Ground for suspension of habeas corpus.....	1	13
<b>PUBLIC SCHOOLS—Establishment and mainte- nance guaranteed .....</b>		
Free from sectarian control.....	26	4
Open to all children of state.....	9	4
Superintendent of public instruction to have supervision .....	26	4
System to be established by state.....	9	1
Including what .....	9	4
(See Common Schools; Education; High Schools; Normal Schools; Technical Schools.)		
<b>PUBLIC USE—A judicial question.....</b>		
Property not to be taken for, without com- pensation .....	1	16
<b>PUNISHMENT—Bribery and corrupt solicita- tion, how punished .....</b>		
Cruel, not to be inflicted.....	2	30
<b>QUALIFICATIONS—Judges of supreme and su- perior courts .....</b>		
Members of legislature .....	4	17
Each house to be judge of.....	2	7
Religious, not to be required for public office	2	8
State officers .....	1	11
(Amendment 31.)	3	25
Voters, of (see Voter)		

	Art.	Sec.
QUORUM—Majority of each house to constitute	2	8
Less number may adjourn and compel attendance .....	2	8
Supreme court, majority of judges necessary	4	2
QUO WARRANTO—Appellate and original jurisdiction of supreme court.....	4	4
Original jurisdiction of superior court.....	4	6
RACE—Discrimination in education on account of, prohibited .....	9	1
RAILROAD AND TRANSPORTATION COMMISSION—May be established by legislature .....	12	18
RAILROAD COMPANIES—Charges to any point not to exceed those to more distant station	12	15
Combinations to regulate production or transportation of commodities prohibited.....	12	22
Sharing earnings forbidden.....	12	14
Commission to control may be established....	12	18
Common carriers, subject to legislative control	12	13
Connection at state line with foreign railroads authorized .....	12	13
Consolidation with competing lines prohibited	12	16
Delay in receipt and transportation of connecting cars forbidden .....	12	13
Discrimination between telegraph companies forbidden .....	12	19
In charges between persons and places prohibited .....	12	15
Excursions and commutation tickets may be granted .....	12	15
Express companies to be allowed equal terms	12	21
Extortion and discrimination in rates to be prevented .....	12	18
Grant of passes to public officers forbidden...	12	20
Intersecting crossing or connecting with other railroads authorized .....	12	13
Maximum rates of fare and freight to be established by law.....	12	18
Passes, acceptance and use by public officers unlawful .....	2	39
Rolling stock subject to taxation and execution sale .....	12	17
Telegraph and telephone companies to be allowed to use right of way.....	12	19
Transfer of cars, when shall form connections for .....	12	13
RAILWAY CARS—Jurisdiction of public offense committed on. (Amendment 10.)		
RATIFICATION—Constitutional amendments...	23	1
Revision .....	23	3
REAL PROPERTY—Appellate jurisdiction of supreme court .....	4	4
Original jurisdiction of superior court.....	4	6
Retired persons tax exemption (Amendment 47) .....	7	10
Taxation based on actual use. (Amendment 53.) .....	7	11

REBELLION OR INVASION—Suspension of writ of habeas corpus.....	1	13
RECALL OF OFFICERS—Legislature, duty to pass necessary laws to carry out provisions of the amendment. (Amendment 8, Sec. 34.)		
Malfeasance or misfeasance, recall for. (Amendment 8, Sec. 33.)		
Necessary statements in petition for. (Amendment 8, Sec. 33.)		
Oath of office, recall for violation of. (Amendment 8, Sec. 33.)		
Officers subject to. (Amendment 8, Sec. 33.)		
Per cent of voters required for petition for. (Amendment 8, Secs. 33, 34.)		
Petition for. (Amendment 8, Sec. 33.)		
Place for filing petition. (Amendment 8, Sec. 33.)		
Special election on petition for. (Amendment 8, Sec. 33.)		
RECEIPTS AND EXPENDITURES—Account of, to be published .....	7	7
RECLAMATION—Public use in taking for. (Amendment 9.)		
RECOGNIZANCES—Territorial inure to state... Valid and unaffected by change in government .....	27	4
	27	4
RECORDS—Of state officers to be kept at capital .....	3	24
Of territorial courts, transferred to superior courts .....	27	8
REFERENDUM—(See Initiative and Referendum.)		
REFORESTATION—Taxation by yield tax or ad valorem tax. (Amendment 14.)		
REGENTS—Appointment for state institutions..	13	1
REGISTRATION LAW—Compliance with by elector necessary .....	6	7
Enactment by legislature required, when ....	6	7
Power of legislature to provide for punishment for illegal registration. (Amendment 2; Amendment 5.)		
RELEASE OF DEBT OR OBLIGATION—Special legislation prohibited .....	2	28(10)
RELIGION—Appropriations of public funds for religious purposes, prohibition against. (Amendment 4.)		
Chaplain of state penitentiary, right to employ. (Amendment 4.)		
Freedom of conscience guaranteed.....	1	11
Guaranty of freedom of conscience. (Amendment 4.)		
Juror not to be incompetent on account of... Competency not dependent upon religion. (Amendment 4.)	1	11

RELIGION—Continued:	Art.	Sec.
No person to be molested on account of.....	1	11
Public office, prohibition against religious qualification. (Amendment 4.)		
Toleration in, secured .....	26	1
Witness not incompetent because of.....	1	11
Competency not dependent upon religion. (Amendment 4.)		
Right to interrogate respecting religious beliefs to affect weight of testimony. (Amendment 4.)		
REMOVAL FROM OFFICE—Impeachment.....	5	1
Joint resolution of legislature for removal....	4	9
Officers not liable to impeachment, how removed .....	5	3
Of governor, who to act.....	3	10
And lieutenant-governor, who to act.....	3	10
(See Recall.)		
REPORTER OF SUPREME COURT—Judges to appoint .....	4	18
Salary to be prescribed by law.....	4	18
REPORTS—Decisions of supreme court.....	4	21
Defects and omissions in the laws.....	4	25
REPRESENTATIVE DISTRICTS—Allotment among counties .....	22	2
Vacancies .....	2	15
REPRESENTATIVES—Apportionment among counties .....	22	2
Compensation and mileage .....	2	23
Congressional, how and when to be elected..	27	13
Vote at first election under territorial law..	27	13
Election of .....	2	4, 5
Number of .....	2	2
Privilege from arrest .....	2	16
From civil process .....	2	16
Qualifications of .....	2	7
Reapportionment after each census.....	2	3
Term of office .....	2	4, 5
(See House of Representatives; Recall.)		
Vacancy in office, how filled. (Amendment 52.)	2	15
REPRIEVES—Report of, by governor to legislature .....	3	11
RESIDENCE—Absence in public service or at certain institutions, not to affect.....	6	4
Eligibility to office and right of voting, how affected by .....	6	4
Qualification for voters. (Amendment 2; Amendment 5; Amendment 46.)		
State officers, where .....	3	24
RETIREMENT FUNDS—Investment of. (Amendment 49.) .....	29	1
Pension increase not extra compensation. (Amendment 35.) .....	2	25
REVENUE—Failure in, state may incur debt to meet .....	8	1
Tax may be levied to pay.....	7	8
REVENUE AND TAXATION—(See also Taxation.)		
Corporate property subject same as individual	7	3



REVENUE AND TAXATION—Continued:	Art.	Sec.
Deduction of debts from credits allowed.....	7	2
Exemptions from taxation. (See Taxation.)		
Power to tax not to be suspended or sur- rendered .....	7	4
Property to be taxed in proportion to value...	7	1
Retired persons property tax exemption (Amendment 47.) .....	7	10
Uniform and equal rate required..... (See Taxation.)	7	2
REVIEW, WRIT OF—Appellate and revisory jurisdiction of supreme court.....	4	4
Original jurisdiction of superior court.....	4	6
REVISION OF CONSTITUTION—Convention called, to consist of how many.....	23	2
Two-thirds vote of each house necessary.....	23	2
Vote on, how provided for.....	23	2
RIGHT OF PETITION—Not to be abridged....	1	4
RIGHT OF WAY—Appropriation of property for .....	1	16
RIGHT TO ASSEMBLE—Not to be abridged....	1	4
RIGHT TO BEAR ARMS—Not to be impaired..	1	24
Restriction on employment of armed men by private persons .....	1	24
RIGHTS—Declaration of .....	1	1-32
Enumerated, not to affect others retained.....	1	30
Existing, not affected by change in govern- ment .....	27	1
Reservation of rights in people. (See Initia- tive and Referendum.)		
ROAD DISTRICT—Vacancy in office, how filled	11	6
ROADS—(See Highways; State Roads; Street and Roads.)		
ROLLING STOCK—Personal property, subject to taxation and execution sale.....	12	17
RULES OF COURT—Assignment of business of superior court under .....	4	5
Court of Appeals, governing. (Amendment 50.)	4	30
Judges of superior courts to establish.....	4	24
RULES OF PROCEEDINGS—Each house to de- termine .....	2	9
SAILORS—Excluded from enumeration of in- habitants .....	2	3
SALARIES—Change in, during term.....	{ 2	25
	{ 30	1
Clerk of supreme court.....	4	22
Constables in certain cities.....	11	8
County, township, precinct and district of- ficers .....	11	5, 8
Judges of supreme and superior courts.....	4	13
How and when payable .....	4	14
	} 4	13
Increase or diminution during term.....	} 30	1
Justice of peace in certain cities.....	4	10
Reporter of supreme court.....	4	18
State officers, increase or diminution during term .....	{ 30	1
Attorney general .....	3	25
	3	21

SALARIES—Continued:	Art.	Sec.
Auditor .....	3	20
Commissioner of public lands.....	3	23
Governor .....	3	14
Lieutenant-governor .....	3	16
Secretary of State .....	3	17
Superintendent of public instruction.....	3	22
Treasurer .....	3	19
<b>SANITARY REGULATIONS—County, city and town may enforce .....</b>	<b>11</b>	<b>11</b>
<b>SCHOOL DISTRICT—Authority to contract debts</b>	<b>8</b>	<b>6</b>
Debts, limit of. (Amendment 27.)		
Exemption of property from taxation. (Amendment 14.)		
<b>SCHOOL ELECTIONS—Women may be permitted to vote.....</b>	<b>6</b>	<b>2</b>
<b>SCHOOL FUND—Applied exclusively to common schools .....</b>	<b>9</b>	<b>2</b>
Apportionment by special act forbidden.....	2	28(7)
Bonds, investment in. (Amendment 1.)		
Enlargement authorized .....	9	3
Interest of, applied to current expenses.....	9	3
Investment, what securities .....	16	5
Investment. (Amendment 1.)		
Loans to private persons or corporation forbidden .....	16	5
Prohibition against. (Amendment 1.)		
Losses from, how made good .....	9	5
Sources from which derived.....	9	3
(See Common School Construction Fund; Common School Fund; Permanent School Fund.)		
<b>SCHOOL LANDS—Sale, manner of.....</b>	<b>16</b>	<b>2-4</b>
<b>SCHOOLS—Maintained partly by public funds to be free from sectarian control.....</b>	<b>9</b>	<b>4</b>
Public school system, what included in.....	9	2
(See Common Schools; Education; High Schools; Normal Schools; Public Schools.)		
<b>SEAL—State, design of.....</b>	<b>18</b>	<b>1</b>
Custodian, secretary of state to be.....	3	18
Superior courts, design of.....	27	9
Territorial court, county and municipal officers, to be seals under state.....	27	8, 9
<b>SEAT OF GOVERNMENT—Location, how determined .....</b>	<b>14</b>	<b>1</b>
Election under territorial law.....	27	15
Form of ballot .....	17	18
Majority vote necessary .....	14	1
Provision for determination if no choice at first election .....	14	1
Permanent location, how changed.....	14	2
Temporary, to be located where.....	14	1
<b>SECRECY—In legislative proceedings, how obtained .....</b>	<b>2</b>	<b>11</b>
Of ballot, to be secured at elections.....	6	6

	Art.	Sec.
<b>SECRETARY OF STATE</b> —Attests commissions issued by state .....	3	15
Bureau of statistics, etc., to be established in office of .....	2	34
Duties .....	3	17
Election .....	3	1
Initiative measures, filing petitions. (Amendment 7 (a).)		
Records to be kept at capital.....	3	24
Referendum petition filed with. (Amendment 7 (d).)		
Residence to be maintained at seat of government .....	3	24
Salary .....	3	17
Seal of state to be kept by.....	3	18
Submitting measures to the people pending enactment of specific legislation respecting initiative and referendum. (Amendment 7 (d).)		
Succession to office of governor. (Amendment 6.)		
Term of office.....	3	3
<b>SECTARIAN CONTROL</b> —Public schools to be free from .....	26	4
<b>SECURITY</b> —Of individual rights, what is essential .....	1	32
Of person in private affairs and home.....	1	7
<b>SENATE</b> —Advice and consent to appointments by governor .....	13	1
Impeachments tried by .....	5	1
Conviction requires two-thirds vote.....	5	1
Legislative powers vested in.....	2	1
Number of senators .....	2	2
Legislative authority vested in. (Amendment 7.)		
Presiding officer in absence of lieutenant-governor .....	2	10
Quorum, majority to constitute.....	2	8
Reapportionment after each census.....	2	3
(See Legislature; Senators.)		
<b>SENATORIAL DISTRICTS</b> —Allotment of counties .....	22	1
Convenient and contiguous territory required .....	2	6
Numbering to be consecutive.....	2	6
Representative districts not to be divided....	2	6
Vacancy in office, how filled. (Amendment 52.) .....	2	15
<b>SENATORS</b> —Allotment of .....	2	6
Apportionment .....	22	1
Compensation and mileage .....	2	23
Elections .....	2	6
Impeachments tried by .....	5	1
Oath or affirmation required in.....	5	1
Two-thirds necessary to convict.....	5	1
Number .....	2	2
Privilege from arrest .....	2	16
From civil process.....	2	16

<b>SENATORS—Continued:</b>	<b>Art.</b>	<b>Sec.</b>
Qualifications .....	2	7
Reapportionment after each census.....	2	3
Term of office .....	2	6
Vacancy in office, how filled. (Amendment 52.) .....	2	15
<b>SEPARATE ARTICLES—Submission for adoption or rejection .....</b>	<b>27</b>	<b>17</b>
Form of ballot .....	27	18
Prohibition (rejected) .....	27	17
Woman suffrage (rejected).....	27	17
<b>SESSIONS—Legislative, length of.....</b>	<b>2</b>	<b>12</b>
Biennial .....	2	12
Time of meeting may be changed.....	2	12
Each house to be open.....	2	11
Except when secrecy required.....	2	11
Special, may be convened by governor.....	3	7
<b>SETTLEMENT OF LAND—Public use in taking of property for. (Amendment 9.)</b>		
<b>SEWERS—Power of cities to contract debts for.</b>	<b>8</b>	<b>6</b>
<b>SEX—Denial of franchise on account of, legislature may provide against in school elections. (Superseded by Amendment 5.)....</b>	<b>6</b>	<b>2</b>
Educational privileges, no distinction on account of .....	9	1
Sex qualifications for voting abolished. (Amendment 5.)		
<b>SHERIFFS—Accountability for fees and moneys</b>	<b>11</b>	<b>5</b>
Duties, term and salary to be prescribed.....	11	5
Duty of legislature to provide for election of. (Amendment 12.)		
Election to be provided for by legislature.....	11	5
<b>SHORES AND BEDS OF NAVIGABLE WATERS</b>		
—Assertion of state ownership.....	17	1
Disclaimer by state where patented.....	17	2
Except in cases of fraud.....	17	2
<b>SOLDIERS—Excluded from enumeration of inhabitants .....</b>	<b>2</b>	<b>3</b>
Quartering in private house forbidden.....	1	31
Except in case of war.....	1	31
<b>SOLDIERS' HOME—Admission granted to state militiamen, Union soldiers, sailors and marines .....</b>	<b>10</b>	<b>3</b>
Maintenance by state to be provided for....	10	3
<b>SPECIAL ELECTION—Recall of public officers, election on petition for. (Amendment 8, Sec. 33.)</b>		
Reference of measures to people at. (Amendment 7 (d).)		
<b>SPECIAL LEGISLATION—Prohibited in enumerated cases .....</b>	<b>2</b>	<b>28</b>
<b>SPECIAL PRIVILEGES—Grant of, prohibited..</b>	<b>1</b>	<b>12</b>
Invalid, when .....	12	2

	Art.	Sec.
SPECIAL TAXATION—Local improvements in cities may be constructed by means of...	7	9
SPEECH—Liberty of, guaranteed.....	1	5
STANDING ARMY—Not to be kept in time of peace .....	1	31
STATE—Boundaries .....	24	1
Cession to United States of exclusive legis- lation over certain lands.....	25	1
Reservation of right to serve process.....	25	1
Compact with United States.....	26	
Congressional districts, division into.....	27	13
Convict labor not to be let out by contract...	2	29
Corporations, ownership of stock in or loan- ing credit to, prohibited .....	12	9
Credit not to be loaned.....	8	5
Criminal prosecutions continued in name of state on change of government.....	27	5
Debts, fines, penalties and forfeitures, accrued to territory inure to state.....	27	3
Limitation on power.....	8	1-3
Money raised, how applied.....	8	1
Power to contract .....	8	1-3
Disclaimer of title to government or Indian lands .....	26	2
Division into senatorial and representative districts .....	22	1-2
Education, duty to provide for all children...	9	1
Harbors, restriction on sale of lands or rights in .....	15	1
Indian lands, when taxable.....	26	2
Lands granted to, held in trust for people....	16	1
Ownership of beds and shores of navigable waters asserted .....	17	1
Public schools, assumption of duty of estab- lishing .....	26	4
State institutions to be supported.....	13	1
Suits against, legislature to authorize.....	2	26
Taxation, power to tax corporations not to be surrendered .....	7	4
Exemption of state property from taxation. (Amendment 14.)		
Territorial debts and liabilities, assumption by	26	3
Property passes to state .....	27	4
Timber and stone on state lands, sale of.....	16	3
Title in lands patented by United States dis- claimed by .....	17	2
Validation of void official acts may be special law as against state.....	2	28(12)
STATE AUDITOR—(See Auditor.)		
STATE BOARD OF HEALTH—Legislature to establish .....	20	1
STATE BUILDING AUTHORITY—Authorized (Amendment 51.) .....	8	9
STATE CAPITAL—Location, how made.....	14	1
Change of, method.....	14	2
(See Seat of Government.)		

	Art.	Sec.
STATE COURTS—Jurisdiction of actions in territorial courts to be assumed by.....	27	5
STATE INDEBTEDNESS—Annual expenses and state debt to be met by taxation.....	7	1
Limit of aggregate debt.....	8	1
Increase allowed to repel invasion.....	8	2
Also for single work or object, after submission to vote.....	8	3
Losses in permanent school fund assumed as state debt .....	9	5
State building authority. (Amendment 51.)...	8	9
State may contract debts to meet.....	8	1
STATE INSTITUTIONS—Officers appointed by governor, with advice of senate.....	13	1
Support by state required.....	13	1
STATE LAND COMMISSIONER—(See Commissioner of Public Lands.)		
STATE LANDS—(See Lands; Public Lands.)		
STATEMENT OF RECEIPTS AND EXPENDITURES—Annual publication required.....	7	7
STATE MILITIA—(See Militia.)		
STATE OFFICERS—Abolition of certain offices, power granted legislature.....	3	25
Compensation, change during term.....	30	1
{	2	25
Duties, temporary succession, national emergency, legislature. (Amendment 39.).....	2	42
Elections to be quadrennial.....	6	8
Contested, legislature to decide.....	3	4
First under Constitution, how and when....	27	7
Ties to be settled by legislature.....	3	4
Time of .....	6	8
Impeachment, who liable to.....	5	2
Information to be furnished to governor in writing by .....	3	5
Passes, acceptance and use prohibited.....	12	20
{	2	39
{	3	25
Qualifications. (Amendment 31.).....	3	24
Records, to be kept at seat of government....	3	24
Residence of certain, at state capital.....	3	24
Salaries (See Salaries.)		
Terms .....	3	3
STATE OFFICES—Abolition of certain, permitted .....	3	25
Eligibility to .....	3	25
STATE REFORMATORIES—Chaplain, employment of. (Amendment 4.)		
STATE ROADS—Opening by special law permitted .....	2	28(2)
STATE SCHOOL TAX—Applied exclusively to common schools .....	9	2
STATE SEAL—Description and custody.....	3	18
STATE TAXES—(See Taxation.)		
STATE TREASURER—(See Treasurer.)		

	Art.	Sec.
STATISTICS—Bureau of, to be established.....	2	34
STATUTES—Enacting clause, style of.....	2	18
When take effect .....	2	31
(See Acts; Bills; Laws.)		
STOCKHOLDERS—Consent necessary to in- crease of corporate stock.....	12	6
Joinder as parties defendant in actions against corporation .....	12	4
Liability for corporate debts.....	12	4
Double in banking, insurance and joint stock companies. (Amendment 16.) (See Corporations; Stock of Corporations.)		
STOCK OF CORPORATIONS—Counties, cities, etc., not to own .....	8	7
Fictitious increase void .....	12	6
Increase allowed only under general law.....	12	6
With consent of majority of stockholders...	12	6
Issued only to <i>bona fide</i> holders.....	12	6
(See Corporations; Stockholders.)		
STONE—Sale from state lands authorized.....	16	3
STREETS AND ROADS—Extension over tide lands permitted .....	15	3
Opening under special laws prohibited except state roads .....	2	28(2)
(See Highway; State Roads.)		
STUDENTS—Residence or absence does not af- fect right to vote.....	6	4
SUBPOENA—Accused in criminal action as having right to compel attendance of wit- nesses. (Amendment 10.)		
SUFFRAGE—Denial on account of sex, legis- lature may provide against in school elec- tions .....	6	2
Exercise of right to be free, equal and undis- turbed .....	1	19
Illegal voting or registration, legislature to provide punishment for. (Amendment 2.) Qualifications of voters. (See Voters.)		
SUITS AGAINST STATE—Legislature to make provision for .....	2	26
SUPERINTENDENT OF PUBLIC INSTRU- TION:		
Duties .....	3	22
Election .....	3	1
Records to be kept at seat of government.....	3	24
Salary .....	3	22
Succession to office of governor. (Amendment 6.)		
Term of office .....	3	3
SUPERIOR COURT—Actions, review of.....	4	30
Assignment (first) of judges to counties.....	4	5
Clerk .....	4	26
Court commissioners, appointed.....	4	23

**SUPERIOR COURT—Continued:**

	Art.	Sec.
Court of record .....	4	11
Decisions of causes to be made within ninety days .....	4	20
Election and districts.....	4	5
First, contests to be determined how.....	27	12
Eligibility to .....	4	17
Grand jury summoned only on order of judge	1	26
Judge, one for each county.....	4	5
Each, where more than one, invested with powers of all .....	4	5
Pro Tempore, when authorized.....	4	7
Retirement (Amendment 25.)		
Sits in any county, when.....	4	7
Supreme court duty, performance upon request. (Amendment 38.).....	4	2(a)
Term of office .....	4	5
Judicial power, vested in.....	4	1
Jurisdiction, original and appellate.....	4	6
(Amendment 28.)		
Naturalization, power of .....	4	6
Open, except on nonjudicial days.....	4	6
Other court, perform duties in (Amendment 38.) .....	4	2(a)
Probate courts, appellate jurisdiction over....	27	10
Jurisdiction, when to be assumed.....	27	10
Process extends to all parts of state.....	4	6
Report to supreme court defects in laws.....	4	25
Rules of practice, may establish.....	4	24
Salaries of judges.....	4	13, 14
Seal .....	27	9
Sessions and distribution of business.....	4	5
Territorial causes and records pass to.....	27	5
Vacancies, governor to fill.....	4	5
Writs. power to issue.....	4	6
<b>SUPREME COURT—Chief justice, how determined .....</b>	<b>4</b>	<b>3</b>
Classification of judges by lot .....	4	3
One class vacates seats every two years....	4	3
Clerk to be appointed.....	4	22
Court of appeals, rules governing. (Amendment 50.) .....	4	30
Court of record.....	4	11
Decisions to be in writing and state grounds..	4	2
Departments of court may be provided.....	4	2
Election of judges.....	4	3
Eligibility to office.....	4	17
Judges, court to consist of five.....	4	2
Number may be increased.....	4	2
Retirement (Amendment 25.)		
Salaries .....	4	13, 14
Term of office.....	4	3
Judicial power vested in.....	4	1
Jurisdiction, original and appellate.....	4	4
Open except on nonjudicial days.....	4	2
Opinions to be published.....	4	21
Quorum, majority of judges to form and pronounce decisions .....	4	2



SUPREME COURT—Continued:	Art.	Sec.
Report of defects in laws to be made to governor .....	4	25
Reporter to be appointed.....	4	18
Seal .....	27	9
Sessions to be held where.....	4	3
Temporary judicial duties in. (Amendment 38.) .....	4	2(a)
Territorial supreme court, when jurisdiction over causes passes to state court.....	27	8
Vacancies, governor to fill.....	4	3
SUPREME COURT CLERK—(See Clerk of Supreme Court.)		
SUPREME COURT REPORTER—(See Reporter of Supreme Court.)		
SUPREME LAW—Constitution of United States is .....		
	1	2
SURGERY—Practice of, to be regulated by law	20	2
SURVEYOR—May or may not be salaried officer	11	8
SWAMP AND OVERFLOWED LANDS—Disclaimer by state of title to patented.....	17	2
TAXATION—(See also Revenue, and Revenue and Taxation.)		
Ad valorem tax on mines and reforested lands. (Amendment 14.) .....	7	1
Agricultural lands, actual use.....	7	11
Annual tax for state debt and expenses may be levied .....	7	1
Assessment or collection by special laws prohibited .....	2	28(5)
Cities, power, to assess and collect local taxes	11	12
Corporate property subject to, same as individual .....	7	13
Counties, power to assess and collect local....	11	12
Deduction of debts from credits allowed.....	7	2
Deficiencies, state tax may be levied for.....	7	8
Exemption from, allowed certain property....	7	2
Indian lands, when.....	26	2
Property, power of legislature to provide for exemption of. (Amendment 3; Amendment 14.)		
Public property, exemption of. (Amendment 14.)		
Real property, retired persons (Amendment 47.) .....	7	10
United States lands, when.....	26	2
Expenses of state and state debt, annual tax for .....	7	1
Forms, actual use .....	7	11
Gasoline (certain) taxes limited to highway purposes only (See Amendment 18.) .....	2	40
Head of family, power of legislature to provide for exemption of. (Amendment 3; Amendment 14.)		
Indian lands, patented, how taxed.....	26	2
Intangible property as subject to. (Amendment 14.)		
Jurisdiction, appellate, of supreme court.....	4	4
Original, of superior court.....	4	6

TAXATION—Continued:	Art.	Sec.
Law imposing tax must state object.....	7	5
Legislative power to provide for exemption. (Amendment 3; Amendment 14.)		
Levy only in pursuance of law.....	7	5
Proceeds applied only to object stated.....	7	5
Property subject to.....	7	1, 2
Local, legislature no power to impose.....	11	12
Mines and mineral resources, yield tax or ad valorem tax on. (Amendment 14.)		
Municipal corporations vested with power for general purposes and local improvements	7	9
Nonresidents, lands of, how taxed.....	26	2
Open space lands, actual use.....	7	11
Power of taxation. (Amendment 14.)		
Property subject to.....	7	1, 2
Definition of taxable property. (Amend- ment 14.)		
Property tax limited to forty mills (See Amendment 17.) .....	7	2
Public purposes, taxation limited to. (Amend- ment 14.)		
Real estate, uniformity of taxation of. (Amendment 14.)		
Real property, retired persons exemption (Amendment 47.) .....	7	10
Rolling stock of railroads subject to.....	12	17
Standing timber, actual use.....	7	11
State purposes, payable into treasury in money only .....	7	6
Taxes, no commutation of county's propor- tionate share .....	11	9
Surrender of state's power to tax corporate property prohibited .....	7	4
Timber lands, actual use.....	7	11
Towns, power to assess and collect taxes....	11	12
Uniformity required in respect to persons and property .....	7	2, 9
Requirements of uniformity. (Amendment 14.)		
Yield tax authorized as to mines and reforested lands. (Amendment 14.)		
<b>TECHNICAL SCHOOLS</b> —Included in public school system .....	9	2
<b>TELEGRAPH AND TELEPHONE COMPANIES:</b>		
Common carriers .....	12	19
Construction of lines authorized .....	12	19
Delay and discrimination in handling messages prohibited .....	12	19
Eminent domain, right extended to.....	12	19
Railroads to grant like facilities to all com- panies .....	12	19
Rights-of-way, railroad must allow use for construction of lines .....	12	19
<b>TENURE OF OFFICE</b> —County officers ineligible for more than two terms in succession (Repealed. Amendment 22.).....	11	7
Extension of term not to be granted to county and local officers.....	11	8

	Art.	Sec.
<b>TENURE OF OFFICE—Continued:</b>		
In office at adoption of Constitution, how long to hold .....	27	14
State treasurer ineligible for succeeding term. (Superseded by Amendment 31.).....	3	25
(See Recall of Officers; Term of Office.)		
<b>TERM OF OFFICE—Attorney General.....</b>	<b>3</b>	<b>3</b>
Auditor of state.....	3	3
Commencement of term.....	3	4
Of first officers elected under Constitution..	27	16
Commissioner of public lands.....	3	3
Compensation increase during term.....	30	1
County, district, precinct and township officers	11	5
Governor .....	3	2
Judges of supreme court.....	4	3
Of superior court.....	4	5
Lieutenant governor .....	3	3
Officers not provided for in Constitution, legislature to fix .....	27	11
Representatives .....	2	4, 5
Secretary of state .....	3	3
Senators .....	2	6
Superintendent of public instruction.....	3	3
Treasurer of state.....	3	3
(See Recall of Officers; Tenure of Office.)		
<b>TERRITORY—Accrued debts, fines, etc., inure to state .....</b>	<b>27</b>	<b>3</b>
Bonds and recognizances given to, pass to state	27	4
Courts of, continue until when.....	27	8
Causes transferred to state courts.....	27	5, 8
Debts of, assumed by state.....	26	3
Existing rights, change in form of government not to affect .....	27	1
Laws to remain in force.....	27	2
Except those affecting tide lands.....	27	2
Liabilities, assumption of, by state.....	26	3
Officers to hold until superseded by state officers .....	27	6
Process to be valid .....	27	1
Property of, to vest in state.....	27	4
<b>TESTIMONY—Accused not required to testify against himself .....</b>	<b>1</b>	<b>9</b>
Except in case of bribery.....	2	30
Compulsory in cases of corrupt solicitation...	2	30
Treason, what necessary for conviction.....	1	27
Weight of, not affected by religious belief....	1	11
(See Evidence.)		
<b>TIDE LANDS—Ownership by state asserted....</b>	<b>17</b>	<b>1</b>
Streets may be extended over, by municipal corporations .....	15	3
Title to lands patented disclaimed by state....	17	2
Vested rights may be asserted in courts.....	17	1
<b>TIDE WATERS—Control and regulation within harbor areas .....</b>	<b>15</b>	<b>1, 3</b>
<b>TIMBER—Sale of state lands, how.....</b>	<b>16</b>	<b>3</b>
Sale, proceeds to common school construction fund (Amendment 43.).....	9	3
Taxation based on actual use.....	30	

	Art.	Sec.
TIMBER LANDS—Sale of, when valid.....	16	3
Taxation based on actual use.....	30	
TIME—Petition for initiative measures, time for filing. (Amendment 7 (a).)		
Referendum petition, time for filing. (Amend- ment 7 (d).)		
TITLE—Assertion by state in tide lands.....	17	1
Disclaimer by state to patented lands.....	17	2
TOLERANCE—Secured in matters of religious sentiment .....	26	1
TOLL—Appellate jurisdiction of supreme court	4	4
Original jurisdiction of superior court.....	4	6
TOWNS AND VILLAGES—Amendment of char- ter by special act, prohibited.....	2	28(8)
Corporate stock or bonds not to be owned by	8	7
Credit not to be loaned, except.....	8	7
Indebtedness, limitation on.....	8	6
(Amendment 27.)		
Increase, power and restrictions on.....	8	6
Limit may be exceeded for water, light and sewers .....	8	6
Moneys to be deposited with treasurer.....	11	15
Use of, by official, a felony.....	11	14
Officers, salaries of, change during term.....	30	1
Term not to be extended.....	11	8
Organization under general laws required....	11	10
Police and sanitary regulations may be en- forced .....	11	12
Taxation, power of.....	11	12
Local, legislature not to impose.....	11	12
(See Municipal Corporations; Municipal Courts; Municipal Fine.)		
TOWNSHIPS—County may adopt township form of organization by majority vote.....	11	4
Local affairs to be managed under general laws .....	11	4
Officers, election, duties, terms, compensation to be prescribed by legislature.....	11	5
Duty of legislature to provide for election. (Amendment 12.)		
Police and sanitary regulations, power to en- force .....	11	11
Salaries of officers not to be changed during term .....	11	8
Term of office not to be extended.....	11	8
Vacancies in office, how filled.....	11	6
TRAINS—Jurisdiction of public offense com- mitted on. (Amendment 10.)		
TRANSPORTATION COMPANIES—Commission to regulate may be established.....	12	18
Common carriers, subject to legislative con- trol .....	12	13
Discrimination in charges prohibited.....	12	15
Excursion and commutation tickets may be issued .....	12	15
Passes not to be granted public officers.....	12	20

TRANSPORTATION COMPANIES—Continued: Art. Sec.		
Pooling earnings prohibited.....	12	14
(See Railroad Companies.)		
TREASON—Acts constituting.....	1	27
Evidence necessary for conviction.....	1	27
TREASURER—Duties .....	3	19
Election .....	3	1
Ineligibility for succeeding term. (Superseded by Amendment 31.) .....	3	25
Records to be kept at seat of government....	3	24
Residence must be at seat of government....	3	24
Salary .....	3	19
Succession to governorship. (Amendment 6.)		
Term of office.....	3	3
TREASURY—Moneys collected by municipal officers to be paid into.....	11	5
Paid out of state, when and how.....	8	4
TRIAL BY JURY—Criminal action, right of ac- cused in. (Amendment 10.)		
Number of jurors in courts not of record....	1	21
Right of, remains inviolate.....	1	21
Waiver in civil cases.....	1	21
Verdict by less than twelve may be authorized in civil cases.....	1	21
TRUSTEES—Appointment for state institutions	13	1
TRUSTS—Forfeiture of property and franchise may be enforced .....	12	22
Prohibited under penalty.....	12	22
TWICE IN JEOPARDY—Not to be subjected to for same offense .....	1	9
UNIFORMITY—In system of county government to be provided for.....	11	4
In taxation, required.....	7	2, 9
UNITED STATES—Compact of state with.....	26	
Consent of, necessary in disposing of certain lands .....	16	1
Constitution is supreme law of land.....	1	2
Officers for territory hold until superseded by state .....	27	6
Office under, acceptance vacates seat in legis- lature .....	2	14
President, qualifications to vote for (Amend- ment 46.) .....	6	1A
Taxation of lands of, not to be imposed....	26	2
Title to unappropriated lands remains in....	26	2
(See Congress; Federal Officers; Forts; Dockyards, etc.; Indian Lands.)		
VACANCIES IN OFFICE—Township, precinct and road district filled by county commis- sioners .....	11	6
Governor, vacancy in office of. (Amendment 6.)		
Judges of supreme and superior courts, gov- ernor to fill .....	4	3, 5
Legislature. (Amendment 52.).....	2	15
Partisan county elective office. (Amendment 52.) .....	2	15
State, filled by governor until next election...	3	13
VALIDATING ACTS—Relating to deeds, etc., by special laws, prohibited .....	2	28(9)

	Art.	Sec.
VALIDITY OF STATUTE—Appellate jurisdiction of supreme court.....	4	4
VERDICT—Number of jurors may be less than twelve in civil cases.....	1	21
VESTED RIGHTS—In tide lands, protected....	17	1
VETO—Governor has power to.....	3	12
Measures initiated by or referred to the people. (Amendment 7 (d).)		
Two-thirds vote necessary to pass bill over..	3	12
VILLAGE—(See Towns and Villages.)		
VITAL STATISTICS—Bureau of, to be created.	20	1
VOTE—By ballot on all elections.....	6	6
Congressional election, how determined.....	27	13
First election to be under territorial law.....	27	15
Legislative elections to be viva voce.....	2	27
Not entitled to .....	6	3
Registration a prerequisite, when.....	6	7
Residence of certain persons not to affect right .....	6	4
President, for (Amendment 46.).....	6	1A
School elections, women may be given right. (Superseded by Amendment 5.) .....	6	2
(See Elections; Electors; Initiative and Referendum; Voter.)		
Superior court judge, for (Amendment 41.)..	4	29
VOTER—Absence of certain persons not to affect rights as .....	6	4
Age. (Amendment 2.)		
Basis for ascertaining number of voters required on referendum petition. (Amendment 7 (d).)		
Citizenship qualification. (Amendment 2; Amendment 5; Amendment 46.)		
Exempt from military duty on election day..	6	5
Females as qualified. (Amendment 5.)		
Indians, not taxed. (Amendment 2; Amendment 5.)		
Legislative authority to enact laws defining the manner of ascertaining qualification of voters. (Amendment 5.)		
Literacy requirement. (Amendment 2; Amendment 5.)		
Majority vote as required for approval of measures submitted to popular vote. (Amendment 7 (d).)		
Number of voters on referendum petition. (Amendment 7 (b); eliminated by Amendment 30.)		
Percentage of voters required on referendum petition. Amendment 7 (b); amended by Amendment 30.)		
Percentage of voters required to propose initiative measures. (Amendment 7 (a); amended by Amendment 30.)		
Privilege from arrest, when.....	6	5
Punishment for illegal voting power to prescribe. (Amendment 2; Amendment 5.)		

	Art.	Sec.
<b>VOTER—Continued:</b>		
Qualifications. (Amendment 2; Amendment 5; Amendment 46.)		
Recall of public officer, percentage of voters required for petition. (Amendment 8, Secs. 33, 34.)		
Residence qualification. (Amendment 2; Amendment 5.)		
Retroactive, amendment prescribing qualifications as. (Amendment 2; Amendment 5.)		
Sex qualifications abolished. (Amendment 5.)		
Women as qualified. (Amendment 5.) (See Elective Franchise; Electors; Initiative and Referendum.)		
<b>WAIVER—Of jury trial for ascertaining compensation. (Amendment 9.)</b>		
<b>WATER AND WATER RIGHTS—Appropriation for irrigation, etc., declared a public use..</b>	21	1
Municipal corporations, power to contract debt for .....	8	6
Restrictions on sale by state.....	15	1
<b>WAYS OF NECESSITY—Taking of private property for private use as. (Amendment 9.)</b>		
<b>WHARVES—Harbor areas to be leased for under general laws .....</b>	15	2
Limit of term of lease.....	15	2
(See Area Reserved; Harbors; Navigable waters.)		
<b>WILLS—Validation by special law prohibited..</b>	2	28(9)
<b>WITNESS—Accused as having right to confront. (Amendment 10.)</b>		
Crimination of self in bribery cases compulsory .....	2	30
Not compelled to testify against himself.....	1	9
Number necessary for conviction in treason..	1	27
Religious belief not ground of incompetency.	1	11
Right to interrogate witness respecting religion. (Amendment 4.)		
Right to make competency dependent upon religion. (Amendment 4.) (See Testimony.)		
<b>WOMAN SUFFRAGE—Adoption of. (Amendment 5.)</b>		
Denial in school elections may be provided against. (Superseded by Amendment 5.)..	6	2
Separate article submitted (rejected).....	27	17
<b>WORSHIP, RELIGIOUS—Freedom guaranteed..</b>	1	11
<b>WRITS—Issuance and service on nonjudicial days .....</b>	4	6
Jurisdiction of supreme court.....	4	4
Of superior court.....	4	6
<b>YEAS AND NAYS—Allowing introduction of bills within ten days of adjournment.....</b>	2	36
Entered on journal, when.....	2	21
Taken on final passage of bills.....	2	22
On passage of emergency clauses.....	2	31
(See Ayes and Noes.)		

---

---

**APPENDIX**  
**STATE CONSTITUTION**

---

---



**This Page Intentionally Left Blank**

## PREFACE

DR. ARTHUR S. BEARDSLEY

LAW LIBRARIAN AND PROFESSOR OF LAW  
UNIVERSITY OF WASHINGTON  
Member of the Seattle Bar

Washington has had two constitutional conventions. The first one convened at Walla Walla in June, 1878. It was a very small body composed of only fifteen men, but representative of the Territory's best intellect. Their labors continued over a period of forty days and produced a draft of a proposed constitution unequalled by that of any state. While the proceedings of this convention were never printed, they can be found in the columns of the Walla Walla Bulletin for that month and the original draft may be found in the office of the Secretary of State. The proceedings have been reprinted with notes by Dean John T. Condon and Professor Edmund Meany of the University of Washington. When presented to Congress, this constitution was rejected and statehood postponed for another eleven years.

Just prior to the convening on July 4th of the Constitutional Convention of 1889, Mr. W. Lair Hill, a prominent attorney both of Oregon and California, code writer of Oregon, former editor of the Portland, Oregon, Oregonian, a new resident of Seattle and soon to be the compiler of Washington's first state code, prepared, at the request of the Oregonian, the draft of a model state constitution. Copies were placed on the desks of the members of the Constitutional Convention of 1889 and were used as the working basis upon which to build the constitution for the new state of Washington. While it is difficult to measure the extent of its influence, it is evident that it was not small.

This second constitutional convention met in Olympia pursuant to an enabling act passed by Congress on February 22, 1889. It was in session until August 22, 1889. The membership of the convention consisted of seventy-five delegates chosen by the people of the Territory of Washington at an election held May 14, 1889, under Section 3 of the Enabling Act. They represented twenty-four nativities, partly as follows: Missouri 10, Ohio 8, New York 7, Illinois 7, Maine 6, Pennsylvania 4, Kentucky 4, Indiana 3, Michigan 3, Tennessee 2, and North Carolina, Massachusetts, Washington, Wisconsin, Connecticut, Iowa, Nebraska, and California each 1.

Judge John P. Hoyt was chosen as its president. The personnel of the convention included many very distinguished citizens including three future justices of the supreme court, a future governor, a future United States Senator, several future superior court judges. By occupations there were 22 lawyers, 15 farmers, 6 physicians, 5 merchants, 5 bankers, 4 stockmen, 3 teachers, 4 millmen and loggers, 1 preacher, 1 surveyor, 1 fisherman, and 1 engineer. Their average age was 45 years.

The constitution presented by these delegates was ratified by the people at an election held on October 1, 1889, and on November 11, 1889, in accordance with Section 8 of the Enabling Act, the President of the United States proclaimed the admission of the State of Washington into the Union.

## Comparative Study of Articles

The Constitution of Washington was the result of a study of the constitutions of many states. The constitutions of Oregon and California influenced it the most; but a considerable number of its sections show similar and identical language taken from the constitutions of Wisconsin, Missouri, Colorado, and Indiana. A lesser number of sections show the influence of the constitutions of Illinois, Pennsylvania, Texas, and Ohio. Altogether provisions from twenty-three state constitutions were copied into the final draft.

The influence of the Hill model draft was extensive. Much of this draft came from Oregon, which in turn had been taken heavily from the constitution of Indiana. In addition to Oregon, Mr. Hill borrowed from California and Wisconsin. It is probable that the members of the constitutional convention used the Hill draft as a basis of their study and modified its provisions as they progressed with the work. The proposed Constitution of 1878 was of much aid to them also. Even Mr. Hill copied from it in the preparation of his model draft.

A study of the various sections of the Constitution of Washington as finally adopted shows somewhat the following conclusions:

<i>State Constitution or Proposed Draft</i>	<i>Identical Section</i>	<i>Similar Section</i>
Hill .....	51	46
California .....	45	45
Oregon .....	23	37
Wisconsin .....	27	17
Proposed 1878 .....	19	30
Indiana .....	7	10
Colorado .....	8	15
Missouri .....	3	18
Illinois .....	6	14
Pennsylvania .....	7	6
Texas .....	2	7
United States .....	7	17
Ohio .....	1	7

It should be noted, however, that there must be an overlapping of sections between states, as for example, certain sections as finally drafted might be the identical language of Hill, California, and Oregon; or a similarity of language of sections taken from Oregon, Indiana, and Wisconsin. The table clearly shows the relative influence of the constitutions and proposed drafts which are the sources of its provisions.

### Summary of Articles

#### Article

- I. Based largely on Oregon, which, in turn, was based on Indiana. Hill based his text of this article on Oregon.
- II. Taken largely from California and Wisconsin.
- III. Borrowed from Hill and the Proposed Constitution of 1878.
- IV. Borrowed from Hill, which, in turn, was borrowed from California.
- V. Taken from Colorado.
- VI-X. Taken from various jurisdictions.
- XI. Influenced largely by California and Missouri.
- XII. Borrowed heavily from California.
- XIV-XV. Taken from Hill with some changes.
- XVI. Various jurisdictions.
- XVII. Hill, Enabling Act, and Proposed Constitution of 1878.
- XVIII. Original.
- XIX. California.
- XX. Texas.
- XXI. California, Colorado, and Hill.
- XXII. Oregon, Kansas, Hill.
- XXIII. California, Oregon, Hill, Proposed Constitution of 1878.
- XXIV. Original.
- XXV. Enabling Act and United States Constitution.
- XXVI. Enabling Act.
- XXVII. Proposed Constitution of 1878.
- XXVIII. 20th Amendment to State Constitution

**Comparison of Washington Constitution, 1889**

With Earlier Constitutions Containing Similar or Identical Provisions.

**ARTICLE I—DECLARATION OF RIGHTS****Section 1— Political Power**

Hill's Proposed Const.,<sup>①</sup> Art. I, In substance.  
Sec. 1;

Oregon Const. 1857, Art. I, Sec. 1:  
See also Declaration of Independence.

**Section 2—Supreme Law**

Hill, Art. I, Sec. 2; Identical in part.  
U. S. Const., Art. VI, Sec. 2.

**Section 3—Due Process of Law**

U. S. Const., Amend. V. Identical.<sup>③</sup>  
Ore. Const. 1857, Art. I, Sec. 10 In substance.  
(Hill, Art. I, Sec. 8, identical  
with Ore.).

**Section 4—Right of Petition**

U. S. Const. Amend. I. Identical.

**Section 5—Free Speech Guaranteed**

Cal. Const. 1879, Art. I, Sec. 8. Almost identical.  
Ore. Const. 1857, Art. I, Sec. 8 Similar.<sup>②</sup>  
(Ind. Const. 1851, Art. I, Sec. 9,  
and Hill, Art. I, Sec. 5, identical  
with Ore.).

**Section 6—Oaths**

Ore. Const. 1857, Art. I, Sec. 7 Identical.  
(Ind. Const. 1851, Art. I, Sec. 8:  
and Hill, Art. I, Sec. 4: identical  
with Ore.).

**Section 7—Private Affairs Sacred**

Ore. Const. 1857, Art. I, Sec. 9 Similar.  
(Hill, Art. 8, Sec. 7, and U. S.  
Const. Amend. IV, identical  
with Ore.).

① Subsequent references to Hill refer to Hill's Proposed Code.

② Similar—The word similar is used to denote either a partial resemblance or sameness in all essential parts

③ Identical—The word identical is used to denote the exact phraseology in whole or in part.

④ Washington Constitution 1878, proposed only.

**Section 8—Irrevocable Franchise or Immunity**

Ore. Const. 1857, Art. I, Sec. 20 Similar.  
(Ind. Const. 1851, Art. I, Sec. 23, and Hill, Art. I, Sec. 22, identical with Ore.).

**Section 9—Former Jeopardy**

Ore. Const. 1857, Art. I, Sec. 12 Similar.  
(Hill, Art. I, Sec. 12, identical with Ore.); U. S. Const. Amend. V.

**Section 10—Open Court; Early Trial**

Ore. Const. 1857, Art. I, Sec. 10 Similar.  
(Hill, Art. I, Sec. 8, identical with Ore.); Ind. Const. 1851, Art. I, Sec. 12.

**Section 11—Religious Liberty**

Ore. Const. 1857, Art. I, Secs. 2-6; Similar.  
Hill, Art. I, Sec. 3;  
Cal. Const. 1879, Art. I, Sec. 4;  
Mo. Const. 1875, Art. I, Secs. 5-8;  
Ind. Const. 1851, Art. I, Secs. 5-6.

**Section 12—Special Privileges Shall Not Be Granted**

Ore. Const. 1857, Art. I, Sec. 20 Identical except that  
(Hill, Art. I, Sec. 22; Ind. Const. 1851, Art. I, Sec. 23, identical with Ore.) Wash. inserts the word "corporation."

**Section 13—Suspension of Writ of Habeas Corpus**

Ore. Const. 1857, Art. I, Sec. 23 Identical.  
(Hill, Art. I, Sec. 25, identical with Ore.).  
Ind. Const. 1851, Art. I, Sec. 27. Similar.  
U. S. Const., Art. I, Sec. 9. Identical except for addition of words "when" and "may."

**Section 14—Excessive Bail**

- U. S. Const., Amend. VIII. Identical except for omission of word "unusual."
- Ore. Const. 1857, Art. I, Sec. 16 (Hill, Art. I, Sec. 16, identical with Ore.). Similar. Ore. adds "but all penalties shall be proportioned to the offense. In all criminal cases whatever, the jury shall have the right to determine the law, and the facts under the direction of the court as to the law, and the right of new trial, as in civil cases."

**Section 15—No Corruption of Blood, nor Forfeiture of Estate**

- Ore. Const. 1857, Art. I, Sec. 25 (Hill, Art. I, Sec. 17; Ind. Const. 1851, Art. I, Sec. 30, identical with Ore.). Identical except that Wash. uses "nor" in place of "or."
- U. S. Const. Art. III, Sec. 2. Similar.

**Section 16—Taking of Private Property for Public Use**

- Cal. Const. 1879, Art. I, Sec. 14; Ala. Const. 1867, Art. I, Sec. 25. Similar.
- 9th Amend. changes this slightly.

**Section 17—No Imprisonment for Debt**

- Ore. Const. 1857, Art. I, Sec. 19. Identical except that Ore. adds word "fraud."
- Hill, Art. I, Sec. 20. Identical except that Hill adds word "debt."

**Section 18—Military Subordinate to Civil Power**

- Ore. Const. 1857, Art. I, Sec. 27 (Ind. Const. 1851, Art. I, Sec. 33, identical with Ore.). Identical

**Section 19—Elections to be Free and Open**

- Ore. Const. 1857, Art. II, Sec. 1 (Ind. Const. 1851, Art. II, Sec. 1, identical with Ore.). Identical except that Ore. Const. omits everything after the first clause.

## Section 20—Right to Bail

Ore. Const. 1857, Art. I, Sec. 14 Similar.  
 (Hill, Art. I, Sec. 14; Ind. Const.  
 1851, Art. I, Sec. 17, Identical  
 with Ore.).

## Section 21—Right to Jury Trial

Ore. Const. 1857, Art. I, Sec. 18; Similar.  
 Hill, Art. I, Sec. 9;  
 Cal. Const. 1879, Art. I, Sec. 7;  
 Nev. Const. 1864, Art. I, Sec. 3.

## Section 22—Right of Defense and Appeal

Ore. Const. 1857, Art. I, Sec. 11 Similar.  
 (Hill, Art. I, Sec. 11; Ind. Const.  
 1851, Art. I, Sec. 13, identical  
 with Ore.); U. S. Const.  
 Amendment VI.  
 10th Amend. changes this slightly.

## Section 23—Ex Post Facto

Cal. Const. 1879, Art. I, Sec. 16 Identical.  
 (Hill, Art. I, Sec. 23, identical  
 with Cal.).  
 Ore. Const. 1857, Art. I, Sec. 21. Similar.  
 U. S. Const., Art. I, Sec. 10. Identical.  
 Ind. Const. 1851, Art. I, Sec. 23. Identical except that  
**Indiana** omits  
 clause relative to  
 Bills of Attainder.

## Section 24—Right to Bear Arms

U. S. Const., Amend. II; Ore. Similar in part.  
 Const. 1857, Art. I, Sec. 27; Hill,  
 Art. I, Sec. 28

## Section 25—Prosecution by Information

Cal. Const. 1879, Art. I, Sec. 8 Similar.  
 (Hill, Art. I, Sec. 10, almost  
 identical with Cal.).

## Section 26—Grand Jury

..... Probably original.

## Section 27—Treason Against State

Ore. Const. 1857, Art. I, Sec. 24 Identical except that  
 (Hill, Art. I, Sec. 26; Ind. Const. Wash. adds an ad-  
 1851, Art. I, Secs. 28, 29 iden- ditional conjunc-  
 tical with Ore.). tion "or."  
 U. S. Const., Art. I, Sec. 3. Identical.



**Section 28—No Hereditary Privilege to be Granted**

Ore. Const. 1857, Art. I, Sec. 29 Similar in substance.  
 (Ind. Const. 1851, Art. I, Sec. 35  
 identical).  
**Cf. U. S. Const., Art. I, Sec. 9.**

**Section 29—Provisions Mandatory**

Cal. Const. 1879, Art. I, Sec. 22. Identical except that  
 Cal. adds word  
 "prohibitory."

**Section 30—Reserved Rights; Rule of Construction**

U. S. Const., Art. IX. Identical except that  
 U. S. Const. adds  
 words "or dispar-  
 age."  
 Cal. Const. 1879, Art. I, Sec. 23; Similar.  
 Ore. Const. 1857, Art. I, Sec. 25  
 (Iowa Const. 1846, Sec. 24; Hill,  
 Art. I, Sec. 31, identical).

**Section 31—Standing Army**

Ore. Const. 1857, Art. I, Sec. 29 Identical except that  
 (Hill, Art. I, Sec. 18; U. S. Wash. adds the first  
 Const. Amend. III, identical clause not found in  
 with Ore.) the others.

**Section 32—Fundamental Principles Essential to Security**

Wis. Const. 1848, Art. I, Sec. 22; Similar.  
 N. H. Const. 1792, Sec. 38; Ill.  
 Const. 1870, Art. II, Sec. 20.

**Section 33—Recall**

8th Amendment (New Section).

**Section 34—Per Cent Required**

8th Amendment (New Section).

**ARTICLE II—LEGISLATIVE DEPARTMENT****Section 1—Legislature**

Cal. Const. 1879, Art. IV, Sec. 1; Similar. Wash. places  
 Hill, Art. IV, Sec. 1; Mich. enacting a clause  
 Const. 1850, Art. IV, Sec. 3. in a separate sec-  
 tion.

7th Amend. adds Initiative and  
 Referendum.

**Section 2—Limited Membership**

Wis. Const. 1848, Art. IV, Sec. 2. Similar.

## Section 3—State Census

- ④ Wash. Const. 1878, Art. IV, Sec. 3. Identical except for last three words "in active service."  
Similar.
- Wis. Const. 1848, Art. IV, Sec. 3; N. Y. Const. 1846, Art. IV, Sec. 4; Ore. Const. 1857, Art. IV, Sec. 5; Mo. Const. 1875, Art. IV, Sec. 3; Cal. Const. 1879, Art. IV, Sec. 3. Similar.
- Mich. Const. 1850, Art. IV, Sec. 3; Neb. Const. 1875, Art. III, Sec. 2. Very similar.

## Section 4—First Election of Representatives

- Cal. Const. 1879, Art. IV, Sec. 3. Similar.

## Tenure of Office

- Cal. Const. 1879, Art. IV, Sec. 3. Similar.

## Section 5—Second and Subsequent Elections

- Cal. Const. 1879, Art. IV, Sec. 3. Almost identical with Washington.

## Section 6—Election State Senators

- Wis. Const. 1848, Art. IV, Sec. 5, as amended 1881. Similar.

## Section 7—Eligibility

- Wis. Const. 1848, Art. IV, Sec. 6. Similar except as to requirement of being a citizen of U. S.
- Hill. Art. IV, Sec. 8. Contains the requirement that member must be a citizen of U. S.

## Section 8—Election Returns

- Wis. Const. 1848, Art. IV, Sec. 7. Identical.
- Cal. Const. 1879, Art. IV, Sec. 7; U. S. Const., Art. I, Sec. 5. Similar.

## Quorum

- Wis. Const. 1848, Art. IV, Sec. 7; Cal. Const. 1879, Art. IV, Sec. 8. Identical.
- U. S. Const., Art. I, Sec. 5. Similar.

## Section 9—Rules

- Wis. Const. 1848, Art. IV, Sec. 8. Identical except Wis. reads "cause" instead of "offense."
- Cal. Const. 1879, Art. IV, Sec. 9. Similar in part.
- U. S. Const., Art. I, Sec. 5. Very similar.

**Section 10—Officers of Each House**

Wis. Const. 1848, Art. IV, Sec. 9. Identical except that Wash. adds provision giving the Lieutenant Governor a vote in case of a tie.  
 Language of Wash. Const. is also transposed from that of the Wis. Const.

**Section 11—Journal**

Wis. Const. 1848, Art. IV, Sec. 10. Identical.  
 U. S. Const., Art. I, Sec. 5. Similar.

**Adjournment**

Wis. Const. 1848, Art. IV, Sec. 10; Identical.  
 Cal. Const. 1879, Art. IV, Sec. 14; U. S. Const., Art. I, Sec. 5.

**Section 12—Meetings of Legislature**

Wis. Const. 1848, Art. IV, Sec. 11; Similar.  
 Cal. Const. 1879, Art. IV, Sec. 3; Ore. Const. 1857, Art. IV, Sec. 10.

**Limit of Session 60 Days**

Nev. Const. 1864, Art. IV, Sec. 29. Identical although several states have provisions from 45-50 days.

**Section 13—Legislators Ineligible for Other State Offices**

Wis. Const. 1848, Art. IV, Sec. 12. Identical except for transposition of word "shall."

**Section 14—Who Are Ineligible to Membership in Legislature**

Wis. Const. 1848, Art. IV, Sec. 13. Identical down to the proviso except for phrase "or any other power."  
 Cal. Const. 1879, Art. IV, Sec. 2; Similar proviso.  
 U. S. Const., Art. I, Sec. 6.

**Section 15—Vacancies**

Wis. Const. 1848, Art. IV, Sec. 14. Identical.  
 13th Amendment changes this slightly.

**Section 16—Immunity from Arrest**

- Wis. Const. 1848, Art. IV, Sec. 15. Identical except for transposition of words.  
 U. S. Const., Art. I, Sec. 6. Similar.

**Section 17—Free Speech**

- Wis. Const. 1848, Art. IV, Sec. 16. Identical.

**Section 18—Style of Laws**

- Wash. Const. 1878, Art. VI, Sec. 1. Identical.  
 Wis. Const. 1848, Art. IV, Sec. 17. Similar.

**No Law to be Enacted Except by Bill**

- Ore. Const. 1857, Art. IV, Sec. 1; Identical.  
 Cal. Const. 1879, Art. IV, Sec. 15; Wis. Const. 1848, Art. IV, Sec. 17.  
 (Cal. Const. 1879, Art. IV, Sec. 15, and Wis. Const. 1848, Art. IV, Sec. 17, identical with Ore.)

**Section 19—Only One Subject in Bill**

- Wis. Const. 1848, Art. IV, Sec. 18; Similar.  
 Cal. Const. 1879, Art. IV, Sec. 24.

**Section 20—Either House May Amend**

- Wis. Const. 1848, Art. IV, Sec. 19 Identical except  
 (Wash. Const. 1878, Art. VI, Sec. 21, identical). Wash. uses "in" where Wis. uses "by."

**Section 21—Yeas and Nays**

- Wis. Const. 1848, Art. IV, Sec. 20. Identical except that Wis. adds the phrase "on any question."  
 U. S. Const., Art. I, Sec. 5. Similar.

**Section 22—Yeas and Nays in Passage of Bill**

- Wash. Const. 1878, Art. VI, Sec. 16; Cal. Const. 1879, Art. IV, Sec. 15. Similar.  
 Penn. Const. 1873, Art. III, Sec. 4. Identical.

**Section 23—Compensation of Members**

- Wis. Const. 1848, Art. IV, Sec. 21. Identical except as amount per diem (Wis. is \$2.50; Wash. is \$5.00)

**Section 24—Lottery**

Wis. Const. 1848, Art. IV, Sec. 24. Identical.

**Divorce**

Wash. Const. 1878, Art. VI, Sec. 22. Identical except that Const. 1878 adds "the sale of lottery tickets shall be prohibited by law."

**Section 25—Extra Compensation Forbidden**

Wis. Const. 1848, Art. IV, Sec. 26. Identical.

**Section 26—Suit Against State**

Wis. Const. 1848, Art. IV, Sec. 30. Identical. (Wash. Const. 1878, Art. VI, Sec. 30, identical with Wis.).

**Section 27—Viva Voce Votes**

Wis. Const. 1848, Art. IV, Sec. 30. Identical except that (Wash. Const. 1878, Art. VI, Sec. 32, identical with Wis.). Wis. inserts phrase "to be made."

**Section 28—Certain Private Laws Forbidden**

1

Wis. Const. 1848, Amend Art. IV, Sec. 31, Cl. I (1871). Identical.

2

Same, Cl. 2. Identical except that Wash. adds phrase "shall have been."

3

Same, Cl. 3. Identical except that Wis. inserts words "across streams at points."

4

Same, Cl. 4. Identical.

5

Same, Cl. 6. Identical.

6

Same, Cl. 7. Identical except that Wis. inserts words "except to cities."

	7	
Same, Cl. 8.		Identical.
	8	
Same, Cl. 9.		Identical.
	9	
Cal. Const. 1879, Art. IV, Sec. 25, Cl. 14.		Identical.
	10	
Same, Cl. 16. (Hill, Art. IV, Sec. 28, Cl. 16, identical with Cal.)		Identical.
	11	
Same, Cl. 17. (Hill, Art. IV, Sec. 28, Cl. 17, identical with Cal.)		Identical.
	12	
Same, Cl. 18. (Hill, Art. IV, Sec. 28, Cl. 18, identical with Cal.)		Identical
	13	
Same, Cl. 23. (Wash. Const. 1878, Art. VI, Sec. 17, Cl. 13, identical with Cal.)		Identical.
	14	
Same, Cl. 26. (Hill, Art. IV, Sec. 28, Cl. 25; Wash. Const. 1878, Art. VI, Sec. 17, Cl. 17, identical with Cal.)		Identical.
	15	
Same, Cl. 27. (Hill, Art. IV, Sec. 28, Cl. 26; Wash. Const. 1878, Art. VI, Sec. 17, Cl. 12, identical with Cal.)		Identical.
	16	
Same, Cl. 31. (Hill, Art. IV, Sec. 28, identical with Cal.)		Identical except that Wash. omits word "legitimation."
	17	
Same, Cl. 32. (Hill, Art. IV, Sec. 28, Cl. 30, identical with Cal.)		Identical.

- Same, Cl. 21. (Hill, Art. IV, Sec. 28, Cl. 20, identical with Cal.)  
 Wis. Const. 1848, Amend. Art. IV, Sec. 31, Cl. 5 (1871).  
 Similar.  
 Very similar. However neither of the above contain the Wash. proviso relative to creation of new counties.

**Section 29—Labor of Convicts**

- Ill. Const. 1870 (Amendment of 1886). Similar.

**Section 30—Corrupt Solicitation**

- Penn. Const. 1873, Art. III, Secs. 31, 32. Identical.

**Members Shall Not Vote in Certain Cases**

- Penn. Const., 1873, Art. III, Sec. 33 (Wash. Const. 1878, Art. VI, Sec. 29, identical with Penn.) Identical.

**Section 31—Laws Take Effect When**

- Texas Const. 1876, Art. III, Sec. 39. Identical except that Wash. has omitted a few words.  
 Ore. Const. 1857, Art. IV, Sec. 28; Colo. Const. 1876, Art. V, Sec. 19 (Wash. Const. 1878, Art. VI, Sec. 14, identical with Colo.); Hill, Art. IV, Sec. 27. Similar.  
 Repealed by the 7th Amendment.

**Section 32—Presiding Officers to Sign Bill**

- Wash. Const. 1878, Art. VI, Sec. 18; Hill, Art. IV, Sec. 25. Similar.

**Section 33—Alien Ownership of Lands**

- Ore. Const. 1857, Art. XV, Sec. 8. Similar in part.

**Section 34—Bureau of Statistics**

- Ohio Const. 1851, Art. XV, Sec. 8. Similar.

**Section 35—Laws Relating to Mines, Factories**

- Ill. Const. 1870, Art. IV, Sec. 29; Ohio Const. 1851, Art. II, Sec. 35; Ark. Const. 1874, Art. XIX, Sec. 18; Colo. Const. 1876, Art. XVI, Sec. 2. Similar.

**Section 36—Introduction of Bills Limited**

Colo. Const. 1876, Art. V, Sec. 19; **Similar.**  
 Md. Const. 1867, Art. III, Sec. 27; Minn. Const. 1857, Art. IV, Sec. 1; Neb. Const. 1875, Art. III, Sec. 4.

**Section 37—Amending Laws**

Ore. Const. 1857, Art. IV, Sec. 22 **Identical except that**  
 (Hill, Art. IV, Sec. 22, identical **Wash. omits words**  
 with Ore.) **“and published.”**  
 Wash. Const. 1878, Art. VI, Sec. 17. **Similar.**

**Section 38—Amendment to Bill**

Colo. Const. 1876, Art. V, Sec. 17. **Similar.**

**Section 39—Passes Forbidden**

Penn. Const. 1873, Art. XVII, Sec. 8. **Similar.**  
 Cal. Const. 1879, Art. XII, Sec. 19. **See Wash. Const. 1889, Art. XII, Sec. 20, for another similar section. In most states such a provision appears under article on corporations.**

**ARTICLE III—THE EXECUTIVE**

**Section 1—Executive Department Consists of Whom**

Hill, Art. V, Sec. 1; Wash. Const. 1878, Art. IX, Sec. 1; Colo. Const. 1876, Art. IV, Sec. 1. **Very similar; except that Wash. adds “other officers.”**

**Section 2—Governor**

Ore. Const. 1857, Art. V, Sec. 1; Wash. Const. 1878, Art. VII, Sec. 1; Hill, Art. V, Sec. 4. **Similar; Wash. drops the limitations on number of terms of office.**

**Section 3—Other Officers**

Hill, Art. V, Sec. 2; Wash. Const. 1878, Art. IX, Sec. 1; Ore. Const. 1857, Art. VI, Sec. 1; Wis. Const. 1848, Art. VI, Sec. 1; Cal. Const. 1879, Art. V, Sec. 17. **Similar. Most constitutions provide for these officers. Some place them under an article entitled administrative dept. The details vary greatly.**



**Section 4—Returns on Election of Executive Officers**

Hill, Art. V, Sec. 3.	Identical.
Ore. Const. 1857, Art. V, Sec. 4;	Similar.
Wash. Const. 1878, Art. VII, Sec. 3.	

**Certificate of Election**

Hill, Art. V, Sec. 3; Ore. Const. 1857, Art. V, Sec. 6; Wash. Const. 1878, Art. VII, Sec. 3 (similar in form).	Identical except that Wash. applies the <b>authority</b> to all "officers."
---	--

**Section 5—Duties of Governor**

Hill, Art. V, Sec. 4.	Identical except that Wash. substitutes "State" for "execu- tive department."
-----------------------	--

**Section 6—Message**

Hill, Art. V, Sec. 5.	Identical.
-----------------------	------------

**Section 7—May Convene Extraordinary Sessions**

Hill, Art. V, Sec. 6.	Identical except for slight change of words.
-----------------------	--

**Section 8—Commander-in-Chief**

Hill, Art. V, Sec. 8.	Identical.
-----------------------	------------

**Section 9—Pardoning Power**

Hill, Art. V, Sec. 9.	Identical.
Wash. Const. 1878, Art. VIII, Sec. 5.	Similar.

**Section 10—Lieutenant-Governor Shall Act as Governor, When**

Wash. Const. 1878, Art. VII, Sec. 6; Hill, Art. V, Sec. 12.	Similar, although they do not provide for lieutenant- governor. The idea of the office of the lieutenant- governor probably came from Cal. or Wis.
--	--

Repealed by the 6th Amendment.

**Section 11—Governor May Remit Fines, Etc.**

Ore. Const. 1857, Art. V, Sec. 14 (Hill, Art. V, Sec. 14, identical with Ore.)	Identical.
--	------------

**Section 12—Duties of Governor in Regard to  
Enactment of Laws**

- Hill, Art. V, Sec. 15. Identical except for slight changes in minor words.
- Ore. Const. 1857, Art. V, Sec. 15; Cal. Const. 1879, Art. IV, Sec. 16; Wis. Const. 1848, Art. V, Sec. 10; Wash. Const. 1878, Art. VII, Sec. 7. Similar.

**Veto of Individual Sections**

- Hill, Art. V, Sec. 15. Almost identical; Ore. did not add this clause until 1920.

**Section 13—Vacancies Filled by Appointment**

- Hill, Art. V, Sec. 16. Identical.

**Section 14—Salary of Governor**

Varies in all constitutions which specifically provide the amount of the salary.

**Section 15—He Shall Issue All Commissions**

- Ore. Const. 1857, Art. V, Sec. 8. Identical.  
(Hill, Art. V, Sec. 18; Ind. Const. 1851, Art. XV, Sec. 6, identical with Ore.).

**Section 16—Duty of Lieutenant Governor to  
Preside Over Senate**

- Cal. Const. 1879, Art. V, Sec. 15; Wis. Const. 1848, Art. V, Sec. 8. Similar in this extent only.

**Section 17—Duties of Secretary of State**

- Hill, Art. V, Sec. 19; Cal. Const. 1879, Art. V, Sec. 18. Identical except that Wash. drops the word "fair" from the Hill Constitution and the word "correct" from the Cal. Const.
- Ore. Const. 1857, Art. VI, Sec. 2. Similar.

**Section 18—Shall Keep State Seal**

- Ore. Const. 1857, Art. VI, Sec. 3. Identical.  
(Hill, Art. V, Sec. 20, identical with Ore.).

**Section 19—Duties of State Treasurer**

Ore. Const. 1857, Art. VI, Sec 4 Identical.  
 (Hill, Art. V, Sec. 21, identical  
 with Ore.).  
 Wash. Const. 1878, Art. IX, Sec. 3. Similar.

**Section 20—Duties of State Auditor**

Hill, Art. V, Sec. 22. Identical.

**Section 21—Duties of Attorney General**

Hill, Art. V, Sec. 23. Identical except that  
 Wash. uses "state  
 officers" instead of  
 naming them sepa-  
 rately.

**Section 22—Duties of Superintendent of Public  
 Instruction**

Wash. Const. 1878, Art. IX, Sec. 3. Similar in part.

**Section 23—Duties of Land Commissioner**

..... Seems to be original.

**Section 24—Certain Offices to be Kept at Capital**

Hill, Art. V, Sec. 24. Almost identical.  
 Ore. Const. 1857, Art. VI, Sec. 5; Similar.  
 Wash. Const. 1878, Art. IX, Sec.  
 1.

**Section 25—Eligibility to State Office**

Wis. Const. 1848, Art. V, Sec. 2; Similar in part.  
 Ill. Const. 1870, Art. VII, Sec. 6;  
 Colo. Const. 1876, Art. VII, Sec.  
 6.

**Treasurer Ineligible for Second Term**

Wash. Const. 1878, Art. IX, Sec. Similar.  
 4; Neb. Const. 1875, Art. V,  
 Sec. 3.

**Certain Offices May be Abolished**

Cal. Const. 1879, Art. V, Sec. 19. Similar with regard to  
 surveyor-general.

**ARTICLE IV—THE JUDICIARY**

**Section 1—Supreme Court, Inferior Courts**

Hill, Art. VI, Sec. 1. Identical except that  
 Wash. drops words  
 "in any incorpo-  
 rated city."

**Section 2—Supreme Court Consists of Whom**

Hill, Art. VI, Sec. 2; Wash. Const. 1878, Art. VIII, Sec. 4. Similar in part. Identical.

**Separate Departments**

Cal. Const. 1879, Art. VI, Sec. 2; Similar in part.

**Section 3—Supreme Court Election**

Cal. Const. 1879, Art. VI, Sec. 3; Hill, Art. VI, Sec. 3. Portions identical; portions similar; portions probably original.

**Section 4—Jurisdiction Supreme Court**

Cal. Const. 1879, Art. VI, Sec. 4; Hill, Art. VI, Sec. 4. Portions identical; portions similar; portions probably original.

**Section 5—Superior Courts—Sessions—Tenure**

Cal. Const. 1879, Art. VI, Sec. 6; Hill, Art. VI, Sec. 5. Portions identical; portions similar; portions probably original. (Portions now obsolete due to statutes.)

**Section 6—Jurisdiction of Superior Courts**

Cal. Const. 1879, Art. VI, Sec. 5 (Hill, Art. VI, Sec. 6, identical with Cal.). Identical except for a few word changes.

**Section 7—Judges May Hold Court in Any County**

Cal. Const. 1879, Art. VI, Sec. 8 (Hill, Art. VI, Sec. 7, identical with Cal.). Identical.

**Pro Tempore Judges**

Cal. Const. 1879, Art. VI, Sec. 8. Identical except that Wash. requires selection of pro tempore judge to be approved by court.

**Section 8—Leave of Absence of Judges**

Cal. Const. 1879, Art. VI, Sec. 9 (Hill, Art. VI, Sec. 8, identical with Cal.). Identical with the exception of the proviso, which seems to be original.

**Section 9—Removal of Judges**

Cal. Const. 1879, Art. VI, Sec. 10; Similar.  
Hill, Art. VI, Sec. 8; Wis. Const.  
1848, Art. VII, Sec. 13.

**Section 10—Justice of Peace**

Cal. Const. 1879, Art. VI, Sec. 11; Similar.  
Hill, Art. VI, Sec. 8.

**Section 11—Courts of Record**

Hill, Art. VI, Sec. 11. Identical except for  
slight change.

**Section 12—Jurisdiction of Inferior Courts**

Hill, Art. VI, Sec. 12. Identical.  
Cal. Const. 1879, Art. VI, Sec. 13. Similar.

**Section 13—Compensation of Judicial Officers**

Hill, Art. VI, Sec. 13. Identical except for  
slight change.  
Cal. Const. 1879, Art. VI, Sec. 15. Similar in part.

**Section 14—Salaries of Judges**

----- Amounts vary in  
most state constitu-  
tions where fixed  
by the Constitution  
itself.

**Section 15—Judges Ineligible to Any Other Office**

Hill, Art. VI, Sec. 14. Identical.  
Cal. Const. 1879, Art. VI, Sec. 18. Similar.

**Section 16—Charge to Jury**

Hill, Art. VI, Sec. 15. Identical except that  
Wash. adds words  
"or comment on."  
Cal. Const. 1879, Art. VI, Sec. 19. Similar.

**Section 17—Eligibility to Judgeship**

Hill, Art. VI, Sec. 18. Identical.  
Cal. Const. 1879, Art. VI, Sec. 23. Similar.

**Section 18—Reporter for Supreme Court**

Hill, Art. VI, Sec. 16. Identical.

**Section 19—Judges Shall Not Practice Law**

Cal. Const. 1879, Art. VI, Sec. 22. Identical.  
(Hill, Art. VI, Sec. 17, iden-  
tical with Cal.).

**Section 20—Decision of Judges Superior Court,  
Limit of Time**

Hill, Art. VI, Sec. 19. Identical.  
Md. Const. 1867, Art. IV, Sec. 23. Similar.

**Section 21—Publication of Opinion, Supreme Court**

Cal. Const. 1879, Art. VI, Sec. 16 Identical except that  
(Hill, Art. VI, Sec. 26, identical Wash. omits phrase  
with Cal.) "as it may deem  
expedient."

**Section 22—Clerk Supreme Court**

Hill, Art. VI, Sec. 20. Identical except  
Wash. adds "by  
salary only."

**Section 23—Court Commissioner**

Cal. Const. 1879, Art. VII, Sec. Similar.  
14; Wis. Const. 1848, Art. VII,  
Sec. 23; Minn. Const. 1857, Art.  
VI, Sec. 15.

**Section 24—Rules of Courts**

..... Seems to be original.

**Section 25—Superior Judges to Report to Supreme  
Court Judges**

Colo. Const. 1876, Art. VI, Sec. Similar.  
27; Ill. Const. 1870, Art. VI,  
Sec. 31.

**Section 26—Clerk Superior Court**

Cal. Const. 1879, Art. VI, Sec. 14 Similar.  
(Hill, Art. VI, Sec. 21, identical  
with Cal.).

**Section 27—Style of Process**

Cal. Const. 1879, Art. VI, Sec. 20. Identical.

**Section 28—Oaths of Judges**

Hill, Art. VI, Sec. 27; Ore. Const. Similar.  
1857, Art. VI, Sec. 21.

**ARTICLE V—IMPEACHMENT**

**Section 1—Proceedings**

Colo. Const. 1876, Art. V, Sec. 1; Identical  
Nev. Const. 1864, Art. VII, Sec.  
1.

**Section 2—Impeachable Offenses**

- Colo. Const. 1876, Art. V, Sec. 2; Nev. Const. 1864, Art. VII, Sec. 2. Identical except for a slight word change.
- U. S. Const., Art. I, Sec. 3. Similar.

**Section 3—Removable from Office**

- Colo. Const. 1876, Art. V, Sec. 3. Identical.

**ARTICLE VI—ELECTIONS AND ELECTIVE RIGHTS****Section 1—Qualification of Electors**

- Colo. Const. 1876, Art. VII, Sec. 1; Wis. Const. 1848, Art. III, Sec. 1; Ore. Const. 1857, Art. II, Sec. 1; Mo. Const. 1875, Art. VIII, Sec. 2. Similar.
- (Amendment 5th supersedes Amendment 2nd and adds last sentence—"woman suffrage.")

**Section 2—In School Elections**

- Colo. Const. 1876, Art. VII, Sec. 1. Similar.  
(Repealed by 5th Amendment.)

**Section 3—Certain Persons Not Electors**

- Wis. Const. 1848, Art. III, Sec. 2; Ore. Const. 1857, Art. II, Sec. 3. Similar.

**Section 4—Residence Not Gained or Lost by Military Service**

- Colo. Const. 1876, Art. VII, Sec. 4; Penn. Const. 1873, Art. VIII, Sec. 13; Nev. Const. 1864, Art. II, Sec. 2. Identical except that Wash. adds last sentence.

**In Navigation**

- Mo. Const. 1875, Art. VIII, Sec. 7; Penn. Const. 1873, Art. VIII, Sec. 13; Nev. Const. 1864, Art. II, Sec. 2. Identical.

**Section 5—Immunity from Arrest**

- Mo. Const. 1875, Art. VIII, Sec. 4; Colo. Const. 1876, Art. VII, Sec. 5; Ore. Const. 1857, Art. II, Sec. 13. Identical except for slight transposition of words. Wash. adds last sentence.

**Military Service on Day of Election**

- Ore. Const. 1857, Art. II, Sec. 13; Neb. Const. 1875, Art. VII, Sec. 5. Identical.

**Section 6—Election by Ballot**

..... Nearly all states provide for this form of election.

**Preservation of Secrecy**

..... This provision is in most constitutions under various forms of language.

**Section 7—Registration**

Wis. Const. 1848, Amend Art. I, Sec. 4 (1882); Wash. Const. 1878, Art. IV, Sec. 9.  
Hill, Art. II, Sec. 4.

Hill added this clause in view of decision of Ore. Sup. Court following that of Wis. that a specific constitutional provision was necessary to authorize a registration law. See Wis. Amendment above mentioned.

**Section 8—First Election**

..... Many states have provisions of this kind. Naturally, they vary greatly. Colo. and Hill, similar in part.

**ARTICLE VII—REVENUE AND TAXATION**

**Note:** It is evident that the Committee on Revenue and Taxation studied very carefully the constitutions of many states as is shown by the fact that they have borrowed a sentence from one state and a part of a sentence from some other state. It will be impossible to show where they secured some provisions, such as that (Sec. 2) requiring the assessment to be according to "the value of the property in money." It is also difficult to understand why they did not choose a plan of classification for property, or to define property, or to provide for taxation of intangibles, when so many states' constitutions presented such examples and when other states preparing constitutions at the same time chose them.



**Section 1—All Property Taxed According to Value**

Tex. Const. 1876, Art. VII, Sec. 1; Similar in parts.  
Cal. Const. 1879, Art. XIII, Sec. 1; Wash. Const. 1878, Art. XII, Sec. 1; Ore. Const. 1857, Art. IX, Sec. 2; Kan. Const. 1857, Art. XI, Sec. 2.

**Section 2—Uniform and Equal Rate of Taxation**

Ore. Const. 1857, Art. IX, Sec. 1; Similar in parts.  
Ill. Const. 1870, Art. IX, Sec. 1;  
Ind. Const. 1851, Art. IX, Sec. 1; Kan. Const. 1857, Art. XI, Sec. 2; Colo. Const. 1876, Art. X, Sec. 4.  
(Third Amendment included as the last proviso of this section, \$300 personal property exemption.)

**Section 3—Assessment of Corporation Property**

Colo. Const. 1876, Art. X, Sec. 10; Similar.  
(Wash. Const. 1878, Art. XII, Sec. 6, identical with Colo.)

**Section 4—Same**

Tex. Const. 1876, Art. VIII, Sec. 4. Identical.  
Ga. Const. 1877, Art. VII, Sec. 5; Similar.  
Colo. Const. 1876, Art. X, Sec. 9  
(Wash. Const. 1878, Art. XII, Sec. 5; identical with Colo.)  
(14th Amendment repeals Secs. 1-4 and substitutes single Sec. 1.)

**Section 5—No Tax Except in Pursuance of Law**

Ore. Const. 1857, Art. IX, Sec. 3 Identical.  
(Hill, Art. VII, Sec. 3, identical with Ore.)

**Section 6—All Taxes to be Paid in Money**

..... Original.

**Section 7—Statement of Receipts and Expenditures**

Ore. Const. 1857, Art. IX, Sec. 5 Identical.  
(Ind. Const. 1851, Art. X, Sec. 4; Hill, Art. VII, Sec. 5, identical with Ore.)

**Section 8—Deficiencies Provided For**

Wis. Const. 1848, Art. VIII, Sec. 5: Ore. Const. 1857, Art. IX, Sec. 6; Hill, Art. VII, Sec. 6. Identical.

**Section 9—Cities May Have Special Taxes**

- Ill. Const. 1870, Art. IX, Sec. 9. Identical except for slight word change.

**ARTICLE VIII—STATE, COUNTY AND MUNICIPAL INDEBTEDNESS**

**Section 1—State Indebtedness Limited**

- Ia. Const. 1857, Art. VII, Sec. 2. Identical except for slight word change.  
Hill, Art. VII, Sec. 8. Similar.

**Section 2—Exceptions to Limitation**

- Ia. Const. 1857, Art. VII, Sec. 4. Identical except for slight word change.

**Section 3—Special Provision for Incurring Indebtedness**

- Cal. Const. 1879, Art. XVI, Sec. 1. Identical except for slight word change.

**Section 4—Appropriations**

- Wash. Const. 1878, Art. XII, Sec. 7; Hill, Art. VII, Sec. 4. Similar in part. Most constitutions contain this provision. The remainder of the Wash. section seems to be original.

(11th Amendment changes this section slightly.)

**Section 5—Credit of State Shall Not be Pledged**

- Ia. Const. 1879, Art. VII, Sec. 1. Identical except that Wash. adds the word "comparing."  
Wash. Const. 1878, Art. XII, Sec. 9. Similar.

**Section 6—Limit of Indebtedness of Counties, Cities or School Districts**

- Ill. Const. 1878, Art. IX, Sec. 12. Similar. This section was inserted to help Seattle following the big fire of 1889.

**Section 7—Counties Shall Not Aid Corporations**

- Ore. Const. 1857, Art. XI, Sec. 9; Hill, Art. XI, Sec. 6; Wash. Const. 1878, Art. XII, Sec. 9; New York, Const. Amend., Art. VII, Sec. 11 (1874). Similar in parts.

**ARTICLE IX—EDUCATION**

**Section 1—Education of Children**

..... Original.

**Section 2—Uniform System**

Ore. Const. 1857, Art. VIII, Sec. 3. Similar. Many states have a provision similar to this.

**Includes What; Support of**

Cal. Const. 1879, Art. IX, Sec. 6. Very similar.

**Section 3—Common School Fund**

Ore. Const. 1857, Art. VIII, Sec. 2; Similar.  
Hill, Art. VIII, Sec. 3; Wash.  
Const. 1878, Art. XI, Sec. 4.

**Section 4—Schools to be Non-sectarian**

Hill, Art. VIII, Sec. 1. Identical.

**Section 5—Losses to Permanent School Fund**

Wash. Const. 1878, Art. XI, Sec. 3. Similar in substance.

**ARTICLE X—MILITIA**

**Section 1—Military Duty; Who Are Liable to**

Ore. Const. 1857, Art. X, Sec. 1 Similar. This pro-  
(Hill, Art. IX, Sec. 1, identical vision in varying  
with Ore.); Colo. Const. 1876, forms is common  
Art. XVII, Sec. 1. to many constitu-  
tions.

**Section 2—Organization of Militia**

Cal. Const. 1879, Art. VIII, Sec. 1. Identical.

**Section 3—Soldiers' Home**

..... Seems to be original,  
although Texas has  
a provision, the  
substance of which  
is similar. Several  
states admitted at  
about the time or  
subsequent to  
Wash. have similar  
provisions to this.

**Section 4—Arms**

Ohio. Const. 1851, Art. IX, Sec. 5. Identical.  
Mo. Const. 1875, Art. XIII, Sec. 7; Colo. Const. 1876, Art. XVII, Sec. 4. Similar.

**Section 5—Immunity from Arrest**

Ill. Const. 1870, Art. XII, Sec. 4; Ala. Const. 1867, Art. XI, Sec. 5. Very similar.

**Section 6—Exemption from Military Duty**

Colo. Const. 1876, Art. XVII, Sec. 5; Ill. Const. 1870, Art. XII, Sec. 6. Identical.

**ARTICLE XI—COUNTY, CITY AND TOWNSHIP ORGANIZATION**

**Section 1—County Organization Recognized**

Cal. Const. 1879, Art. XI, Sec. 1 (Hill, Art. XI, Sec. 1, identical with Cal.). Similar.

**Section 2—Removal of County Seats**

Ill. Const. 1870, Art. X, Sec. 4; Mo. Const. 1875, Art. IX, Sec. 2; Cal. Const. 1879, Art. XI, Sec. 2. Very similar.

**Section 3—Organization of New Counties**

Ill. Const. 1870, Art. X, Sec. 1. Identical except for number of inhabitants.  
Cal. Const. 1879, Art. XI, Sec. 3; Mo. Const. 1875, Art. IX, Secs. 3 and 4. Similar.

**Territory Stricken from County**

Ill. Const. 1870, Art. X, Sec. 3. Identical. Cal., Tex., Md., and Ark. have similar provisions.  
Mo. Const. 1875, Art. IX, Sec. 3. Similar.

**Change of Boundaries**

Ill. Const. 1870, Art. X, Sec. 3. Identical.  
Cal. Const. 1879, Art. XI, Sec. 3; Mo. Const. 1875, Art. IX, Sec. 3. Similar.

**Section 4—System of County Government**

Cal. Const. 1879, Art. XI, Sec. 4. Identical.  
Ill. Const. 1870, Art. X, Sec. 5. Similar.  
Mo. Const. 1875, Art. IX, Sec. 8.

**Section 5—County Officers, Compensation of**

Cal. Const. 1879, Art. XI, Sec. 5. Identical except for slight word change.  
(12th Amendment changed this section slightly.)

**Section 6—Vacancies**

Mo. Const. 1875, Art. IX, Sec. 11. Similar.

**Section 7—Ineligibility for More Than Two Terms**

Ill. Const. 1870, Art. X, Sec. 8; Similar in substance.  
Mo. Const. 1875, Art. IX, Sec. 11.

**Section 8—Salaries**

Cal. Const. 1879, Art. XI, Sec. 9. Identical in part; remainder original.

**Section 9—All Counties Liable for State Taxes**

Cal. Const. 1879, Art. XI, Sec. 10. Identical except that Wash. omits "city, town or other public or municipal corporation."

**Section 10—Municipal Corporations Not Created by Special Law**

Cal. Const. 1879, Art. XI, Sec. 6. Identical down to sentence beginning "Any city containing 20,000 etc."  
Cal. Const. 1879, Art. XI, Sec. 8; Similar for balance of the section.  
Mo. Const. 1875, Art. IX, Sec. 16.

**Section 11—Privileges of Cities**

Cal. Const. 1879, Art. XI, Sec. 11. Identical except for slight word change.  
Hill, Art. XI, Sec. 7. Similar.

**Section 12—Local Taxation; Government by General Laws**

Cal. Const. 1879, Art. XI, Sec. 12. Identical.  
Hill, Art. XI, Sec. 8. Similar.

**Section 13—Private Property Not Liable for Public Debt**

Cal. Const. 1879, Art. XI, Sec. 15. Identical except that Wash. adds an exception.

**Section 14—Unlawful Use of Public Money**

Cal. Const. 1879, Art. XI, Sec. 17. Identical.

**Section 15—All Public Money Deposited with  
Treasurer**

Cal. Const. 1879, Art. XI, Sec. 16. Identical.

**ARTICLE XII—CORPORATIONS OTHER THAN  
MUNICIPAL**

**Section 1—Not Created by Special Laws**

Cal. Const. 1879, Art. XII, Sec. 1; Similar.  
Wash. Const. 1878, Art. XIII,  
Sec. 1.

**Section 2—Corporation Must Have Bona Fide  
Organization**

Cal. Const. 1879, Art. XII, Sec. 6. Identical.  
Penn. Const. 1873, Art. XVI, Sec. 1. Identical except for  
slight word change.  
Wash. Const. 1878, Art. XIII, Sec. 1. Similar.

**Section 3—Legislature Shall Not Extend Franchise**

Cal. Const. 1879, Art. XIII, Sec. 7. Identical.  
Penn. Const. 1873, Art. XVI, Sec. 2. Similar.

**Section 4—Limiting of Stockholders**

Ore. Const. 1857, Art. XI, Sec. 3; Similar.  
Ohio Const. 1851, Art. XIII,  
Sec. 3 (Ala. Const. 1876, Art.  
XIII, Sec. 8, identical with  
Ohio).

**Section 5—Corporations Construed to Include What**

Cal. Const. 1879, Art. XIII, Sec. 4; N. Y. Const. 1846, Art. VIII,  
Sec. 3. Identical.

**Section 6—Corporation Stock Fictitious Issues Void**

Cal. Const. 1879, Art. XIII, Sec. 11; Penn. Const. 1873, Art. XVI,  
Sec. 7. Similar.

**Section 7—All Corporations to be Treated Equally**

Cal. Const. 1879, Art. XIII, Sec. 15. Identical.  
Hill, Art. X, Sec. 6. Similar.

**Section 8—Leasing or Alienation of Franchise**

Cal. Const. 1879, Art. XIII, Sec. 10. Identical except for first few words.

**Section 9—State Shall Not Loan Credit**

Cal. Const. 1879, Art. XIII, Sec. 13. Identical.

**Section 10—Eminent Domain, State May Exercise Right**

Ark. Const. 1874, Art. XVII, Sec. 9. Identical.

Penn. Const. 1873, Art. XVI, Sec. 3 (Cal. Const. 1879, Art. XIII, Sec. 8, identical with Penn.); Colo. Const. 1876, Art. XV, Sec. 8; Mo. Const. 1875, Art. XII, Sec. 4; Neb. Const. 1875, Art. XI, Sec. 6; Ill. Const. 1870, Art. XI, Sec. 14. Identical except for slight word change.

**Section 11—Corporations and Individuals Shall Not Issue Money**

Cal. Const. 1879, Art. XII, Secs. 3 and 5; Ia. Const. 1857, Art. VIII, Sec. 9 (Neb. Const. 1875, Art. XI, Sec. 7, identical with Ia.). Similar.

**Section 12—Insolvent Banks Shall Not Receive Deposits**

Mo. Const. 1875, Art. XII, Sec. 17 (La. Const. 1879, Art. 241, identical with Mo.). Similar.

**Section 13—Common Carriers, Rights and Duties**

Cal. Const. 1879, Art. XII, Sec. 27; Penn. Const. 1873, Art. XVII, Sec. 1; Mo. Const. 1875, Art. XII, Sec. 13. Similar.

**Section 14—Certain Combinations Forbidden**

Cal. Const. 1879, Art. XII, Sec. 20. Identical.

**Section 15—Discrimination in Rates Forbidden**

Cal. Const. 1879, Art. XII, Sec. 21. Identical.  
Penn. Const. 1873, Art. XVII, Sec. 7 (Mo. Const. 1875, Art. XII, Sec. 23, identical with Penn.). Similar in part.

**Section 16—Shall Not Consolidate**

Ill. Const. 1870, Art. XI, Sec. 11. Similar in part.  
Penn. Const. 1873, Art. XVII, Sec. 4 (Mo. Const. 1875, Art. XII, Sec. 17, identical with Penn.); Wash. Const. 1878, Art. XIII, Sec. 3; Tex. Const. 1876, Art. X, Sec. 5.

**Section 17—Rolling Stock, Personal Property**

Ark. Const. 1874, Art. XVII, Sec. 11; Ill. Const. 1870, Art. XI, Sec. 10 (Mo. Const. 1875, Art. XII, Sec. 16, identical with Ill.) Neb. Const. 1875, Art. XI, Sec. 2; Tex. Const. 1876, Art. X, Sec. 4. Very similar.

**Section 18—Regulation of Fares and Freight**

Ill. Const. 1870, Art. XI, Sec. 15; Ark. Const. 1874, Art. XVII, Sec. 10; Tex. Const. 1876, Art. X, Sec. 2. Similar.

**Railroad Commission**

Cal. Const. 1879, Art. XII, Sec. 22. Similar in substance.

**Section 19—Telegraph and Telephone Companies**

Colo. Const. 1876, Art. XV, Sec. 13; Penn. Const. 1873, Art. XVI, Sec. 12. Similar in part; probably for most part original.

**Section 20—Free Passes**

Cal. Const. 1879, Art. XII, Sec. 19; Penn. Const. 1873, Art. XVII, Sec. 8. Identical in part.

**Section 21—Railroads Shall Not Discriminate Against Express Companies**

..... Probably original, although many states with constitutions subsequent to Wash. constitution have included them.

**Section 22—Trusts and Monopolies**

..... Probably original. See above note.



**ARTICLE XIII—STATE INSTITUTIONS**

**Section 1—Educational, Reformatory and Penal Institutions**

Colo. Const. 1876, Art. VIII, Sec. 1; Wash. Const. 1878, Art. XIV, Sec. 1. Identical in part.  
 Ohio Const. 1851, Art. VII, Secs. 1, 2. Similar.

**Section 2—How Changed**

Hill, Art. XV, Sec. 2; Ore. Const. 1857, Art. XIV, Sec. 3. Similar.

**Section 3—Capitol Building**

Hill, Art. XV, Sec. 3. Similar.

**ARTICLE XV—HARBORS AND WATERS**

**Section 1—Harbor Line Commission**

Hill, Art. XII, Sec. 1. Probably original for  
 (This section amended by the 15th Amendment.) most part.

**Section 2—Leasing of Sites for Wharves**

Hill, Art. XII, Sec. 4. Probably original.

**Section 3—Municipal Corporations May Extend Streets Over Tide Lands**

Hill, Art. XII, Sec. 4. Probably original.

**ARTICLE XVI—SCHOOL AND GRANTED LANDS**

**Section 1—Shall Not be Sold at Less Than Market Value**

Hill, Art. XII, Sec. 1. Identical.

**Section 2—Lands for Educational Purposes Sold to Highest Bidder**

Wash. Enabling Act, Sec. 11; Hill, Art. XI, Sec. 10; Minn. Const. 1857, Art. VIII, Sec. 2. Similar in substance.

**Section 3—Subdivision of**

..... Probably original.

**Section 4—Investment of Funds**

Minn. Const. 1857, Art. VIII, Secs. 2, 6; Mo. Const. 1875, Art. XI, Sec. 9; Tex. Const. 1876, Art. VII, Secs. 4, 11. Similar.

Section 5—Investment of School Funds

A new section added by this amendment.

ARTICLE XVII—TIDE LANDS

Section 1—Claim of State

Plea of Mr. Hill in connection with his proposed article IX is probably responsible for this article. See decision in case of Hinman v. Warren, 6 Ore. 408.

Section 2—Ownership Disclaimed to Certain Lands

Wash. Enabling Act, Sec. 17. Enabling Act substitutes other lands in lieu of "Swamp and overflowed lands." Wash. Const. 1878, Art. XV, Sec. 10. This section disclaims the effect of above decision of Hinman v. Warren.

ARTICLE XVIII—STATE SEAL

Section 1—Design of

..... Original.

ARTICLE XIX—EXEMPTION

Section 1—Homestead

Cal. Const. 1879, Art. XVII, Sec. 1. Identical.

ARTICLE XX—PUBLIC HEALTH AND VITAL STATISTICS

Section 1—Board of Health

Tex. Const. 1876, Art. XVI, Sec. 32. Similar.

Section 2—Practice of Medicine

Tex. Const. 1876, Art. XVI, Sec. 31. Similar.

ARTICLE XXI—WATER AND WATER RIGHTS

Section 1—Water Rights

Cal. Const. 1879, Art. XIV, Sec. 1; Colo. Const. 1876, Art. XVI, Sec. 5. Similar. Hill, Const. Art. XVI. Sec. 9. Similar in part.

**ARTICLE XXII—LEGISLATIVE APPORTIONMENT**

**Section 1—First Apportionment Senatorial District**

<p>Hill, Art. Schedule, Sec. 16; Kan. Const. 1859, Art. X, Sec. 3; Ore. Const. 1859, Art. XVIII, Sec. 5.</p>	<p>A number of state constitutions contain somewhat similar provisions.</p>
--	---

**Section 2—First Apportionment Representative District**

<p>Hill, Art. Schedule, Sec. 16; Kan. Const. 1859, Art. X, Sec. 3; Ore. Const. 1859, Art. XVIII, Sec. 5.</p>	<p>Similar. Portion now obsolete by statute.</p>
--	--

**ARTICLE XXIII—AMENDMENTS**

**Section 1—State Constitution, How Amended**

<p>Wash. Const. 1878, Art. XVI, Sec. 1.</p>	<p>Identical except Wash. requires publication.</p>
<p>Cal. Const. 1879, Art. XVIII, Sec. 1; Hill, Const. Art. XVIII, Sec. 1.</p>	<p>Similar.</p>
<p>Ore. Const. 1857, Art. XVII, Sec. 1 (Ind. Const. 1851, Art. XVI, Sec. 1, almost identical to Ore.).</p>	<p>Numerous state constitutions contain provisions similar in varying detail.</p>

**Section 2—Convention to Amend, How Called**

<p>Wash. Const. 1878, Art. XVI, Sec. 2.</p>	<p>Identical.</p>
<p>Cal. Const. 1879, Art. XVIII, Sec. 2.</p>	<p>Similar.</p>

**Section 3—Voters Must Ratify**

<p>Wash. Const. 1878, Art. XVI, Sec. 3.</p>	<p>Identical.</p>
---	-------------------

**ARTICLE XXIV—BOUNDARIES**

**Section 1—Boundaries Defined**

<p>.....</p>	<p>This is a customary provision and naturally varies in each state.</p>
--------------	--

**ARTICLE XXV—JURISDICTION**

**Section 1—U. S. to Have Certain Jurisdiction**

<p>Wash. Enabling Act, Sec. 4, Par. 2; U. S. Const., Art. I, Sec. 8, Par. 17.</p>	<p>In substance.</p>
---	----------------------

**ARTICLE XXVI—COMPACT WITH THE UNITED STATES**

**Section 1—Religious Toleration**

Wash. Enabling Act, Sec. 4, Par. Identical.

1.

**Section 2—Rights to Appropriated Public Lands Disclaimed**

Wash. Enabling Act, Sec. 4, Par. Identical.

2.

**Section 3—Debts of Territory Assumed**

Wash. Enabling Act, Sec. 4, Par. Identical.

3.

**Section 4—System of Public Schools Guaranteed**

Wash. Enabling Act, Sec. 4, Par. Identical.

4.

**ARTICLE XXVII—SCHEDULE**

**Section 1—Existing Rights Preserved**

Schedule, Wash. Const. 1878, Sec. Similar.

1.

**Section 2—Laws of Territory Valid**

Schedule, Wash. Const. 1878, Sec. Identical except  
Wash. Const. 1889  
adds proviso.

2.

**Section 3—Debts of Territory Valid**

Schedule, Wash. Const. 1878, Sec. Identical.

3.

**Section 4—Recognizances of Territory Valid**

Schedule, Wash. Const. 1878, Sec. Identical.

4.

**Section 5—Penal Actions**

Schedule, Wash. Const. 1878, Sec. Identical.

4.

**Section 6—Public Officers**

Schedule, Wash. Const. 1878, Sec. Identical.

5

Hill, Art. XVI, Sec. 12.

Similar.

**Section 7—First Election of Officers**

Wash. Enabling Act, Sec. 24. Similar in substance.

**Section 8—Courts, Transfer of Cases**

Schedule, Wash. Const. 1878, Sec. 6. Identical except for slight word change

**Section 9—Court Seals**

Schedule, Wash. Const. 1878, Sec. 8. Identical except for slight word change.

**Section 10—Probate Court Transferred to Superior Court**

Schedule, Wash. Const. 1878, Sec. 9. Identical except for slight word change.

**Section 11—Election of Officers Not Otherwise Provided for**

Schedule, Wash. Const. 1878, Sec. 10. Identical.

**Section 12—Contests at First Election**

Schedule, Wash. Const. 1878, Sec. 11. Identical except for slight word change.

**Section 13—Representatives in Congress**

Schedule, Wash. Const. 1878, Sec. 13. Identical.

**Section 14—District, County Precinct Officers Hold Office Until 1891**

Schedule, Wash. Const. 1878, Sec. 5. Similar.

**Section 15—Election to Adopt Constitution**

Enabling Act, Sec. 8. Similar.

**Section 16—State Constitution, in Effect When**

Enabling Act, Sec. 8. Similar.

**Section 17—Separate Articles Submitted**

Schedule, Wash. Const. 1878, Sec. 20. Similar.

**Section 18—Form of Ballot**

Separate Articles Wash. Const. 1878, Arts. 1, 3 (Arts. 2 and 4 are new). Similar.

**Section 19—Appropriation Authorized to Pay Any Deficiency**

..... Original.

# FORTY-SECOND LEGISLATIVE SESSION

1971

---

---

## Joint Rules of the Senate and House of Representatives

---

---

**Conflict of Interest.**      **RULE 1.** A legislator has a personal interest which is in conflict with the proper discharge of his duties if he has reason to believe or expect that he will derive a direct monetary gain or suffer a direct monetary loss by reason of his official activity.

However, a legislator does not have a personal interest which is in conflict with the proper discharge of his duties if no benefit or detriment accrues to him as a member of a business, profession, occupation, or group, to a greater extent than to any other member of such business, profession, occupation, or group.

### CODE OF ETHICS

In order to maintain legislative integrity and secure the public interest the following Code of Ethics is adopted for legislators:

(a) Actions which destroy his independence of judgment as a legislator:

(1) A legislator shall not vote on or influence legislation in committee or on the floor of either

house, where he has a personal interest which is in conflict with the proper discharge of his duties.

(2) A legislator shall not accept any gratuity or compensation for his services rendered in connection with his legislative employment other than his legislative salary.

(3) A legislator shall not ask, receive, or agree to receive anything of value upon any understanding that his vote, opinion, judgment, or action will be influenced thereby.

(4) A legislator shall not solicit, receive, or accept a gift, favor or service under circumstances where it could be reasonably inferred that such action would influence the legislator in the discharge of his duties, or was a reward.

(5) A legislator shall not accept any remuneration other than his legislative compensation for his legislative advice or assistance.

(6) A legislator shall not appear before any department of state government for compensation that is contingent upon action by that department of state government unless the fee is set or approved by that department.

(b) Actions which involve undue influence upon any state agency, court, or governmental subdivision:

(1) A legislator shall not represent clients for compensation in proceedings or hearings before state agencies, boards or commissions involving claims of state employees.

(2) A legislator, by himself or through others, shall not use or attempt to use improper means to influence a state agency, board or commission.

(3) A legislator may use his official title or stationery in connection with a matter or pro-

ceeding before a state agency, board or commission, only if done without compensation, in connection with his duties as a legislator.

(4) A legislator shall not represent any claimant for compensation in any claim placed before the legislature.

(5) A legislator shall not receive compensation for an appearance before a state agency as an expert witness.

(c) Actions which constitute an abuse of his official position or a violation of his trust:

(1) A legislator shall not accept employment, or engage in any business, or be involved in any activity which he might reasonably expect would require him to disclose privileged information gained by virtue of his office.

(2) A legislator shall not enter into any contract with a state agency involving services or property, unless the contract is made after public notice and competitive bidding; except in cases where public notice and competitive bidding are not required, the contract or agreement shall be filed with the Board of Ethics.

**Financial Statement.** RULE 2. Legislators shall, before January 31, 1970, and each year thereafter on or before said date of each year, file with the secretary of state a written Code of Ethics financial statement showing:

### Part One

Name of any corporation, firm, or enterprise in which I, and/or my spouse, have a direct financial interest of a value in excess of fifteen hundred dollars, excluding policies of insurance,



accounts in banks, savings and loan associations, and credit unions:

### **Part Two**

Every office or directorship held by me, and/or my spouse, in any corporation, firm or enterprise:

### **Part Three**

Name of any person, corporation, firm, partnership, or other business association from which I, and/or my spouse, received compensation in excess of fifteen hundred dollars during the preceding calendar year by virtue of being an officer, director, employee, partner or member:

### **Part Four**

The following is a list of all persons, firms, associations, corporations or organizations for whom I have prepared, promoted, or opposed legislation or proposed legislation for current or deferred remuneration:

### **Part Five**

I practiced before the following state agencies, boards or commissions during the preceding calendar year:

Agency, Board or Commission

Gross Amount of Compensation

### **Part Six**

The partnership or association of which I am a member or employee received a fee in excess of fifteen hundred dollars for practicing before the following agencies, boards, or commissions during the preceding calendar year:

Agency, Board or Commission

Gross Amount of such Compensation

**Part Seven**

The following is a list of the legal descriptions of all real property in the state of Washington acquired during the preceding calendar year in which I have any interest whatsoever, including options to buy, where the said property is valued in excess of fifteen hundred dollars:

I hereby affirm that the above facts are true and correct to the best of my knowledge. Signed this.....day of....., 19.....at  
....., Washington.

.....  
(Signature)

.....  
(Print name for positive identification)

**Employee Restrictions.** RULE 3. A legislative employee shall not accept any gratuity or compensation for his services rendered in connection with his legislative employment other than his legislative salary, nor shall he, during the session, give any legislative advice, assistance, or service to anyone other than a legislator or legislative employee except in connection with his authorized or assigned duties.

A legislative employee, by himself or through others, shall not influence or attempt to influence a state agency, board, or commission to secure or grant special privileges, exemptions, advantages, contracts or treatment, for himself or for others.

A legislative employee shall not deliver or agree to deliver any gift, compensation, reward, or gratuity for or on behalf of any person or organization interested in matters before the leg-

islature, nor may he accept or solicit such items for himself or for others.

A legislative employee shall not accept employment, or engage in any business, or be involved in any activity which he might reasonably expect would require him to use or disclose information gained by virtue of his legislative position.

A legislative employee shall not enter into any contract with a state agency involving services or property, unless the contract is made after public notice and competitive bidding; except in cases where public notice and competitive bidding are not required, the contract or agreement shall be filed with the Board of Ethics.

A legislative employee shall not acquire a financial interest in any business enterprise which he has reason to believe may be involved in a legislative action from which the enterprise would benefit.

A legislative employee shall not use or attempt to use his official position to secure or grant special privileges, exemptions, advantages, contracts or treatment, for himself or for others.

A legislative employee shall not solicit or accept campaign contributions for any candidate for public office while employed by the legislature.

**Joint Session.** RULE 4. Whenever there shall be a joint session of the two houses, the proceedings shall be entered at length upon the journal of each house. The lieutenant governor or president of the senate shall preside over such joint session, and the clerk of the house shall act as the clerk thereof, except in the case of the joint

session held for the purpose of canvassing the votes of constitutional elective state officers, when the speaker shall preside over such joint session: *Provided*, That the lieutenant governor shall not act in said joint session except as the presiding officer, and in no case shall have the right to give the deciding vote.

**Motions for Joint Session.** RULE 5. All motions for a joint session shall be made by concurrent resolution to be introduced by the house in which such joint session is to be held; and when an agreement has once been made, it shall not be altered or annulled, except by concurrent resolution.

**Business Limited.** RULE 6. No business shall be considered in joint session other than that which may be agreed upon before the joint session is called.

### **CONFERENCE COMMITTEE, REPORTS, ETC.**

**Conference Committee.** RULE 7. In every case of difference between the two houses, upon any subject of legislation, the house refusing to recede shall request a conference and appoint a committee of three for that purpose, and the other house shall grant the request for a conference and appoint a like committee to confer. The committees shall meet at the earliest possible hour, to be agreed upon by their respective chairmen, and shall confer upon the differences between the two houses indicated by the amendment *or amendments* adopted in one house and rejected in the other. But no conference committee shall consider or report on any matter except that directly at issue between the

two houses. The papers shall be left with the conferees of the house requesting such conference, and they shall first present the report of the committee to their house. When such house shall have acted thereon, it shall transmit the report and the papers relating thereto, to the other house, with a message certifying its action thereon. Every report of a conference committee must be in writing, the original and two copies signed by those agreeing thereto, and must have the signatures of a majority of the conference committee members of each house. The report shall be read in full in each house before a vote is taken on the report.

**How Made Up.** RULE 8. The presiding officer of each house shall appoint on such conference committee three members, selecting them so as to represent, in each case, the attitude of the majority and minority upon the differences between the houses.

**Free Conference Committee.** RULE 9. In case of a failure of the conferees to agree, a report of such disagreement shall be made and the power of free conference may be granted to the two houses either to the same committee, or the committee may be discharged and a new committee appointed with the power of free conference, to whom the whole subject matter embraced in the bill or resolution shall be committed, and the committee of free conference may report by new bill or resolution, or otherwise, and bills or resolutions so reported shall be acted upon in the same manner as provided for reports of conference committees.

**Report of Conference and Free Conference Committee, How Made Out; Whom Returned to.** RULE 10. Three copies of the report must be prepared, and the copy of the bill as agreed to by the committee with all amendments inserted must be returned to the house asking for such conference and which is in possession of the bill but no floor vote may be taken on any free conference committee report without a summary of additions, changes and deletions made by the free conference committee with a reference in each instance to the page and line number or numbers in the report containing said additions, changes or deletions; it shall act upon such report, and if an agreement is reported, keep one of the copies of the report for its journal and duly message its action together with the bill, the original copy of the report and the remaining duplicate to the other house, which if the conference report be concurred in and the bill concurred in as amended, shall be the bill that is finally passed.

**Signatures on Report.** RULE 11. The report of a free conference committee must be in writing, and the original and two copies must be signed personally by those agreeing thereto and must have the signatures of five of the six members of the committee: *Provided, however,* That in the event five members of a free conference committee cannot agree on the bill or measure referred to the committee, a majority of the committee may report that the committee cannot agree, and request the appointment of another committee.

**Adoption of Reports.\***      **RULE 12.** The report of a conference or free conference committee may be adopted by acclamation, but concurrence in the bill as amended shall be by roll call and the ayes and nays entered on the journals of the respective houses. The report must be voted upon in its entirety and cannot be amended.

**Messages Between the Two Houses.**      **RULE 13.** Messages from the senate to the house of representatives shall be delivered by the secretary or assistant secretary, and messages from the house of representatives to the senate shall be delivered by the chief clerk or assistant.

**Final Action on Bills, How Communicated.**      **RULE 14.** Each house shall communicate its final action on any bill or resolution, or matter in which the other may be interested, in writing, signed by the secretary or clerk of the house from which such notice is sent.

**Enrolled Bills—Presiding Officer to Sign.**      **RULE 15.** After a bill shall have passed both houses and all amendments have been carefully engrossed therein, it shall be signed by the presiding officer of each house in open session, first in the house in which it originated. The secretary of the senate or the chief clerk of the house shall present the original bill to the governor for his signature, who, after taking his action thereon, shall transmit it to the office of the secretary of state.

---

\*Requires a constitutional majority. Requires two-thirds on constitutional amendment.

**Disposition of Engrossed Bills.** RULE 16. Whenever any bill shall have passed both houses, the house transmitting the bill in its final form to the governor shall also file with the secretary of state a copy of the bill together with the history of such bill up to the time of transmission to the governor.

**Transmission of Documents.** RULE 17. Each house shall transmit to the other all documents on which any bill or resolution may be founded.

**Joint and Concurrent Resolutions; Memorials.** RULE 18. All memorials and resolutions from the legislature addressed to the President of the United States, to the Congress or either house thereof, or to the heads of any other branch of the Federal government shall be in the form of joint memorials. Proposed amendments to the state constitution shall be in the form of joint resolutions. Business between the two houses such as joint sessions, adopting or amending joint rules, closing business of the legislature and all such related matters shall be in the form of concurrent resolutions. Joint memorials, joint resolutions, and concurrent resolutions, up to and including the signing thereof by the presiding officer of each house, shall be subject to the rules governing the course of bills.

Concurrent resolutions may be adopted without a roll call: *Provided, however,* That concurrent resolutions authorizing investigations, and authorizing the expenditure or allocation of any money must be adopted by roll call, and the yeas and nays recorded in the journal.



**Senate Bills in the House; House Bills in the Senate.** RULE 19. Senate bills in the house and house bills in the senate, in possession of the rules committees, shall be selected for the calendars of both the senate and house on Wednesday of each week during the session; and to follow the progress of senate bills in the house and house bills in the senate, the president of the senate shall appoint three members of the senate rules committee and the speaker of the house shall appoint three members of the house rules committee, who will jointly act as an advisory calendar committee in regard to senate bills in the house and house bills in the senate; said advisory committee to be appointed not later than the fifteenth day of the session.

**Amendatory Bills.** RULE 20. All amendatory bills shall refer to the section or sections of the official codes and statutes of Washington, and supplements thereto and to the respective Session Laws, to be amended.

**Amendatory Bills, How Drawn.** RULE 21. Bills introduced in either house intended to amend existing statutes shall have the words which are amendatory to such existing statutes underlined. Any matter to be deleted from the existing statutes shall be indicated by lining out such matter with a broken line and enclosing the lined out material within double parentheses, and no bill shall be printed or acted upon until the provisions of this rule shall have been complied with.

New sections need not be underlined but shall be designated "NEW SECTION." in upper case type and such designation shall be underlined.

No bill shall be introduced by title only, and, in the event a bill is not complete, at least section 1 shall be set forth in full before the bill may be accepted for introduction.

Amendments to bills will be acted upon in the manner provided in the Rules of the Senate and in the Rules of the House: *Provided*, That no amendment to a bill shall be considered which strikes the entire subject matter of a bill, and substitutes in lieu thereof entirely new subject matter not germane to the original or engrossed bill.

**Amendments to State Constitution; Action by Legislature.**      **RULE 22.** Amendments to the state constitution may be proposed in either branch of the legislature by joint resolution; and if the same shall be agreed to by two-thirds of the members elected to each of the two houses, such proposed amendment or amendments shall be entered on their respective journals with the ayes and nays thereon. (Const., art. 23, sec. 1.)

**Publicity of Proposed Amendments to State Constitution.**      **RULE 23.** The legislature shall provide methods of publicity of all laws or parts of laws, and amendments to the constitution referred to the people with arguments for and against the laws and amendments so referred, so that each voter of the state shall receive the publication at least fifty days before the election at which they are to be voted upon. (Const., art. 2, sec. 1d.)

**Initiative Petition Before the Legislature.**      **RULE 24.** Initiative petitions filed with the secretary of state not less than

ten days before any regular session of the legislature shall take precedence over all other measures in the legislature except appropriation bills and shall be either enacted or rejected without change or amendment by the legislature before the end of such regular session.

Upon certification from the secretary of state that an initiative to the legislature has received sufficient valid signatures, the secretary of state shall submit certified copies of the said initiative to the state senate and the house of representatives. Upon receipt of said initiative, each body of the legislature through their presiding officers shall refer the certified copies of the initiative to a proper committee.

Upon receipt of a committee report on an initiative to the legislature, each house shall treat the measure in the same manner as bills, memorials and resolutions, except that initiatives cannot be placed on the calendar for amendment.

After the action of each body has been recorded on the final passage or any other action by resolution or otherwise which may refer the initiative to the people has been recorded, the president and secretary of the senate and the speaker and chief clerk of the house will certify, each for its own body, to the secretary of state the action taken. (Const., art. 2, sec. 1a.)

**Adjournment.** RULE 25. Neither house shall adjourn for more than three days, nor to any place other than that in which they may be sitting, without the consent of the other. (Const., art. 2, sec. 11.)

**Adjournment Sine Die.** RULE 26. Adjournment *sine die* shall be made only by concurrent resolution.

**Introduction of Bills.** RULE 27. No bill shall be considered in either house unless the time for its introduction shall have been at least twenty days before the final adjournment of the legislature, except appropriation bills, revenue bills, and executive request bills, and these bills shall not be considered in either house unless the time for their introduction shall have been at least ten days before the final adjournment of the legislature, unless the legislature shall otherwise direct by a vote of two-thirds of all the members elected to each house, said vote to be taken by yeas and nays and entered upon the journal, or unless the same be at a special session.

**Committee Bills.** RULE 28. A committee bill may originate in either house, provided the entire committee unanimously favors the introduction of such bill at a regularly called meeting of the committee. Each member of the committee shall endorse his name thereon. The rules committee of either house may introduce bills upon executive request by a two-thirds vote of the committee. No bill shall be introduced as a joint committee bill.

**Joint Committee Meetings.** RULE 29. Whenever any standing committee of either house shall desire to arrange for a public hearing upon any subject of legislation pending before such committee, it shall be the duty of the chairman of such committee to consult with the chairman of the corresponding committee of the other house and endeavor to arrange a hearing by the joint committees of the two houses.

All public hearings held by joint committees

shall be scheduled at least five days in advance and shall be given publicity: *Provided*, That this provision shall not apply to joint hearings held after the fiftieth day of the session.

**Each House Judge of Its Own Membership.** RULE 30. Each house of the legislature is the judge of the qualifications and election of its members, and shall try all contested elections of its members in such manner as it may direct.

**Sessions of the Legislature.** RULE 31. The sessions of the legislature shall be held biennially, convening at 12 o'clock noon on the second Monday of January each odd year, as provided by chapter XX of the Laws of 1891 (44.04.010, RCW) in accordance with art. 2, section 12 of the state constitution.

**Amendments to Joint Rules.** RULE 32. These joint rules may be amended by concurrent resolution agreed to by a majority of the members of each house, provided one day's notice be given of the motion thereof.

**Joint Rules of Special Session.** RULE 33. The permanent joint rules adopted at the regular session shall govern any special session called during the same legislative biennium.

**Topical Index** RULE 34. The president and secretary of the senate and the speaker and chief clerk of the house shall designate an employee of either the house or the senate to act as supervisor of topical indexing, said supervisor to have charge of the topical indexing of the legislative record.

# Index to Joint Rules

	<i>No. of Joint Rule</i>
<b>ADJOURNMENT:</b>	
For more than three days.....	25
<i>Sine die</i> .....	26
<b>AMENDMENTS:</b>	
To joint rules .....	32
<b>BILLS:</b>	
Amendatory .....	21, 22
Committee bills .....	28
Delivered to Governor.....	15
Engrossed bill to Secretary of State.....	16
Final action on.....	14
House bills special order in the Senate.....	19
Introduction of .....	27
Message on transmission between Houses.....	13
President to sign .....	15
Senate bills special order in the House.....	19
Speaker to sign .....	15
To be enrolled.....	15
CODE OF ETHICS.....	1, 2, 3
<b>CONCURRENT RESOLUTIONS:</b>	
Defining .....	18
Procedure .....	18
<b>CONFERENCE COMMITTEES:</b>	
Appointed .....	8
Duties .....	7
How made up.....	8
Power of free conference.....	9
Report—	
Adoption of .....	12
Changes indicated .....	10
How made out.....	10
Signatures .....	11
<b>CONSTITUTION:</b>	
Amendments to .....	22
Publicity .....	23
EMPLOYEES, RESTRICTIONS .....	3
<b>INITIATIVE PETITIONS IN LEGISLATURE:</b>	
Precedence .....	24
<b>JOINT COMMITTEES:</b>	
Meeting of .....	29
(See Conference)	
<b>JOINT RESOLUTIONS:</b>	
Defining .....	18
Procedure .....	18
<b>JOINT SESSION:</b>	
Business limited .....	6
Chief Clerk to act as clerk.....	4
Each House to judge its own members.....	30
How called .....	5
Lieutenant Governor to preside.....	4
Sessions .....	31
Special Session Rules.....	33

	<i>No. of Joint Rule</i>
MEMORIALS:	
Procedure .....	18
MESSAGES:	
Between two Houses.....	13
SESSIONS:	
Time of convening .....	31
TOPICAL INDEX:	
Legislative Record .....	34
TRANSMISSION OF DOCUMENTS:	
On which bill or resolution is founded.....	17

# THE SENATE

FORTY-SECOND LEGISLATIVE  
SESSION, OLYMPIA

1971

---

---

## Rules of the Senate List of Members Committees

---

---

### OFFICERS

JOHN A. CHERBERG, Seattle  
Lieutenant Governor

AL. HENRY, White Salmon  
President Pro Tempore

JAMES E. KEEFE, Spokane  
Vice President Pro Tempore

SID SNYDER, Long Beach  
Secretary of the Senate

CHARLES JOHNSON, Olympia  
Sergeant at Arms



## SENATE CAUCUS OFFICERS

### Democratic Caucus

*Chairman*, ROBERT C. BAILEY  
*Secretary*, REUBEN A. KNOBLAUCH  
*Floor Leader*, R. R. BOB GREIVE  
*Majority Whip*, WILLIAM A. GISSBERG

### Republican Caucus

*Chairman*, R. FRANK ATWOOD  
*Vice Chairman*, PERRY B. WOODALL  
*Secretary*, HARRY B. LEWIS  
*Floor Leader*, JAMES A. ANDERSEN  
*Minority Whip*, BOB MCDUGALL

# Rules of the Senate

## DUTIES OF THE PRESIDENT

**Rule 1.** The president shall take the chair and call the senate to order precisely at the hour appointed for meeting, and, if a quorum be present, shall cause the journal of the preceding day to be read. He shall preserve order and decorum, and in case of any disturbance or disorderly conduct within the chamber, shall order the sergeant at arms to suppress the same, and may order the arrest of any person creating any disturbance within the senate chamber. He may speak to points of order in preference to members, arising from his seat for that purpose, and shall decide all questions of order subject to an appeal to the senate by any member, on which appeal no member shall speak more than once without leave of the senate. He shall, in open session, sign all acts, addresses and joint resolutions. He shall sign all writs, warrants and subpoenas issued by order of the senate, all of which shall be attested by the secretary. In the absence of the president pro tem, he shall have the right to name any senator to perform the duties of the chair, but such substitution shall not extend beyond an adjournment, nor authorize the senator so substituted to sign any documents, requiring the signature of the president.

He shall have charge of and see that all officers, attaches, and clerks perform their respective duties, and he shall have general control of the senate chamber and lobby.

## COMMITTEES—APPOINTMENT AND CONFIRMATION

**Rule 2.** The president shall appoint all conference, special, joint and hereinafter named standing committees on the part of the senate: *Provided, however,* That the appointment of the said conference, special, joint and hereinafter named standing committees shall be subject to the confirmation of the senate.

In the event the senate shall refuse to confirm any committee or committees, such committee or

committees shall be forthwith elected by the senate.

The following standing committees shall constitute the standing committees of the senate:

1. Agriculture and Horticulture.....	9
2. Cities, Towns and Counties.....	16
3. Commerce and Regulatory Agencies....	20
4. Constitution, Elections and Legislative Processes .....	15
Committee on Redistricting.....	15
5. Education .....	12
6. Higher Education and Libraries.....	15
7. Judiciary .....	13
8. Labor and Industrial Insurance.....	7
9. Manufacturing and Industrial Develop- ment .....	7
10. Medicine, Dentistry and Health Care, Air and Water Pollution.....	11
11. Natural Resources, Fisheries and Game.	10
12. Parks, Tourism, Capitol Grounds and Veterans' Affairs .....	11
13. Public Institutions .....	9
14. Public Pensions and Social Security....	7
15. Rules and Joint Rules.....	16
16. State Government .....	11
17. Transportation .....	26
18. Ways and Means.....	38
Committee on Appropriations.....	21
Committee on Revenue and Taxation..	16
Committee on Claims and Auditing...	7

### ELECTION BY ROLL CALL

**Rule 3.** In all cases of election by the senate, the votes shall be taken by yeas and nays, and no senator or other person shall remain by the secretary's desk while the roll is being called or the votes are being counted. No senator shall be allowed to vote except when within the bar of the senate, or upon any question upon which he is in any way personally or directly interested, nor be allowed to explain his vote or discuss the question while the yeas and nays are being called, nor change his vote after the result has been announced. (See also Art. 2, Sec. 30, State Constitution.)

A senator having been absent during roll call may ask to have his name called: *Provided*, He makes such request before the result of the roll call has been announced by the president.

#### SECRETARY, SERGEANT AT ARMS EMPLOYEES

**Rule 4.** The senate shall elect a secretary, and a sergeant at arms, who shall perform the usual duties pertaining to their offices, and they shall hold office during the regular session and until their successor has been elected. The secretary shall appoint, subject to the approval of the senate, all other senate employees; and the hours of duty and assignments of all senate employees shall be under his directions and instructions, and they may be dismissed by him at his discretion.

The secretary of the senate, prior to the convening of the next session, shall prepare his office to receive bills which the members and members-elect may desire to prefile commencing with the first Monday in December preceding any session year; or twenty days prior to any extraordinary session of the legislature. He shall have printed copies prepared and distributed to the members and members-elect and such other individuals and organizations requesting them: *Provided, however*, That no bill, memorial or resolution shall be filed by title and/or preamble only. (See also Rule 58.)

#### SUBORDINATE OFFICERS

**Rule 5.** The subordinate officers of the senate shall perform such duties as usually pertain to their respective positions in legislative bodies under the direction of the president, and such other duties as the senate may impose upon them. Under no circumstances shall the compensation of any employee be increased for past services.

#### RESTRICTION OF EMPLOYMENT

**Rule 6.** No senate employee shall lobby in favor of or against any matter under consideration.

### PRESIDENT PRO TEM

**Rule 7.** Upon the organization of the senate the members shall select one of their number as president pro tem, who shall have all the powers and authority, and who shall discharge all the duties of the lieutenant governor, acting as president during his absence.

In the event that the lieutenant governor is acting as governor the senate shall also elect one of its members temporary president, who, in the absence or disability of the president elected by the senate, shall have all the power and authority and who shall discharge the duties of such president.

### PURCHASE OF SUPPLIES

**Rule 8.** All supplies for the use of the senate shall be furnished upon requisition signed by the secretary and approved by the chairman of the committee on claims and auditing.

The committee on claims and auditing shall carefully consider all items of expenditure ordered or contracted on the part of the senate or any of its employees, and report upon the same prior to the voucher being signed by the president and the secretary of the senate, authorizing the payment thereof.

### DAILY CONVENING TIME

**Rule 9.** The president shall call the senate to order each day of sitting at 10 o'clock a.m., unless the senate shall have adjourned to some other hour.

### QUORUM

**Rule 10.** A majority of all members elected to the senate shall be necessary to constitute a quorum to do business: *Provided*, That less than a quorum may adjourn from day to day until a quorum can be had.

### CALL OF THE SENATE

**Rule 11.** Although a roll call be in progress, a call of the senate may be moved by three senators, whose names shall be entered upon

the journal, and if carried by a majority of all present the secretary shall call the roll and note the absentees, after which the names of the absentees shall again be called. The doors shall then be closed and the sergeant at arms directed to take into custody all who may be absent without leave, and all the senators so taken into custody shall be presented at the bar of the senate for such action as the senate may deem proper.

### ORDER OF BUSINESS

**Rule 12.** After the roll is called and journal read and approved, business shall be disposed of in the following order:

FIRST. Reports of standing committees.

SECOND. Reports of select committees.

THIRD. Messages from the governor and other state officers.

FOURTH. Messages from the house of representatives.

FIFTH. Introduction, first reading, and reference of bills, memorials and resolutions.

SIXTH. Presentation of petitions, memorials, resolutions and motions.

SEVENTH. Second reading of bills.

EIGHTH. Third reading of bills.

The order of business established by this rule may be changed and any order of business already dealt with may be reverted or advanced to by a majority vote of those present. (See also Rule 46, Paragraph 4.)

### BUSINESS TO BE ANNOUNCED

**Rule 13.** The president shall, on each day, announce to the senate the business in order, agreeable to the preceding rule, and no business shall be taken up or considered, until the class to which it belongs shall be declared in order.

### SPECIAL ORDER

**Rule 14.** The president shall call the senate to order at the hour fixed for the consideration of a special order, and announce that the special order is before the senate, which shall then be

considered unless it is postponed by a majority vote, and any business before the senate at the time of the announcement of the special order shall take its regular position in the order of business.

### UNFINISHED BUSINESS

**Rule 15.** The unfinished business at the preceding adjournment shall have preference over all other matters, excepting special orders, and no motion or any other business shall be received without special leave of the senate until the former is disposed of.

### RULES OF DEBATE

**Rule 16.** When any senator is about to speak in debate, or submit any matter to the senate, he shall rise from his seat, and, standing in his place, respectfully address himself to "Mr. President," and when recognized shall, in a courteous manner, confine himself to the question under debate, avoiding personalities, and when finished shall resume his seat. No senator shall impeach the motives of any other member or speak more than twice (except for explanation) during the consideration of any one question, on the same day or a second time without leave, when others who have not spoken desire the floor, but incidental and subsidiary questions arising during the debate shall not be considered the same question.

### MOTIONS—HOW PRESENTED

**Rule 17.** No motion shall be entertained or debated until announced by the president and every motion shall be deemed to have been seconded. It shall be reduced to writing and read by the secretary, if desired by the president or any senator, before it shall be debated, and by the consent of the senate may be withdrawn before amendment or action.

### SENATE RESOLUTIONS

Senate resolutions shall be acted upon in the same manner as motions.

RECOGNITION BY THE PRESIDENT

**Rule 18.** When two or more senators rise at the same time to address the chair, the president shall name the one who shall speak first, giving preference, when practicable, to the mover or introducer of the subject under consideration.

PRIORITY OF BUSINESS

**Rule 19.** All questions relating to the priority of business shall be decided without debate.

MESSAGES

**Rule 20.** Messages from the governor, other state officers, and from the house of representatives may be considered at any time by consent of the senate.

PRECEDENCE OF MOTIONS

**Rule 21.** When a motion has been made and seconded and stated by the chair the following motions are in order, in the rank named:

PRIVILEGED MOTIONS

- Adjourn or recess
- Reconsider
- Demand for call of the senate
- Demand for roll call
- Demand for division
- Question of privilege
- Orders of the day

INCIDENTAL MOTIONS

- Points of order and appeal
- Method of consideration
- Suspend the rules
- Reading papers
- Withdraw a motion
- Division of a question

SUBSIDIARY MOTIONS

- 1st Rank: Question of Consideration
- 2nd Rank: To lay on the table
- 3rd Rank: For the previous question



- 4th Rank: To postpone to a day certain  
 To commit or recommit  
 To postpone indefinitely
- 5th Rank: To amend

No motion to postpone to a day certain, to commit, to postpone indefinitely, being decided, shall again be allowed on the same day and at the same stage of the proceedings, and when a question has been postponed indefinitely it shall not again be introduced during the session.

A motion to lay an amendment on the table shall not carry the main question with it unless so specified in the motion to table.

#### OPENING AND CLOSING DEBATE

**Rule 22.** The author of a bill, motion or resolution shall have the privilege of opening and closing debate upon the same, unless the previous question has been moved and sustained.

#### CALL FOR DIVISION OF A QUESTION

**Rule 23.** Any senator may call for a division of a question, which shall be divided if it embraces subjects so distinct that one being taken away a substantive proposition shall remain for the decision of the senate; but a motion to strike out and insert shall not be divided.

#### POINT OF ORDER—DECISION APPEALABLE

**Rule 24.** Every decision of points of order by the president shall be subject to appeal by any senator, and discussion of a question of order shall be allowed. In all cases of appeal the question shall be: "Shall the decision of the chair stand as the judgment of the senate?"

#### QUESTION OF PRIVILEGE

**Rule 25.** Any senator may rise to a question of privilege and explain a matter personal to himself by leave of the president, but he shall not discuss any pending question in such explanations, nor shall any question of personal privilege permit any senator to introduce any person or persons in the galleries: *Provided*, The

president upon notice received may acknowledge the presence of any group without applause from the senate.

### PROTESTS

**Rule 26.** Any senator or senators may protest against the action of the senate upon any question and have such protest entered upon the journal: *Provided*, That such protest does not exceed 200 words. The senator protesting shall file his protest with the secretary of the senate within 48 hours following the action protested.

### READING OF PAPERS

**Rule 27.** When the reading of any paper is called for, and is objected to by any senator, it shall be determined by a vote of the senate, without debate.

Any and all copies or reproductions of newspaper or magazine editorials, articles or cartoons or publications or material of any nature distributed to senators' desks must bear the name of at least one senator granting permission for the distribution: *Provided, however*, That this shall not apply to materials normally distributed by the secretary of the senate or the majority or minority caucuses.

### SUSPENSION OF RULES

**Rule 28.** No standing rule or order of this senate shall be rescinded or changed without a majority vote of the members, and seven days' notice of the motion thereof: *Provided*, Adoption of permanent rules may be by simple majority without notice, but a rule or order may be temporarily suspended for a special purpose by a vote of two-thirds of the members present. When the suspension of a rule is called, and after due notice from the president, no objection is offered, he may announce the rule suspended, and the senate may proceed accordingly.

### SUSPENSION OF RULES—DEBATE

**Rule 29.** A motion for suspension of the rules shall not be debatable, except, however, the

mover of the motion may briefly explain the purpose of his motion.

### PREVIOUS QUESTION

**Rule 30.** The previous question shall not be put unless demanded by three senators, whose names shall be entered upon the journal, and it shall then be in this form: "Shall the main question be now put?" When sustained by a majority of senators present it shall preclude all debate, and the roll shall be immediately called on the question or questions pending before the senate, and all incidental question or questions of order arising after the motion is made shall be decided whether on appeal or otherwise without debate.

### RECONSIDERATION, HOW TAKEN

**Rule 31.** After the final vote on any resolution or bill, before the adjournment of that day's session, and at such time only, any member who voted with the prevailing side may give notice of reconsideration. Such motion to reconsider shall be in order only under the order of motions of the day immediately following the day upon which such notice of reconsideration is given, and may be made by any member who voted with the prevailing side.

A motion to reconsider shall have precedence over every other motion, except a motion to adjourn; and when the senate adjourns while a motion to reconsider is pending or before passing the order of motions, the right to move a reconsideration shall continue to the next day of sitting. On and after the fiftieth day of the session a motion to reconsider shall only be in order on the same day upon which notice of reconsideration is given and may be made at any time that day. Motions to reconsider a vote upon amendments to any pending question may be made and decided at once.

### YEAS AND NAYS—WHEN MUST BE TAKEN

**Rule 32.** The yeas and nays shall be taken when called for by one-sixth of all the senators

present, and every senator within the bar of the senate shall vote unless excused by the unanimous vote of the senate, and the votes shall be entered upon the journal, and the names of senators demanding the yeas and nays shall also be entered upon the journal. (See also Art. 2, Sec. 21, State Constitution.)

When once begun the roll call may not be interrupted for any purpose other than to move a call of the senate. (See also Senate Rule 11.)

### TIE VOTE

**Rule 33.** The passage of a bill or action on a question is lost by a tie vote, but when a vote of the senate is equally divided, the lieutenant governor, when presiding, shall have the deciding vote on questions other than the final passage of a bill. (See also Art. 2, Sec. 22, State Constitution.)

### ANNOUNCEMENT OF VOTE

**Rule 34.** The announcement of all votes shall be made by the president, and the announcement of the result of any vote shall not be postponed.

### MOTION TO ADJOURN

**Rule 35.** Except when under call of the senate, a motion to adjourn shall always be in order. The name of the senator moving to adjourn and the time when the motion was made shall be entered on the journal.

### REED'S PARLIAMENTARY RULES

**Rule 36.** The rules of parliamentary practice as contained in Reed's Parliamentary Rules shall govern the senate in all cases to which they are applicable, and in which they are not inconsistent with the rules and orders of this senate and the joint rules of this senate and the house of representatives.

### BREACH OF DECORUM

**Rule 37.** In cases of breach of decorum or propriety, any senator, officer or other person shall be liable to such censure or punishment

as the senate may deem proper, and if any senator be called to order for offensive or indecorous language or conduct, the person calling him to order shall report the language excepted to which shall be taken down or noted at the secretary's desk, and no member shall be held to answer for any language used upon the floor of the senate if business has intervened before exception to the language was thus taken and noted.

### TRANSGRESSION OF RULES

**Rule 38.** If any senator in speaking, or otherwise, transgresses the rules of the senate, the president shall, or any senator may, call him to order, and when a senator shall be so called to order he shall resume his seat and not proceed without leave of the senate, which leave, if granted, shall be upon motion "that he be allowed to proceed in order," when, if carried, he shall confine himself to the question under consideration.

### ABSENCE OF SENATOR WITHOUT LEAVE

**Rule 39.** No senator shall absent himself from the senate without leave, except in case of accident or sickness, and if any senator or officer shall absent himself his per diem shall not be allowed or paid him, and no senator, officer or attache shall obtain leave of absence or be excused from attendance without the consent of a majority of the members present.

### DECORUM

**Rule 40.** Indecorous conduct, boisterous or unbecoming language will not be permitted in the senate at any time.

### WITNESSES BEFORE THE SENATE

**Rule 41.** Witnesses summoned by or on behalf of the senate to appear before the senate, or any of its committees, shall be paid for each day's attendance five dollars, and shall be paid five dollars for maintenance for each day's attendance; for each mile traveled in coming to

the place of examination, ten cents: *Provided, however,* No mileage shall be paid except where the witness actually traveled for the purpose of giving testimony.

#### USE OF SENATE CHAMBERS

**Rule 42.** The senate chamber and its facilities shall not be used for any but legislative business, except by permission of the senate.

#### ADMISSION TO THE SENATE

**Rule 43.** The sergeant at arms and doorkeepers shall not admit to the floor of the senate during the time the senate is not in session, any person other than one requested by a senator, the president or secretary of the senate, in writing.

#### SENATE GALLERY

**Rule 44.** The east section of the south gallery is reserved for the use of the governor and state officers and their families, for the families of senators, and for members of the house of representatives and their families.

#### ADMISSION TO FLOOR OF THE SENATE

**Rule 45.** The sergeant at arms and doorkeepers shall not admit to the floor of the senate during the session any person other than a member of the senate, except:

The governor.

Members of the house of representatives.

State elective officers.

Former members of the senate and state chairmen of the two major political parties.

Officers and employees of the senate.

Representatives of the press or other persons designated by name and holding cards of admission authorized by the rules committee and signed by the president.

*Provided,* That these courtesies shall be rescinded if the privilege is used for the purpose of lobbying when the senate is in session.

#### DUTIES OF COMMITTEES

**Rule 46.** The several committees shall fully consider all measures referred to them.

The committees shall acquaint themselves with the interest of the state specially represented by the committee, and from time to time present such bills and reports as in their judgment will advance the interests and promote the welfare of the people of the state.

#### RULES COMMITTEE DAILY CALENDAR

The committee on rules and joint rules shall have charge of the daily second and third reading calendar of the senate and shall direct the secretary of the senate the order in which the bills shall be considered by the senate.

The senate may change the order of consideration of bills on the second or third reading calendar.

The calendar, except in emergent situations, as determined by the committee on rules and joint rules, shall be on the desks of the senators each morning and shall cover the bills for consideration on the next following day.

#### RECALLING BILLS FROM COMMITTEES

Any standing committee of the senate may be relieved of further consideration of any bill by a majority vote of the members of the senate. The senate may then make such orderly disposition of the bill as they may direct by a majority vote of the members of the senate.

#### WAYS AND MEANS COMMITTEE

The committee on ways and means shall propose and recommend a method of providing sufficient revenues to meet their total recommended appropriations.

#### COMMITTEE MEETINGS DURING SESSIONS

No committee shall sit during the daily session of the senate unless by special leave. (See also Rule 48.)

#### VOTING IN COMMITTEES

No vote in any standing committee shall be taken by secret ballot nor shall any committee have a policy of secrecy as to any vote on action taken in such committee.

## OPEN MEETINGS OF STANDING COMMITTEES

Meetings of all standing committees relative to pending bills, resolutions and memorials shall be open to the public, unless the chairman of the committee by a majority vote of the committee members present, orders an executive session: *Provided*, That this provision shall not apply to the committee on rules and joint rules.

## VOTE RECORD OF RULES COMMITTEE

A record of the votes of the committee on rules and joint rules on all bills, resolutions and memorials shall be kept and retained by the secretary of the senate until the end of the session. It shall be available for inspection by any interested person. (See also Rule 73.)

## COMMITTEE REPORTS

**Rule 47.** Bills reported to the senate from a standing committee must have a majority report, which shall be prepared upon a printed standing committee report form, shall carry one of the following recommendations, and shall be signed by those members of the committee subscribing thereto:

1. Do pass.
2. Do pass as amended.
3. Without recommendation.
4. Do not pass.
5. That the bill be referred to another committee.
6. That a substitute bill be substituted therefor, and the substitute bill do pass.
7. That the bill be indefinitely postponed.

## MAJORITY REPORTS

A majority report of a committee must carry the signatures of a majority of the members of the committee.

## MINORITY REPORTS

Members of the committee not concurring in the majority report may prepare a written minority report containing a different recom-



mendation and shall be signed by those members of the committee subscribing thereto.

### FILING COMMITTEE REPORTS

Prior to the 50th day all reports of standing committees must be on the secretary's desk one hour prior to convening of the session in order to be read at said session.

### READING OF REPORTS

The majority report, and minority report, if there be one, together with the names of the signers thereof, shall be read by the secretary, unless the reading be dispensed with by the senate, and all committee reports shall be spread upon the journal.

### BILLS REFERRED TO RULES COMMITTEE

All bills reported by a committee to the senate shall then be referred to the committee on rules and joint rules for second reading without action on the report unless otherwise ordered by the senate. (See also Rule 61, Paragraph 4.)

### SUBSTITUTE BILLS

When a committee reports a substitute for an original bill with the recommendation that the substitute bill do pass, it shall be in order to read the substitute bill the first time and have the same ordered printed.

A motion for the substitution of the substitute bill for the original bill shall not be in order until the committee on rules and joint rules places the original bill on the second reading calendar.

### ENROLLED AND ENGROSSED BILLS— REPORT ON

**Rule 48.** The committee on claims and auditing may meet and report at any time during the sitting of the senate.

Any three members of the subcommittee of Ways and Means on Claims and Auditing may submit a report on engrossed and enrolled bills.

COMMITTEE REFERENCE

**Rule 49.** When a motion is made to refer a subject, and different committees are proposed, the question shall be taken in the following order:

FIRST: The committee of the whole senate.

SECOND: A standing committee.

THIRD: A select committee.

COMPARING ENROLLED AND ENGROSSED  
BILLS

**Rule 50.** Any senator shall have the right to compare an enrolled bill with the engrossed bill before the president signs the same.

RULES IN THE COMMITTEE OF THE WHOLE

**Rule 51.** The rules of the senate shall apply to proceedings in committee of the whole, except that the previous question or the motion to lay on the table shall not be ordered nor the yeas and nays demanded, but the committee may limit the number of times that any member may speak at any stage of the proceedings during the sitting.

SUSPEND RULES FOR COMMITTEE  
OF THE WHOLE

**Rule 52.** The senate may at any time, by the vote of the majority of the members present, suspend the rules and orders of the senate for the purpose of going into the committee of the whole for the consideration of any bill, memorial or resolution before the senate.

FORMATION OF COMMITTEE OF THE  
WHOLE

**Rule 53.** In forming the committee of the whole, the president shall name a chairman to preside, and all bills considered shall be read by sections and the chairman shall call for amendments and debates thereon at the conclusion of the reading of each section. The body of the bill shall not be defaced or interlined, but all amendments (noting the page and line)

shall be duly entered by the secretary on a separate paper as the same shall be agreed to by the committee, and so reported to the senate for action.

#### REPORT OF COMMITTEE OF THE WHOLE

**Rule 54.** A motion that the committee of the whole rise shall always be in order, and shall be decided without debate. (See also Senate Rule 65.)

#### MESSAGES RECEIVED WHILE COMMITTEE OF THE WHOLE SITS

**Rule 55.** Messages may be received by the president while the committee of the whole is sitting; in which case the president shall resume the chair, receive the message, and vacate the chair, in favor of the chairman of the committee.

#### JOINT RESOLUTIONS AND MEMORIALS

**Rule 56.** Joint resolutions and joint memorials, up to the signing thereof by the president of the senate, shall be subject to the rules governing the course of bills.

#### SENATE CONCURRENT RESOLUTIONS

**Rule 57.** Concurrent resolutions shall be subject to the rules governing the course of bills and may be adopted without a roll call: *Provided, however,* That concurrent resolutions authorizing investigations and authorizing the expenditure or allocation of any money must be adopted by roll call and the yeas and nays recorded in the journal.

#### INTRODUCTION OF BILLS

**Rule 58.** All bills, resolutions and memorials to be introduced shall be in quintuplet, each shall be endorsed with a statement of the title and the name of the member introducing the same. Not more than three senators may sponsor a bill, except committee bills which shall be in accordance with the joint rules of the senate and house: *Provided, however,* That any member desiring to introduce a bill, joint resolution or

memorial shall file the same with the secretary of the senate by five o'clock on the evening of the day before the convening of the session at which said bill, resolution or memorial is to be introduced; and that no bill, resolution or memorial is to be introduced which has not been in the hands of the secretary at the time above stated.

The original bill is for the use of the senate, one copy for the printer, two for the secretary and the other for use by the members of the press. After the fortieth day of the session no bill shall be introduced, except as the legislature shall direct by a vote of two-thirds of all the members elected to each house, said vote to be taken by yeas and nays and entered upon the journal, or unless the same be at a special session: *Provided*, That the time limitation for introduction of bills shall not apply to substitute bills reported by standing committees for bills pending before such committees, bills relating to redistricting or reapportionment, and general appropriation and revenue bills.

Members and members-elect to the senate may pre-file bills with the secretary of the senate on any day commencing with the first Monday in December preceding any session year; or twenty days prior to any extraordinary session of the legislature. Such bills will be printed, distributed and prepared for introduction on the first legislative day: *Provided, however*, That no bill, memorial or resolution shall be filed by title and/or preamble only. (See also Rule 4.)

#### ONE SUBJECT IN A BILL

**Rule 59.** No bill shall embrace more than one subject, and that shall be expressed in the title.

#### AMENDATORY BILLS

**Rule 60.** Bills introduced in the senate intended to amend existing statutes, shall have the words which are amendatory to such existing statutes underlined. Any matter to be deleted from the existing statutes shall be indicated by setting such matter forth in full, enclosed by double

parentheses, and such deleted matter shall be lined out with hyphens. No bill shall be printed or acted upon until the provisions of this rule shall have been complied with.

Sections added by amendatory bill to an existing act, or chapter of the official code, need not be underlined but shall be designated "NEW SECTION." in upper case type and such designation shall be underlined. New enactments need not be underlined.

### READING OF BILLS

**Rule 61.** Every bill shall be read on three separate days unless the senate deems it expedient to suspend this rule: *Provided, however,* That after the 49th day of every regular session this rule may be suspended by a majority vote.

The first reading of a bill shall be by title only, unless a majority of the members present demand a reading in full.

After the first reading, bills shall be referred to an appropriate standing committee.

Upon being reported back by committee, all bills shall be referred to the committee on rules and joint rules for second reading, unless otherwise ordered by the senate. (See Rule 47, Sec. 6.)

A bill shall be reported back by the committee chairman upon written petition therefor signed by a majority of its members. The petition shall designate the recommendation as provided in Rule 47.

No committee chairman shall exercise a pocket veto of any bill.

Should there be a two-thirds majority report of the committee membership against the bill, a vote shall be immediately ordered for the indefinite postponement of the bill.

### COMMITTEE BILLS

Committee bills introduced by a standing committee may be filed with the secretary of the senate and introduced, and the signature of each member of the committee shall be endorsed upon the cover of the original bill.

Committee bills shall be read the first time

by title, ordered printed, and referred to the committee on rules and joint rules for second reading.

### SECOND READING

Upon second reading, the bill shall be read section by section, in full, and be subject to amendment.

### AMENDMENTS

No amendment shall be considered by the senate until it shall have been sent to the desk in writing and read by the secretary, and all amendments on the desk shall be read.

All amendments adopted on the second reading shall then be securely fastened to the original bill.

All amendments rejected by the senate shall be spread upon the journal, and the journal shall show the disposition of all amendments.

When no further amendments shall be offered, the president shall declare the bill has passed its second reading, and shall be referred to the committee on rules and joint rules for third reading.

The bill with the amendments, if there be any attached thereto, shall be sent to the committee on claims and auditing which committee shall see that all amendments are properly engrossed upon the original bill, and the bill returned to the secretary before the opening of the senate on the next succeeding day.

### THIRD READING

Bills on third reading shall be read in full by sections, and no amendment shall be entertained.

When a bill shall pass, it shall be certified to by the secretary, together with the vote upon final passage, noting the day of its passage thereon.

The vote must be taken by yeas and nays, the names of the senators voting for and against the same to be entered upon the journal and the majority of the members elected to the senate must be recorded thereon as voting in its favor to secure its passage by the senate. (See also **Rule 3.**)

## SCOPE AND OBJECT OF BILL NOT TO BE CHANGED

**Rule 62.** No amendment to any bill shall be allowed which shall change the scope and object of the bill.

## HOUSE AMENDMENTS TO SENATE BILLS

A senate bill, passed by the house with amendment or amendments which shall change the scope and object of the bill, upon being received in the senate, shall be referred to appropriate committee and shall take the same course as for original bills.

## NO AMENDMENT BY MERE REFERENCE TO TITLE OF ACT

**Rule 63.** No act shall ever be revised or amended by mere reference to its title, but the act revised or the section amended shall be set forth at full length.

## BILLS COMMITTED FOR SPECIAL AMENDMENT

**Rule 64.** A bill may be committed with special instructions to amend at any time before taking the final vote.

## APPROPRIATION BILLS BUDGET

**Rule 65.** Bills appropriating money shall be considered in committee of the whole senate, and no change in the amount appropriated shall be made outside of the committee of the whole.

No amendment to the general appropriation bill, commonly known as the budget, adding any new item, or items, thereto not incorporated in the bill as reported by the ways and means committee, shall be adopted except by the affirmative vote of two-thirds of the senators elected.

## PRINTING OF BILLS, ETC.

**Rule 66.** Unless otherwise ordered, 1,500 copies of all bills of general nature originating in the senate, shall be printed for the use of the senate and house of representatives: *Provided*, That upon request of a member of the senate in writ-

ing addressed to the secretary of the senate, up to 1,500 additional copies of such bill shall be printed, but under no circumstances shall more than 2,900 copies be printed without the consent of the senate.

### FURNISHING FULL FILE OF BILLS

**Rule 67.** Persons, firms, corporations and organizations within the state, desirous of receiving copies of all printed senate bills, shall make application therefor to the secretary of the senate, who shall refer all such requests to the committee on rules and joint rules.

The bill clerk shall send copies of all printed senate bills to such persons, firms, corporations and organizations as may be ordered by the committee on rules and joint rules.

### QUESTION OF CONSIDERATION

**Rule 68.** When the question of consideration has been raised as to any motion, resolution or amendment, it shall not be put until said motion, resolution or amendment has been read. The question of consideration shall be carried by a majority vote of the senators present.

### NAMES ON ROLL CALL

**Rule 69.** The order of names on the roll call shall be determined by the committee on rules and joint rules.

### CONFIRMATION OF GUBERNATORIAL APPOINTEES

**Rule 70.** When the names of appointees to state offices are transmitted to the senate for confirmation, the communication from the governor shall be read in full and entered upon the journal.

The president of the senate shall, after the reading, refer the names of such appointees to the appropriate standing committees of the senate.

The committee shall report to the senate their findings and recommendations within ten days. The committee report will then be referred to the committee on rules and joint rules.



When the committee on rules and joint rules presents the report of the standing committee before the senate, the question shall be the confirmation of the name proposed, and the roll shall then be called and the yeas and nays entered upon the journal. (Article XIII State Constitution.)

### REGULATION OF LOBBYISTS

**Rule 71.** Any person who shall be employed for pay or for any consideration for the purpose of attempting to influence the passage or defeat of legislation before the Washington state legislature shall be designated as a lobbyist, and shall register with the president of the senate. He shall give in writing his name, business address and the name and address of the person or organization by whom employed. He shall also state whether he is paid on a permanent basis with a lobbying assignment as a partial, temporary, or incidental part of his duties, or whether his employment is solely for lobbying purposes.

Every person so registering shall receive an admission card signed by the president of the senate.

If, after initial registration, a lobbyist is retained for compensation by an additional employer or interest, he shall immediately file a written notice of that fact with the president of the senate.

All lobbying information shall be filed in the president of the senate's office and be available for inspection by the members.

Any lobbyist not fully complying with the provisions of this rule is subject to having all lobbying privileges canceled by the senate committee on rules and joint rules.

### VOTE ON FREE CONFERENCE COMMITTEE REPORT

**Rule 72.** No floor vote may be taken on any free conference committee report within twenty-four hours of its placement on each member's desk, unless the free conference committee made

no changes in the bill as it was last acted upon by the senate.

#### VOTE RECORD OF STANDING COMMITTEES

**Rule 73.** When a bill has been presented to a standing committee by its chairman, other than rules and joint rules, if a motion to report out fails for want of a majority favoring, one-third of the members of such committee may demand that the vote be recorded and filed with the secretary of the senate who shall preserve such record for a period of four years. (See also Rule 46.)

**This Page Intentionally Left Blank**

# Index to Senate Rules

Revised 1971 by  
SID SNYDER  
Secretary of the Senate

	No. of Rule
<b>ABSENCE:</b>	
During roll call.....	3
From session .....	39
<b>ABSENTEES:</b>	
Call of senate.....	11
Excused by majority.....	39
<b>ACTS:</b>	
Amendments to, how set forth.....	63
Revised, how set forth.....	63
Signed by president in open session.....	1
<b>ADJOURNMENT:</b>	
Motion, when in order .....	35
Quorum, less than may adjourn.....	10
<b>ADMISSION:</b>	
To floor of senate when in session.....	45
To floor of senate when not in session.....	43
To south gallery .....	44
<b>AMENDMENTS:</b>	
All must be read .....	61
Amendatory words underlined.....	60
Limits to .....	62
Reconsideration of, when.....	31
Rejected, disposition of.....	61
Tabled amendments do not carry main question..	21
When not allowed.....	62
<b>ANNOUNCEMENTS:</b>	
Business .....	13
Vote .....	34
<b>APPEAL:</b>	
Applause prohibited from senate.....	25
From president's decision.....	1
Number of persons required to.....	1, 24
<b>APPOINTMENTS:</b>	
By Governor, confirmation of.....	70
<b>APPROPRIATION BILLS:</b>	
How considered .....	65
Introduction of to 50th day.....	58
<b>ARREST:</b>	
Person causing disturbance.....	1
<b>BILLS:</b>	
Advanced on calendar, how.....	46
Amendatory words in, to be underlined.....	60
Appropriation, how amended .....	65
Changing scope .....	62
Committee, to second reading.....	47, 61
Debate on .....	22
File of, how obtained.....	67
Free conference, vote on.....	72
In committee of the whole.....	53
Introduction of .....	58
Limitation of amendments to.....	62
Mailing of .....	67

	<i>No. of Rule</i>
<b>BILLS—Continued:</b>	
May be committed, when .....	64
May be withdrawn from standing committee, how .....	46
Number to be printed.....	66
Omission shown in double parentheses.....	60
One subject only embraced in.....	59
Pre-filing of .....	4, 58
Printing of .....	66
Reading of .....	28, 61
Referred to committee .....	47, 61
Requests for, referred to rules committee.....	67
Revenue bills introduced to 50th day.....	58
Signed in open session.....	1
Substitute:	
Time for introduction.....	47
Motion, when in order .....	47
Third reading .....	61
Tie vote, effect of.....	33
Time limitation for introduction of.....	58
<b>BREACH OF DECORUM:</b>	
Punishment of .....	37
<b>BUDGET:</b>	
Two-thirds vote for amendment of, required.....	65
<b>BUSINESS:</b>	
Changes in order of.....	12, 46
Priority of .....	19
To be announced .....	13
Unfinished .....	15
<b>CALENDAR:</b>	
Bills. advanced on, how .....	46
Rules and joint rules committee in charge of.....	46
<b>CALL FOR DIVISION .....</b>	<b>23</b>
<b>CALL OF THE SENATE:</b>	
Procedure .....	11
<b>CARDS OF ADMISSION.....</b>	<b>43, 45</b>
<b>CLAIMS AND AUDITING COMMITTEE:</b>	
Duties of .....	8, 48
Supply purchases approved by.....	8
<b>CLERKS:</b>	
Appointed by Secretary.....	4
<b>COMMITTEES:</b>	
Bills referred to .....	47, 61
Claims and auditing .....	8, 48
Confirmation of, by whom, when.....	2
Duties of .....	46
Elected, when .....	2
Enrolled and engrossed bills report.....	48
Executive sessions, in order.....	46
List of .....	2
Meetings open .....	46
Order of reference to.....	49
President appoints .....	2
Recalling bills from .....	46

	<i>No. of Rule</i>
COMMITTEES—Continued:	
Rules and joint rules.....	46
Secret vote prohibited.....	46
COMMITTEE OF THE WHOLE:	
Appropriation bills in.....	65
Bills in .....	53
Formation of .....	53
Messages while in .....	55
Presiding officer .....	53
Report of .....	54
Rules in .....	51
Suspension of rules for .....	52
COMMITTEE REPORTS:	
Action on .....	47
Confirmation of gubernatorial appointees.....	70
Free conference, vote on.....	72
Indefinitely postponed .....	47, 61
Majority and minority.....	47
Secretary's desk .....	47
COMPENSATION:	
Of employees, how increased .....	5
CONCURRENT RESOLUTIONS:	
Method of voting on .....	57
Rules governing .....	57
CONFIRMATION:	
Of gubernatorial appointees.....	70
CONSIDERATION, QUESTION OF:	
Majority required .....	68
Order of .....	21
DEBATE:	
Opening and closing .....	22
Rules of .....	16
DECORUM:	
Breach of, punishment of.....	37
Enforcement of .....	40
Preserved by president.....	1
DIVISION:	
Call for .....	23
DUTIES:	
Of claims and auditing committee.....	8, 48
Of committees .....	46
Of employees .....	4, 6
Of president .....	1
Of president pro tem.....	7
Of secretary .....	4
Of subordinate officers .....	5
ELECTION:	
By roll call .....	3
Of president pro tem.....	7
Of temporary president pro tem.....	7
Secretary and sergeant at arms.....	4
ELECTION BY ROLL CALL.....	3
EMPLOYEES:	
Appointed by secretary .....	4
Hours of duty of .....	4

	No. of Rule
EMPLOYEES—Continued:	
Lobbying by, prohibited.....	6
Restriction of employment.....	6
Senate .....	4
ENROLLED BILLS:	
Members may compare.....	50
ENROLLED AND ENGROSSED BILLS	
REPORT ON:	
When received .....	48
FILE OF BILLS:	
How obtained .....	67
GALLERY .....	44
GENERAL APPROPRIATION BILL:	
Incidental motions .....	21
Two-thirds vote for amendment of, required.....	65
INDEFINITE POSTPONEMENT .....	21, 47, 61
INTRODUCTION OF BILLS:	
Committee bills .....	47
Substitute bills by committee.....	47
Time for .....	58
JOINT RESOLUTIONS:	
Rules governing .....	56
JOURNAL:	
To be read, when.....	1
Rejected amendments to be shown.....	61
LANGUAGE:	
Lay on table, amendments.....	21
Offensive or indecorous.....	37, 40
LOBBYING:	
By employees prohibited.....	6
When in session prohibited.....	45
LOBBYISTS, REGISTRATION, REGULATION:....	71
MATERIALS:	
Limitation of distribution.....	27
MEMBERS:	
Absence from roll call.....	39
Appeal on question of order.....	1
Excused from voting, when.....	32
May compare enrolled bill.....	50
Number required to appeal.....	1, 24
Protest of, entry on journal.....	26
Question of personal privilege.....	25
Quorum .....	10
Recognition of, by president.....	18
MEMORIALS:	
Rules governing .....	56
MESSAGES:	
Governor, from .....	20
Gubernatorial appointments .....	70
House, from .....	20
Received during session of committee of the whole	55
State officers, from.....	20
When considered .....	20

	No. of Rule
<b>MOTIONS:</b>	
Consideration .....	68
Entertained, when .....	17
For reconsideration .....	31
For suspension of the rules when debatable.....	29
Incidental motions .....	21
Lay on table, amendments.....	21
Precedence of, during debate.....	21
Privileged motions .....	21
Senate resolutions .....	17
Subsidiary motions .....	21
To adjourn, time and mover of, to be recorded in journal .....	35
To adjourn, when in order.....	35
To indefinitely postpone, when in order.....	21, 47, 61
To postpone to a day certain.....	21
Withdrawn, how .....	17
Written, when .....	17
<b>MOTION TO ADJOURN:</b>	
Time and mover of, to be entered in journal.....	35
When in order.....	35
<b>OFFICERS:</b>	
Subordinate .....	5
<b>OMISSIONS:</b>	
In bill shown enclosed in double parentheses.....	60
<b>OPENING AND CLOSING DEBATE.....</b>	<b>22</b>
<b>ORDER:</b>	
Appeal on question of.....	1
Preserved by president.....	1
Senate called to, when, by whom.....	9
Special .....	14
<b>ORDER OF BUSINESS.....</b>	<b>12</b>
Changes in .....	12, 46
<b>PARLIAMENTARY RULES:</b>	
Reed's .....	36
<b>PERSONAL PRIVILEGE .....</b>	<b>25</b>
<b>POCKET VETO:</b>	
Prohibited .....	61
<b>POINTS OF ORDER.....</b>	<b>24</b>
<b>PRECEDENCE OF MOTIONS.....</b>	<b>21</b>
<b>PRE-FILING:</b>	
Bills .....	4, 58
<b>PRESIDENT:</b>	
Appoints committees .....	2
Casts vote, when.....	33
Convenes senate, when.....	1, 9
Determines points of order.....	1
Duties of .....	1
Lobbyists, registration of.....	71
May call senator to chair.....	1
Order of recognition by.....	18
Preserves order and decorum.....	1
Recognition by, preference.....	18
Shall sign writs, warrants and subpoenas.....	1
To announce vote.....	34



	No. of Rule
<b>PRESIDENT PRO TEM:</b>	
Power and authority of.....	7
Selected by senate.....	7
Temporary president, when selected.....	7
<b>PREVIOUS QUESTION:</b>	
Not ordered in committee of whole.....	51
When put .....	30
<b>PRINTING:</b>	
Of bills .....	66
<b>PRIORITY OF BUSINESS.....</b>	19
Privileged motions .....	21
<b>PROTEST:</b>	
Entry of .....	26
Time for filing.....	26
Limitation .....	26
<b>PURCHASE OF SUPPLIES.....</b>	8
<b>QUESTION:</b>	
Consideration .....	68
Division of .....	23
<b>QUESTION OF PRIVILEGE.....</b>	25
<b>QUORUM:</b>	
What constitutes .....	10
<b>READING OF BILLS.....</b>	28, 61
<b>READING OF PAPERS.....</b>	27
<b>RECONSIDERATION:</b>	
How taken .....	31
Motion for .....	31
Notice of .....	31
Precedence of motion for.....	28, 31
When in order.....	28, 31
<b>REFERENCE:</b>	
Bills to committees.....	47
Bills to rules and joint rules committee.....	47, 61
To committees, order of.....	49
<b>REPORTS:</b>	
Action on .....	47
Committee .....	47
Committee of the whole.....	54
Majority and minority.....	47
<b>RESOLUTIONS:</b>	
Rules governing senate.....	17
<b>RESOLUTIONS, CONCURRENT:</b>	
Rules governing .....	57
<b>RESOLUTIONS, JOINT:</b>	
Rules governing .....	56
<b>ROLL CALL:</b>	
Absence during .....	3
Call of the senate.....	11
Demand for .....	32
Order of names.....	69
<b>RULES:</b>	
Debate .....	16
Governing concurrent resolutions.....	57

	No. of Rule
<b>RULES—Continued:</b>	
Governing joint resolutions .....	56
Governing joint memorials.....	56
Governing resolutions, other than joint.....	17
In committee of the whole.....	51
Reed's parliamentary .....	36
Permanent, adoption .....	28
Suspension of, not debatable.....	29
Suspension of, for committee of the whole.....	52
Transgression of, in speaking.....	38
<b>RULES AND JOINT RULES COMMITTEE:</b>	
Appointees, method of confirmation.....	70
Calendar in charge of.....	46
Membership of .....	2
Votes recorded .....	46, 73
<b>RULES OF DEBATE.....</b>	<b>16</b>
<b>SECOND READING OF BILLS.....</b>	<b>61</b>
Changes in order of bills on second reading calendar .....	46
Order of business.....	12
<b>SECRECY:</b>	
Committee voting prohibited.....	46, 73
<b>SECRETARY:</b>	
Appoints employees .....	4
Bills, pre-filing of.....	4, 58
Duties of .....	4
Election of .....	4
May dismiss employees.....	4
Votes, rules, committees, recorded, retained....	46, 73
<b>SENATE:</b>	
Admission to floor of, during session.....	45
Admission to floor of, when not in session.....	43
Call of, procedure.....	11
Convenes, when .....	9
<b>SENATE CHAMBER:</b>	
In charge of president.....	1
Use of .....	42
<b>SENATE GALLERY .....</b>	<b>44</b>
<b>SERGEANT AT ARMS:</b>	
Call of the senate.....	11
Election of .....	4
Preserve order .....	1
<b>SPEAKING:</b>	
Transgression of rules in.....	38
<b>SPECIAL ORDER:</b>	
Majority vote required to postpone.....	14
<b>STANDING COMMITTEES:</b>	
List of .....	2
<b>SUBJECT:</b>	
Only one in bills.....	59
<b>SUBORDINATE OFFICERS:</b>	
Duties of .....	5
Subsidiary motions .....	21

	No. of Rule
<b>SUBSTITUTE BILLS:</b>	
Committee report on.....	47
Motion to substitute, when.....	47
Time for introduction.....	58
<b>SUPPLIES:</b>	
Purchase of .....	8
<b>SUSPENSION OF RULES:</b>	
By vote of members.....	28
For committee of whole.....	52
Motion to suspend not debatable.....	29
Table, amendments .....	21
Third reading of bill.....	61
<b>TEMPORARY PRESIDENT:</b>	
Election of .....	7
Duties of .....	7
<b>TIE VOTE:</b>	
Effect on bills and question.....	33
President has deciding vote, when.....	33
<b>TIME:</b>	
Filing of prefiled bills.....	4, 58
For introduction of bills.....	58
<b>TITLE:</b>	
Subject of bills expressed in.....	59
<b>UNFINISHED BUSINESS:</b>	
Preference of .....	15
<b>VOTE:</b>	
Allowed when .....	3
Announcement of, by president.....	34
Demand for .....	32
Entered in journal.....	32
Free conference report.....	72
President's, when cast.....	33
Rules, standing committees, recorded.....	46, 73
Tie, effect on bills and questions.....	33
<b>VOTING:</b>	
Members excused when.....	32
Secret prohibited .....	46, 73
<b>WITNESS BEFORE SENATE:</b>	
Appearance .....	41
Fee .....	41
Mileage .....	41
<b>YEAS AND NAYS:</b>	
Demand for, entered in journal.....	32
Tie vote .....	33
When taken .....	32

# Senate Standing Committees 1971

---

**Agriculture and Horticulture (9)**—Jolly, Chairman; Canfield, Day, Donohue, Huntley, Knoblauch, McDougall, Matson, Wilson.

**Cities, Towns and Counties (16)**—Connor, Chairman; Stortini, Vice Chairman; Canfield, Clarke, Dore, Elicker, Fleming, Herr, McDougall, Mardesich, Peterson, T., Ridder, Talley, Walgren, Whetzel, Wilson.

**Commerce and Regulatory Agencies (20)**—Mardesich, Chairman; Andersen, Clarke, Cooney, Day, Dore, Fleming, Foley, Gardner, Gissberg, Huntley, Keefe, Knoblauch, McDougall, Newschwander, Peterson, L., Stortini, Twigg, Walgren, Whetzel.

**Constitution, Elections and Legislative Processes (15)**—McCutcheon, Chairman; Wilson, Vice Chairman; Canfield, Cooney, Donohue, Dore, Greive, Holman, Keefe, Mardesich, Matson, Metcalf, Stender, Woodall, Washington.

**Education (12)**—Francis, Chairman; Fleming, Gardner, McCutcheon, Metcalf, Murray, Newschwander, Odegaard, Peterson, T., Ridder, Stender, Washington.

**Higher Education and Libraries (15)**—Sandison, Chairman; Atwood, Dore, Durkan, Foley, Francis, Gardner, Guess, Henry, Holman, Huntley, Lewis, Metcalf, Scott, Wilson.

**Judiciary (13)**—Gissberg, Chairman; Dore, Vice Chairman; Andersen, Atwood, Clarke, Durkan, Foley, Francis, Greive, Holman, Twigg, Walgren, Woodall.

**Labor and Industrial Insurance (7)**—Stortini, Chairman; Bailey, Connor, McDougall, Matson, Ridder, Stender.

**Manufacturing and Industrial Development (7)**—Gardner, Chairman; Connor, Henry, Murray, Twigg, Washington, Whetzel.

**Medicine, Dentistry and Health Care, Air and Water Pollution (11)**—Day, Chairman; Cooney, Elicker, Francis, Greive, Holman, Keefe, McCutcheon, Newschwander, Odegaard, Woodall.

**Natural Resources, Fisheries and Game (10)**—Peterson, L., Chairman; Bailey, Clarke, Donohue, Gissberg, Matson, Metcalf, Peterson, T., Sandison, Talley.

**Parks, Tourism, Capitol Grounds and Veterans' Affairs (11)**—Wilson, Chairman; Canfield, Durkan, Henry, Jolly, Lewis, McCutcheon, Mardesich, Murray, Scott, Whetzel.

**Public Institutions (9)**—Odegaard, Chairman; Clarke, Guess, Knoblauch, Sandison, Scott, Stortini, Talley, Twigg.

**Public Pensions and Social Security (7)**—Fleming, Chairman; Clarke, Day, Herr, Holman, Murray, Odegaard.

**Rules and Joint Rules (17)**—Lt. Gov. Cherberg, Chairman; Andersen, Atwood, Bailey, Cooney, Foley, Greive, Guess, Henry, Herr, Keefe, Knoblauch, Peterson, T., Ridder, Stender, Talley, Woodall.

**State Government (11)**—Walgren, Chairman; Atwood, Day, Elicker, Gardner, Gissberg, Henry, Jolly, Lewis, McCutcheon, Newschwander.

**Transportation (26)**—Washington, Chairman; Henry, Vice Chairman; Bailey, Connor, Donohue, Durkan, Elicker, Foley, Guess, Herr, Huntley, Jolly, Keefe, Knoblauch, Lewis, McDougall, Mardesich, Matson, Murray, Peterson, L., Sandison, Scott, Stender, Talley, Walgren, Whetzel.

**Ways and Means (38)**—Durkan, Chairman; Appropriations—Dore, Chairman; Andersen, Atwood, Bailey, Canfield, Fleming, Foley, Francis, Huntley, Lewis, Newschwander, Odegaard, Peterson, L., Peterson, T., Ridder, Sandison, Scott, Stortini, Talley, Walgren, Wilson. **Revenue and Taxation**—Donohue, Chairman; Connor, Cooney, Day, Elicker, Gissberg, Greive, Guess, Herr, Holman, Jolly, Mardesich, Metcalf, Twigg, Washington, Woodall.

# Senate Individual Committees 1971

- ANDERSEN (James A.)**—Commerce and Regulatory Agencies; Judiciary; Rules and Joint Rules; Ways and Means (Appropriations).
- ATWOOD (R. Frank)**—Higher Education and Libraries; Judiciary; Rules and Joint Rules; State Government; Ways and Means (Appropriations).
- BAILEY (Robert C.)**—Labor and Industrial Insurance, Natural Resources, Fisheries and Game; Rules and Joint Rules; Transportation; Ways and Means (Appropriations).
- CANFIELD (Damon R.)**—Agriculture and Horticulture; Cities, Towns and Counties; Constitution, Elections and Legislative Processes; Parks, Tourism, Capitol Grounds and Veterans' Affairs; Ways and Means (Appropriations).
- CLARKE (George W.)**—Cities, Towns and Counties; Commerce and Regulatory Agencies; Judiciary; Natural Resources, Fisheries and Game; Public Institutions; Public Pensions and Social Security.
- CONNOR (Frank)**—Chairman: Cities, Towns and Counties; Labor and Industrial Insurance; Manufacturing and Industrial Development; Transportation; Ways and Means (Revenue and Taxation).
- COONEY (John L.)**—Commerce and Regulatory Agencies; Constitution, Elections and Legislative Processes; Medicine, Dentistry and Health Care, Air and Water Pollution; Rules and Joint Rules; Ways and Means (Revenue and Taxation).
- DAY (William S.)**—Chairman: Medicine, Dentistry and Health Care, Air and Water Pollution; Agriculture and Horticulture; Commerce and Regulatory Agencies; Public Pensions and Social Security; State Government; Ways and Means (Revenue and Taxation).
- DONOHUE (Hubert F.)**—Chairman: Revenue and Taxation; Agriculture and Horticulture; Constitution, Elections and Legislative Processes; Natural Resources, Fisheries and Game; Transportation.
- DORE (Fred H.)** — Chairman: Appropriations; Vice Chairman: Judiciary; Cities, Towns and Counties; Commerce and Regulatory Agencies; Higher Education and Libraries.
- DURKAN (Martin J.)**—Chairman: Ways and Means; Higher Education and Libraries; Judiciary; Parks, Tourism, Capitol Grounds and Veterans' Affairs; Transportation.
- ELICKER (Charles W.)**—Cities, Towns and Counties; Medicine, Dentistry and Health Care, Air and Water Pollution; State Government; Transportation; Ways and Means (Revenue and Taxation).

- FLEMING (George)**—**Chairman:** Public Pensions and Social Security; Cities, Towns and Counties; Commerce and Regulatory Agencies; Education; Ways and Means (Appropriations).
- FOLEY (Frank W.)**—Commerce and Regulatory Agencies; Higher Education and Libraries; Judiciary; Rules and Joint Rules; Transportation; Ways and Means (Appropriations).
- FRANCIS (Peter D.)**—**Chairman:** Education; Higher Education and Libraries; Judiciary; Medicine, Dentistry and Health Care, Air and Water Pollution; Ways and Means (Appropriations).
- GARDNER (Booth)**—**Chairman:** Manufacturing and Industrial Development; Commerce and Regulatory Agencies; Education; Higher Education and Libraries; State Government.
- GISSBERG (William A.)**—**Chairman:** Judiciary; Commerce and Regulatory Agencies; Natural Resources, Fisheries and Game; State Government; Ways and Means (Revenue and Taxation).
- GREIVE (R. R. Bob)**—Constitution, Elections and Legislative Processes; Judiciary; Medicine, Dentistry and Health Care, Air and Water Pollution; Rules and Joint Rules; Ways and Means (Revenue and Taxation).
- GUESS (Sam C.)**—Higher Education and Libraries; Public Institutions; Rules and Joint Rules; Transportation; Ways and Means (Revenue and Taxation).
- HENRY (Al)**—**Vice Chairman:** Transportation; Higher Education and Libraries; Manufacturing and Industrial Development; Parks, Tourism, Capitol Grounds and Veterans' Affairs; Rules and Joint Rules; State Government.
- HERR (Gordon)**—Cities, Towns and Counties; Public Pensions and Social Security; Rules and Joint Rules; Transportation; Ways and Means (Revenue and Taxation).
- HOLMAN (Francis E.)**—Constitution, Elections and Legislative Processes; Higher Education and Libraries; Judiciary; Medicine, Dentistry and Health Care, Air and Water Pollution; Public Pensions and Social Security; Ways and Means (Revenue and Taxation).
- HUNTLEY (Elmer C.)**—Agriculture and Horticulture; Commerce and Regulatory Agencies; Higher Education and Libraries; Transportation; Ways and Means (Appropriations).
- JOLLY (Dan)**—**Chairman:** Agriculture and Horticulture; Parks, Tourism, Capitol Grounds and Veterans' Affairs; State Government; Transportation; Ways and Means (Revenue and Taxation).

- KEEFE (James E.)**—Commerce and Regulatory Agencies; Constitution, Elections and Legislative Processes; Medicine, Dentistry and Health Care, Air and Water Pollution; Rules and Joint Rules; Transportation.
- KNOBLAUCH (Reuben A.)**—Agriculture and Horticulture; Commerce and Regulatory Agencies; Public Institutions; Rules and Joint Rules; Transportation.
- LEWIS (Harry B.)**—Higher Education and Libraries; Parks, Tourism, Capitol Grounds and Veterans' Affairs; State Government; Transportation; Ways and Means (Appropriations).
- McCUTCHEON (John T.)** — **Chairman:** Constitution, Elections and Legislative Processes; Education; Medicine, Dentistry and Health Care, Air and Water Pollution; Parks, Tourism, Capitol Grounds and Veterans' Affairs; State Government.
- McDOUGALL (Bob)** — Agriculture and Horticulture; Cities, Towns and Counties; Commerce and Regulatory Agencies; Labor and Industrial Insurance; Transportation.
- MARDESICH (August P.)**—**Chairman:** Commerce and Regulatory Agencies; Cities, Towns and Counties; Constitution, Elections and Legislative Processes; Parks, Tourism, Capitol Grounds and Veterans' Affairs; Transportation; Ways and Means (Revenue and Taxation).
- MATSON (Jim)**—Agriculture and Horticulture; Constitution, Elections and Legislative Processes; Labor and Industrial Insurance; Natural Resources, Fisheries and Game; Transportation.
- METCALF (Jack)**—Constitution, Elections and Legislative Processes; Education; Higher Education and Libraries; Natural Resources, Fisheries and Game.
- MURRAY (John)**—Education; Manufacturing and Industrial Development; Parks, Tourism, Capitol Grounds and Veterans' Affairs; Public Pensions and Social Security; Transportation.
- NEWSCHWANDER (Charles E.)**—Commerce and Regulatory Agencies; Education; Medicine, Dentistry and Health Care; Air and Water Pollution; State Government; Ways and Means (Appropriations).
- ODEGAARD (Gary M.)**—**Chairman:** Public Institutions; Education; Medicine, Dentistry and Health Care, Air and Water Pollution; Public Pensions and Social Security; Ways and Means (Appropriations).
- PETERSON (Lowell)** — **Chairman:** Natural Resources, Fisheries and Game; Commerce and Regulatory Agencies; Transportation; Ways and Means (Appropriations).



- PETERSON (Ted G.)**—Cities, Towns and Counties; Education; Natural Resources, Fisheries and Game; Rules and Joint Rules; Ways and Means (Appropriations).
- RIDDER (Robert C. (Bob))**—Cities, Towns and Counties; Education; Labor and Industrial Insurance; Rules and Joint Rules; Ways and Means (Appropriations).
- SANDISON (Gordon)**—**Chairman:** Higher Education and Libraries; Natural Resources, Fisheries and Game; Public Institutions; Transportation; Ways and Means (Appropriations).
- SCOTT (George W.)**—Higher Education and Libraries; Parks, Tourism, Capitol Grounds and Veterans' Affairs, Public Institutions; Transportation; Ways and Means (Appropriations).
- STENDER (John H.)**—Constitution, Elections and Legislative Processes; Education; Labor and Industrial Insurance; Rules and Joint Rules; Transportation.
- STORTINI (Joe)**—**Chairman:** Labor and Industrial Insurance; **Vice Chairman:** Cities, Towns and Counties; Commerce and Regulatory Agencies; Public Institutions; Ways and Means (Appropriations).
- TALLEY (Don L.)**—Cities, Towns and Counties; Natural Resources, Fisheries and Game; Public Institutions; Rules and Joint Rules; Transportation; Ways and Means (Appropriations).
- TWIGG (Robert W.)**—Commerce and Regulatory Agencies; Judiciary; Manufacturing and Industrial Development; Public Institutions; Ways and Means (Revenue and Taxation).
- WALGREN (Gordon L.)**—**Chairman:** State Government; Cities, Towns and Counties; Commerce and Regulatory Agencies; Judiciary; Transportation; Ways and Means (Appropriations).
- WASHINGTON (Nat W.)**—**Chairman:** Transportation; Constitution, Elections and Legislative Processes; Education; Manufacturing and Industrial Development; Ways and Means (Revenue and Taxation).
- WHETZEL (Jonathan)**—Cities, Towns and Counties; Commerce and Regulatory Agencies; Manufacturing and Industrial Development; Parks, Tourism, Capitol Grounds and Veterans' Affairs; Transportation.
- WILSON (Bruce A.)**—**Chairman:** Parks, Tourism, Capitol Grounds and Veterans' Affairs; **Vice Chairman:** Constitution, Elections and Legislative Processes; Agriculture and Horticulture; Cities, Towns and Counties; Higher Education and Libraries; Ways and Means (Appropriations).
- WOODALL (Perry B.)**—Constitution, Elections and Legislative Processes; Judiciary; Medicine, Dentistry and Health Care, Air and Water Pollution; Ways and Means (Revenue and Taxation); Rules and Joint Rules.

**SENATE ROSTER, 1971**  
**FORTY-SECOND SESSION**

JOHN A. CHERBERG, President

SID SNYDER, Secretary

AL HENRY, President Pro Tem

JAMES E. KEEFE, Vice President Pro Tem

NAME OF MEMBER	District	County	Residence	Age	Birthplace	Politics	Occupation	PREVIOUS LEGISLATIVE SESSIONS SERVED	
								Senate	House
Andersen, James A....	48	King, Sno- homish, part .....	3908 98th N.E., Bellevue 98004 220 Bellingham Nat'l Bk. Bldg., Belling- ham 98225	46	Washington	R	Attorney	1967-67 Ex.-	1959-59 Ex.-
	69-69 Ex.-							61-61 Ex.-	
								70 Ex.	63-63 Ex.-
									65-65 Ex.
Atwood, R. Frank ..	42	Whatcom .....		44	Massachusetts	R	Attorney	1963-63 Ex.-	
								65-65 Ex.-	
								67-67 Ex.-	
								69 Ex.-	69-69 Ex.-
Bailey, Robert C. .	19	Grays Harbor, part Pacific .....	Box 146, South Bend 98586	52	Washington	D	Printer	1957-59-59	1951-51 Ex.-
								Ex.-61-61	
								Ex.-63-63	
								Ex.-65-65	
								Ex.-67-67	
								Ex.-69-69	
								Ex.-70 Ex.	55-55 Ex.

## SENATE ROSTER, FORTY-SECOND SESSION, 1971—Continued

NAME OF MEMBER	District	County	Residence	Age	Birthplace	Politics	Occupation	PREVIOUS LEGISLATIVE SESSIONS SERVED	
								Senate	House
Canfield, Damon R...	8	{ Yakima-Benton, part .....	1368 Upland Dr., Sunny- side 98944	73	Arkansas	R	Educator, Fruit and Cattle Rancher, Retired	1967-67 Ex.- 69-69 Ex.- 70 Ex.	1953-53 Ex.- 55-55 Ex.- 57-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.
Clarke, George W. .	41	King, part .....	3835 W. Mercer Way, Mercer Island 98040	64	Iowa	R	Attorney	Appointed 1/8/71	1967-67 Ex. 70 Ex.
Connor, Frank T. . .	33	King, part .....	3201 S. Massa- chusetts, Seattle 98144	54	Washington	D	Real Estate	Appointed 1/24/57 1957-59-59 Ex.-61-61 Ex.-63-63 Ex.- 65-65 Ex.- 67-67 Ex.-69- 69 Ex.-70 Ex.	1951-51 Ex.- 51 2nd Ex.- 53-53 Ex.- 55-55 Ex.

## SENATE ROSTER, FORTY-SECOND SESSION, 1971—Continued

NAME OF MEMBER	District	County	Residence	Age	Birthplace	Politics	Occupation	PREVIOUS LEGISLATIVE SESSIONS SERVED	
								Senate	House
								1957-59-59	
								Ex.-61-61	
								Ex.-63-63	
								Ex.-65-65	
Cooney, John L. ...	5	Spokane, part ..	4403 N. Adams St., Spokane 99205 .....	55	Oregon .....	D	Attorney .....	Ex.-67-67 Ex.-69-69 Ex.-70 Ex.	1951-51 Ex.- 51 2nd Ex.- 55-55 Ex.
									1959-59 Ex.-
									61-61 Ex.-
									63-63 Ex.-
									65-65 Ex.-
Day, William S..	4	Spokane, part ..	E. 2721 Sprague, Spokane 99202.	49	Illinois .....	D	Chiropractor .	1969-69 Ex.- 70 Ex.	67-67 Ex.
Donohue, Hubert F. .	11	{Asotin-Colum- bia-Garfield- Walla Walla ..	Rt. 2, Box 13, Dayton 99328 .	49	Washington ...	D	Farmer .....	1969-69 Ex.- 70 Ex.	.....
								Appointed 3/11/59	
								1959 Ex.-	
								61-61 Ex.-	
								63-63 Ex.-	
								65-65 Ex.-	1958-53 Ex.-
Dore, Fred H. ...	45	King, part .....	1424 Washington Bldg., Seattle 98101 .....	45	Washington ...	D	Lawyer .....	67-67 Ex.-69- 69 Ex.-70 Ex.	55-55 Ex.- 57-59

## SENATE ROSTER, FORTY-SECOND SESSION, 1971—Continued

NAME OF MEMBER	District	County	Residence	Age	Birthplace	Politics	Occupation	PREVIOUS LEGISLATIVE SESSIONS SERVED	
								Senate	House
								1959-59 Ex.-	
								61-61 Ex.-	
								63-63 Ex.-	
								65-65 Ex.-	
Durkan, Martin J. . . . .	47	King, part . . . . .	404 Olympic Nat'l Life Bldg., Seattle 98104 ..	46	Montana . . . . .	D	Attorney . . . . .	67-67 Ex.-69- 69 Ex.-70 Ex.	1957
Elicker, Charles W. . . . .	10	{ Island-Kitsap, part . . . . . }	{ 344 Wyatt Way, Winslow 98110.	45	Pennsylvania . . . . .	R	Attorney, Sanitarium Operator . . . . .	1969-69 Ex.- 70 Ex.	1967-67 Ex.
Fleming, George . . . . .	37	King, part . . . . .	1612 Grand Ave., Seattle 98122 . . . . .	32	Texas . . . . .	D	Communica- tions Con- sultant . . . . .		1970-Ex.
Foley, Frank W. . . . .	49	Clark, part . . . . .	3924 Wauna Vista Drive, Vancouver 98661 . . . . .	57	Washington . . . . .	D	Attorney . . . . .	1957-59-59 Ex.-61-61 Ex.- 63-63 Ex.-65- 65 Ex.-67-67 Ex.-69-69 Ex.- 70 Ex.	
Francis, Pete . . . . .	32	King, part . . . . .	7300 E. Green- lake Dr. N., Seattle 98115 ..	36	Washington . . . . .	D	Attorney . . . . .	Appointed 12/1/69	1969-69 Ex.

## SENATE ROSTER, FORTY-SECOND SESSION, 1971—Continued

NAME OF MEMBER	District	County	Residence	Age	Birthplace	Politics	Occupation	PREVIOUS LEGISLATIVE SESSIONS SERVED	
								Senate	House
Gardner, Booth .....	26	Pierce, part ....	520 N. Stadium Way, Tacoma 98403 .....	34	Washington ...	D	Dir. School of Business Admin. & Econ., UPS..	1953-53 Ex.-55- 55 Ex.-57-59- 59 Ex.-61-61 Ex.-63-63 Ex. 65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.	.....
Gissberg, William A..	39	Snohomish, part..	10928 Maple Lane, Lake Stevens 98258 .	48	Washington ...	D	Lawyer .....	1947-49-50 Ex.- 51-51 Ex.-51 2nd Ex.-53-53 Ex.-55-55 Ex.-57-59-59 Ex.-61-61 Ex.- 63-63 Ex.-65- 65 Ex.-67-67 Ex.-69-69 Ex.- 70 Ex.	.....
Greive, R. R. Bob..	34	King, part .....	4444 California Ave., S.W. Seattle 98116 ..	51	Washington ...	D	Attorney .....	.....	.....

## SENATE ROSTER, FORTY-SECOND SESSION, 1971—Continued

NAME OF MEMBER	District	County	Residence	Age	Birthplace	Politics	Occupation	PREVIOUS LEGISLATIVE SESSIONS SERVED	
								Senate	House
Guess, Sam C. ....	6	Spokane, part ..	W. 408-83rd Ave., Spokane 99203 .....	61	Mississippi	R	Civil Engineer ....	1963-63 Ex.- 65-65 Ex.- 67-67 Ex.- 69-69 Ex.- 70 Ex.	.....
Henry, Al .	17	{ Clark, part- Klickitat- Skamania .....	} Rio Vista, White Salmon 98672 .....	59	Kansas	D	Telephone Executive ...	1957-59-59 Ex.-61-61 Ex.- 63-63 Ex.-65- 65 Ex.-67-67 Ex.-69-69 Ex.- 70 Ex.	1941-45-51-51 Ex.-51 2nd Ex.-55-55 Ex.
Herr, Gordon ....	31	King, part .....	10617-21st S.W., Seattle 98146 ..	44	Washington	D	Real Estate ..	Appointed 1/20/64 1966-65 Ex.- 67-67 Ex.-69- 69 Ex.-70 Ex.	1963-63 Ex.
Holman, Francis E..	1	King, part .....	920 Logan Bldg., Seattle 98101 ..	55	Utah	R	Lawyer .....	1969-69 Ex.-70 Ex.	1967-67 Ex.

## SENATE ROSTER, FORTY-SECOND SESSION, 1971—Continued

NAME OF MEMBER	District	County	Residence	Age	Birthplace	Politics	Occupation	PREVIOUS LEGISLATIVE SESSIONS SERVED	
								Senate	House
Huntley, Elmer C. ...	9	{ Adams-Lincoln- Whitman .....	Thornton 99176.	55	Washington ...	R	Farmer .....	Appointed 4/24/67 Ex. 1969-69 Ex.- 70 Ex.	1957-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.
Jolly, Dan .....	6	Franklin .....	Box 185 Connell 99326..	62	Washington ...	D	Farmer .....	.....	1963-63 Ex.- 65-65 Ex.- 67-67 Ex.- 69-69 Ex.- 70-Ex.
Keefe, James Edward ...	8	Spokane, part ..	412 W. Glass, Spokane 99205.	62	New York ....	D	Sales Manager ....	1949-50 Ex.- 1951-51 Ex.-51 2nd Ex.-53-53 Ex.-55-55 Ex.-57-59-59 Ex.-61-61 Ex.-63-63 Ex.- 65-65 Ex.- 67-67 Ex.-69- 69 Ex.-70 Ex.	.....



## SENATE ROSTER, FORTY-SECOND SESSION, 1971—Continued

NAME OF MEMBER	District	County	Residence	Age	Birthplace	Politics	Occupation	PREVIOUS LEGISLATIVE SESSIONS SERVED	
								Senate	House
								1953-53 Ex.-55-55 Ex.-57-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.	1947-49-50 Ex.-51-51 Ex.-51 2nd Ex.
Knoblauch, Reuben A.	25	Pierce, part	P.O. Box 306, Sumner 98390	55	Washington	D	Right-of-Way Agent		
Lewis, Harry B.	22	Thurston	2019 Clairemont Circle, Olympia 98501	42	Pennsylvania	R	Manufacturing	1965-65 Ex. 67-67 Ex.-69-69 Ex.-70 Ex.	1961-61 Ex.-63-63 Ex.
McCutcheon, John T.	29	Pierce, part	P.O. Box 387, Steilacoom 98388	78	Washington	D	Attorney	1943-44 Ex.-45-47-49-59-59 Ex. 61-61 Ex. 63-63-Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.	1941
McDougall, Bob	12	Chelan-Douglas	No 2. Horan Road, Wenatchee 98801	46	Washington	R	Fruit Grower, Packing, Storing	1969-69 Ex.-70 Ex.	1961-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.

## SENATE ROSTER, FORTY-SECOND SESSION, 1971—Continued

NAME OF MEMBER	District	County	Residence	Age	Birthplace	Politics	Occupation	PREVIOUS LEGISLATIVE SESSIONS SERVED	
								Senate	House
Mardesich, August P. . . . .	38	Snohomish, part . . .	4712 Mermont Dr., Everett 98201 . . . . .	50	California . . . . .	D	Attorney, Commercial Fisherman . . . . .	1963-63 Ex.- 65-65 Ex.- 67-67 Ex.-69- 69 Ex.-70 Ex.	1950 Ex.-51- 51 Ex.-51 2nd Ex.- 53-53 Ex.- 55-55 Ex.- 57-59-59 Ex.-61-61 Ex.
Matson, Jim . . . . .	14	Yakima, part . . . . .	Rt. 2, Box 730, Selah 98942 . . . . .	42	Washington . . . . .	R	Fruit grower, Shipper . . . . .	1969-69 Ex.- 70 Ex.	. . . . .
Metcalf, Jack . . . . .	21	Snohomish, part.	7421-46th, W. Mukilteo 98275 . . . . .	42	Washington . . . . .	R	Teacher . . . . .	1967-67 Ex. 69-69 Ex.- 70 Ex.	1961-61 Ex.- 63-63 Ex.
Murray, John S. . . . .	36	King . . . . .	8 W. Roy St., Seattle 98119 . . . . .	44	Missouri . . . . .	R	Publisher . . . . .	. . . . .	1967-67 Ex.- 69-69 Ex.- 70 Ex.
New- schwander, Charles E. . . . .	28	Pierce, part . . . . .	2140 Bridgeport Way. Tacoma 98466 . . . . .	49	Washington . . . . .	R	Dentist . . . . .	1969-69 Ex.- 70 Ex.	1961-61 Ex.- 63-63 Ex.- 65-65 Ex.- 67-67 Ex.

## SENATE ROSTER, FORTY-SECOND SESSION, 1971—Continued

NAME OF MEMBER	District	County	Residence	Age	Birthplace	Politics	Occupation	PREVIOUS LEGISLATIVE SESSIONS SERVED	
								Senate	House
Odegaard, Gary M. ...	20	{ Lewis-Grays Harbor, part .. }	Star Rt. 1, Box 1A, Onalaska 98570	30	Washington	... D	Teacher .....	1969-69 Ex.- 70 Ex.	.....
Peterson, Lowell .....	40	{ San Juan- Skagit .....	Box 249, Concrete 98237	48	Washington	... D	Oil Distributor .	1965-65 Ex.- 67-67 Ex.-69- 69 Ex.-70 Ex.	.....
Peterson, Ted G. ....	44	King, part .....	2345 N.W. Blue Ridge Dr., Seattle 98177 ..	66	Washington	... R	Pres. Peter- son Supply & Equipment Co. ....	1955-55 Ex.- 57-63-63 Ex.- 65-65 Ex.-67- 67 Ex.-69- 69 Ex.-70 Ex.	.....
Ridder, Robert C. (Bob) .....	35	King, part .....	5809 S. Rox- bury, Seattle 98118 ..	43	Washington	... D	Elementary School Vice Principal ....	1967-67 Ex. 69-69 Ex.- 70 Ex.	.....
Sandison, Gordon ....	24	{ Clallam-Jeffer- son-Mason .....	P.O. Box 967, Port Angeles 98362 .....	51	Washington	... D	Insurance ....	1959-59 Ex.- 61-61 Ex.-63- 63 Ex.-65-65 Ex.-67-67 Ex. 69-69 Ex.- 70 Ex.	1949-50 Ex.-51-51 Ex.-51 2nd Ex.-53-53 Ex.-55-55 Ex.-57

## SENATE ROSTER, FORTY-SECOND SESSION, 1971—Continued

NAME OF MEMBER	District	County	Residence	Age	Birthplace	Politics	Occupation	PREVIOUS LEGISLATIVE SESSIONS SERVED	
								Senate	House
Scott, George W. . . . .	46	King, part	2530 N.E. 105th Pl., Seattle 98125	32	Washington	R	Educator	1969-69 Ex.- 70 Ex.	
Stender, John H. . . . .	30	King, part	19039 Pacific Highway So., Seattle 98188	53	Montana	R	Int'l Vice Pres. Int'l Boilermakers	1963-63 Ex.- 65-65 Ex.-67- 67 Ex.-69- 69 Ex.-70 Ex.	
Stortini, Joe . . . . .	27	Pierce, part	1623 Firlands Dr., Tacoma 98405	38	Washington	D	Teacher-Coach	1969-69 Ex.- 70 Ex.	
Talley, Don L. . . . .	18	{Cowlitz- Wahkiakum	1518 Mount Pleasant Rd., Kelso 98626	50	Washington	D	Safety Supervisor	1957-59 Ex.- 61-61 Ex.-63- 63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.	
Twigg, Robert W. . . . .	7	Spokane, part	817 Northtown Bldg., Spokane 99207	44	Washington	R	Lawyer	1967-67 Ex.- 69-69 Ex.- 70 Ex.	

## SENATE ROSTER, FORTY-SECOND SESSION, 1971—Continued

NAME OF MEMBER	District	County	Residence	Age	Birthplace	Politics	Occupation	PREVIOUS LEGISLATIVE SESSIONS SERVED	
								Senate	House
Walgren, Gordon L. . . . .	23	Kitsap, part . . . .	5533 Erland Pt. Road, Brem- erton 98310 . . . .	36	Washington . . . .	D	Attorney . . . . .	1969-69 Ex.- 70 Ex.	1967-67 Ex.
								1951-51 Ex.-51 2nd Ex.-53-53 Ex.-55-55 Ex.-57-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.- 67-67 Ex.-69- 69 Ex.-70 Ex.	
Washington, Nat W. . . . .	13	Grant-Kittitas . .	42 C St. N.W., Ephrata 98323 . .	55	Washington . . . .	D	Lawyer . . . . .	69 Ex.-70 Ex.	1949-50 Ex.
Whetzel, Jonathan . . . . .	43	King . . . . .	1511 E. Olin Place, Seattle 98102 . . . . .	44	Pennsylvania . .	R	Vice Pres. KING Broad- casting Co. . . . .		1965-65 Ex.- 67-67 Ex.- 69-69 Ex.- 70 Ex.
Wilson, Bruce A. . . . .	2	{ Ferry-Okanogan- Stevens-Pend Oreille . . . . . }	P.O. Box 553. Omak 98841 . . . .	49	Illinois . . . . .	D	Weekly Newspaper Publisher . . . . .	1969-69 Ex.- 70 Ex.	.....

## SENATE ROSTER, FORTY-SECOND SESSION, 1971—Continued

NAME OF MEMBER	District	County	Residence	Age	Birthplace	Politics	Occupation	PREVIOUS LEGISLATIVE SESSIONS SERVED	
								Senate	House
Woodall, Perry B...	15	Yakima, part	P. O. Box 507 Toppenish 98948	57	Washington	R	Attorney,	Appointed 12/26/56 1957-59-59 Ex.- 61-61 Ex.-63- 63 Ex.-65-65 Ex.-67-67 Ex.- 69-69 Ex.- 70 Ex.	1989-41-43- 47-49-50 Ex.-51-61 Ex.-51 2nd Ex.
Lieutenant Governor Cherberg, John A. ..		President of the Senate	505 Howe St., Seattle	60	Florida	D	Lieutenant Governor	Elected 1957 1959-59 Ex.- 61-61 Ex.- 63-63 Ex.- 65-65 Ex.- 67-67 Ex.-69- 69 Ex.-70 Ex.	.....

## SENATE ROSTER, FORTY-SECOND SESSION, 1971—Continued

NAME OF MEMBER	District	County	Residence	Age	Birthplace	Politics	Occupation	PREVIOUS LEGISLATIVE SESSIONS SERVED	
								Senate	House
Snyder, Sid .....		Secretary of the Senate .....	P.O. Box 581, Long Beach 98631 .....	44	Washington ...	D	Owner, Oper- ator, Super- market .....	Elected 5/12/69 1970 Ex.	Served as Assistant Chief Clerk 1957-59- 59 Ex.- 61-61 Ex.- 63-63 Ex.- 65-65 Ex.- 67-67 Ex.- 69-69 Ex.
Johnson, Charles L. R.		Sergeant at Arms	624 Carlyon, Olympia 98501.	59	Washington ...	D	Merchant .....	Served as Sergeant at Arms 1957-59- 61-63-65-67- 69-70	House Member 1951 Served as Sergeant at Arms 1955

# THE HOUSE OF REPRESENTATIVES

FORTY-SECOND LEGISLATIVE  
SESSION, OLYMPIA

1971

---

---

Rules of the House of Representatives  
Roster of the Members and  
Committee Assignments

Brief Summary of the Rules of the House

---

---

## OFFICERS

**Thomas A. Swayze, Jr.**  
Speaker of the House

**Thomas L. Copeland, Walla Walla**  
Speaker Pro Tempore

**Malcolm "Dutch" McBeath, Bellingham**  
Chief Clerk of the House

**Donald R. Wilson**  
Assistant Chief Clerk

**Eugene A. Prince, Thornton**  
Sergeant at Arms



# House Legislative Leaders—1971

Thomas A. Swayze, Jr., Speaker

Thomas L. Copeland, Speaker Pro Tempore

Stewart Bledsoe, Majority Floor Leader

Hal Wolf, Majority Whip

Irving Newhouse, Majority Caucus Chairman

Sid W. Morrison, Assistant Majority Floor Leader

A. J. Pardini, Majority Caucus Coordinator

Lois North, Majority Caucus Secretary

Leonard A. Sawyer, Minority Leader

Gary Grant, Democratic Organization Leader

William "Bill" Chatalas, Democratic Caucus  
Chairman

Robert A. Perry, Democratic Caucus Campaign  
Coordinator

John L. O'Brien, Chairman, Minority Executive  
Committee

Charles Moon, Democratic Caucus Chairman  
Pro Tempore

Margaret Hurley, Democratic Caucus Secretary

## VOTES NECESSARY ON HOUSE ACTION

### Actions requiring constitutional majority (50 votes).

1. To pass bills. (Const., Sec. 22, Art. 2.)
2. To impeach. (Const., Sec. 1, Art. 5.)
3. To change any standing rule or order. Rule 89.  
(1 day's notice.)
4. To constitute a quorum. (Const., Sec. 8, Art. 2.  
House Rule 41.)
5. To order bill out of Rules Committee on Calendar  
(House Rule 43).

### Actions requiring a majority of members present.

6. To change time of meeting. Rule 40.
7. To decide case of member called to order. Rule  
53.
8. To indefinitely postpone a bill, etc. Rule 47.
9. To allow a member to speak more than twice on  
any question. Rule 51.
10. To excuse a member from voting. Rule 64.
11. To reconsider. Rule 70.
12. To withdraw a bill, motion, etc. Rule 54.
13. To pass motions and resolutions other than speci-  
fied.
14. To allow reading of a paper. Rule 57.
15. To take up out of order messages from Senate or  
Governor. (Rule 43 and Reed's Parliamentary  
Practice.)
16. To amend bills, etc., joint and concurrent resolu-  
tions and constitutional amendments.
17. To send bills, memorials, etc., to Senate same  
day of passage. Rule 39.
18. To amend rules on one day's notice. Rule 89.  
Joint Rule 28.
19. To give use of House Chamber. Rule 11.

### Actions requiring two-thirds vote of members present.

20. To order previous question. Rule 55.
21. Temporary suspension of any house rule. Rule 89.
22. To postpone special order for consideration of bill,  
etc. (Parliamentary Practice.)

### Actions requiring consent of one-sixth of members present.

23. Demand for oral roll call. Rule 68.
24. May demand call of the House. Rule 71.

### Actions requiring presence of eight members or more.

25. May demand attendance of others. Rule 41.

### Actions requiring two-thirds vote of members elected to the House (66 votes).

26. May expel a member. (Const., Sec. 9, Art. 2.)

### Actions requiring constitutional majority of members elected to the House (50 votes), and also a constitutional majority of all members elected to the Senate (25 votes).

27. May abolish the office of the Lieutenant Governor.  
(Const., Sec. 25, Art. 3.)

28. May abolish the office of State Auditor. (Const., Sec. 25, Art. 3.)
29. May abolish the office of Commissioner of Public Lands. (Const., Sec. 25, Art. 3.)

**Actions requiring two-thirds vote of members elected to the House (66 votes), and also two-thirds vote of members elected to the Senate (33 votes).**

30. To introduce a bill during the last ten days of session. (Const., Sec. 36, Art. 2.)
31. To pass a constitutional amendment. (Const., Sec. 1, Art. 23.)
32. To amend the Constitution. (Const., Sec. 1, Art. 23.)
33. To call a constitutional convention. (Const., Sec. 2, Art. 23.)

**Action requiring two-thirds vote of the members present in both houses.**

34. To pass a measure over the veto of the Governor. (Const., Sec. 12, Art. 3.)

**Actions requiring three-fourths vote of all members elected to both houses.**

35. May remove judicial officers. (Const., Sec. 9, Art. 4.)
36. May remove Attorney General. (Const., Sec. 9, Art. 4.)

**Actions requiring majority of both houses.**

37. To adjourn for more than three days. Joint Rule 21 and (Const., Sec. 11, Art. 2.)
38. To amend joint rules. (Joint Rule 28.)

**Actions frequently taken by unanimous consent.**

39. To do any of the things above-mentioned after the following item numbers: 6, 9, 10, 12, 14, 16, 17, 18, 20, 22, to depart from the committee reports out of order, etc., to take up a bill out of order for purpose of amending, or, to extend time for debate on any measure.

# Rules of the House of Representatives

## FORTY-SECOND LEGISLATURE

1971

### Chief Clerk to Call to Order

**Rule 1.** Custom, so prevalent and so ancient as to have the force of law, has made it the duty of the chief clerk of the previous assembly to call the session to order and to conduct the proceedings generally until a speaker is chosen.

The secretary of state furnishes to the clerk a certified statement of the names of the members elect, which is read by the clerk. The roll is called and the oath of office is administered to the members by a justice of the supreme court. The members rise and are sworn. After adoption of temporary rules, the assembly then proceeds to the election of its officers.

### Election of Speaker, Chief Clerk and Sergeant at Arms

**Rule 2.** The house shall elect the following officers at the commencement of each regular session: Its presiding officer, who shall be styled speaker of the house, a speaker pro tempore, who shall serve in absence or in case of the inability of the speaker, a chief clerk of the house, and a sergeant at arms. An assistant chief clerk may be elected on any legislative day. Such officers shall hold office during all sessions until the convening of the succeeding regular session.

In all elections by the house a Constitutional majority shall be required, the members shall vote viva voce and their vote shall be entered on the journal.

### Powers and Duties of Speaker

**Rule 3.** The speaker shall take the chair every day precisely at the hour to which the house shall have adjourned on the preceding day. He shall call the members to order immediately, and on the appearance of a majority of the members shall proceed with the order of business prescribed by Rule 45.

He shall possess the powers and perform the duties herein prescribed, viz.:

(a) He shall preserve order and decorum, may speak to points of order in preference to the other members, arising from his chair for that purpose.

(b) He shall decide all questions of order, subject to appeal to the house. On every appeal he shall have the right, in his place, to assign his reason for his decision.

(c) The speaker shall rise to put a question, but may state it sitting.

(d) The speaker shall have a general direction of the house chamber.

(e) He shall have the right to name any member to perform the duties of the chair, but such substitution shall not extend beyond an adjournment.

(f) In appointing the committee members to standing committees, the speaker shall name members in the same ratio as the membership of the respective parties in the house. Committee members will be selected by each party's caucus. The majority party caucus will select all committee chairmen.

Members of the Rules and Administration Committee will be selected in the same manner and same ratio as provided above, and the speaker will serve as chairman of the Rules and Administration Committee.

Interim committee memberships will be elected by the respective caucuses, unless otherwise provided by law, on a basis of statutory and geographical representation; otherwise, the same ratio between the parties will prevail in the caucus election of interim committee members.

Patronage will be divided proportionately by the party caucuses, following as closely as possible the ratio between the parties.

(g) In case of any disturbance or disorderly conduct in the house chamber and legislative areas, the speaker (or chairman of the whole house) shall have the power to order the same to be cleared.

(h) He shall designate the persons who shall act as reporters for the public press.

(i) He shall announce the business before the house in the order in which it is to be acted upon.

(j) He shall sign all acts, joint resolutions, concurrent resolutions and joint memorials in open session of the house.

(k) He shall authenticate by his signature, when necessary, all the acts, orders and proceedings of the house.

(l) The speaker pro tempore shall exercise the duties, powers and prerogatives of the speaker in the event of his death, illness, or inability to act, until the speaker's successor shall be elected.

### **Writs, Warrants and Subpoenas, How Issued**

**Rule 4.** All writs, warrants and subpoenas issued by the order of the house shall be under the hand and seal of the speaker, attested by the chief clerk.

### **Certification of Payroll of Members and Employees**

**Rule 5.** The speaker shall sign and the chief clerk countersign all payrolls and vouchers for all expenses of the house and transmit same to the state treasurer and budget director for payment.

### **Duties of Chief Clerk**

**Rule 6.** The duties of the chief clerk shall be as follows:'

(a) He shall employ all employees of the house on recommendations of the employment committee, by and with the consent of the speaker and may remove them subject to the approval of the employment committee, by and with the consent of the speaker: *Provided, however,* That the wives of members of the house of representatives and senate shall not be eligible for employment in the house: *And provided further,* That no one who has reached the age of seventy shall be employed in the house.

(b) He shall see that the journal is kept properly, and have general supervision over all clerks and employees not under the supervision of the sergeant at arms.

(c) Under the direction of the presiding officer, he shall perform all other duties pertaining to his office as clerk and shall be responsible for the official acts of his assistants.

(d) The assistant chief clerk shall exercise the duties, powers and prerogatives of the chief clerk in the event of his death, illness or inability to act.

## **EMPLOYEES**

### **Duties of Employees**

**Rule 7.** The staff of the house shall perform such duties as usually pertain to their respective positions in legislative bodies under the direction of the speaker, and such other duties as the house may impose upon them. Under no circumstances shall the compensation of any employee be increased for past services.

No house employee shall seek to influence the passage or rejection of proposed legislation.

### **Supplies for the House**

**Rule 8.** All supplies for the use of the house shall be furnished upon requisition signed by the chief clerk and approved by the speaker.

### **Duties of Sergeant at Arms**

**Rule 9.** The duties of the sergeant at arms shall be as follows:

(a) He shall attend the house during the sittings, announce all messages, preserve order, execute all processes issued by authority of the house and directed to him by the speaker.

(b) He shall see that the house chamber, adjoining rooms, committee rooms and members' offices are kept clean, well-heated and ventilated, and open for the use of the members from 8:00 a.m. until 11:00 p.m.; and that the furniture is

kept in good order and repair. He shall protect any personal property of house members left in the house chamber and committee rooms.

(c) He shall see that no person is admitted to the house chamber or committee rooms except in accordance with the provisions of Rules 13 and 14 and shall strictly enforce the house rules regulating lobbying.

### **Duties of Sergeant at Arms Staff**

**Rule 10.** All employees in the department of the sergeant at arms shall report and remain on duty as the sergeant at arms shall designate.

### **Use of House Chamber**

**Rule 11.** The use of the committee rooms shall not be granted for any purpose without consent of the committee chairmen, except for meetings of the members of the legislature. The lounge rooms are for the exclusive use of the members of the legislature.

Permission to use any house facility must be obtained from the Rules and Administration Committee, while the legislature is in session, or the speaker following adjournment.

### **Visitors' Gallery**

**Rule 12.** Portions of both galleries may be reserved for the use of the ladies and families of the governor, lieutenant governor, state officials and members of the legislature. The balance of both galleries shall be used by visitors for the orderly observation of the proceedings of the house. No member of the house, except the speaker, may introduce visitors in the gallery. The speaker may order the gallery closed when applause or other disorderly conduct occurs in the gallery.

### **Admittance to the Floor**

**Rule 13.** The following persons shall be entitled to admittance to the third and fourth floor of the house chamber (excluding the galleries):



1. Senate officers and members of the senate.
2. Persons in the exercise of official duty directly connected with the business of the house.
3. Reporters who have been designated by the speaker and who have received press cards of admittance, subject to revocation.
4. Former members of the legislature not advocating any pending or proposed legislation, upon presentation of cards of admittance issued by the speaker or speaker pro tempore and subject to revocation.
5. The immediate family of members, upon presentation of cards of admittance issued by the speaker or speaker pro tempore and subject to revocation, may be admitted when the house is not in session.
6. Other persons, upon presentation of cards of admittance issued by the speaker, the chief clerk, or members of the house, and subject to revocation, may be admitted except for one-half hour prior to the convening of each day's session and for one-half hour immediately following adjournment each day the house is in session.
7. Lobbying in the house chamber or in any committee room or lounge room is prohibited at all times unless expressly permitted by the house or committee. Anyone violating this rule will forfeit his or her right to be admitted to the house chamber or any of its committee rooms.

### **Regulation of Lobbyists**

**Rule 14.** Every person registering pursuant to RCW 44.64.010-.060 shall receive an admission card signed by the speaker.

All lobbying information filed in the speaker's office shall be available for inspection by the members, press and public.

Any lobbyist not fully complying with the provisions of the House Rules and RCW 44.64.010-.060 is subject to having all lobbying privileges canceled by the House Rules and Administration Committee.

**House Courtesy Recognition Limited**

**Rule 15.** When the house is in session, recognition of visitors and former members shall be made only by the speaker.

**Absentees**

**Rule 16.** No member shall absent himself from the service of the house unless he shall have leave from the speaker or be sick and unable to attend.

**Number of Copies of Bills, Etc.**

**Rule 17.** All bills, resolutions and memorials to be introduced shall be endorsed with a statement of the title and the name of the member or members introducing the same. Sufficient copies shall be filed as required by the chief clerk. The original is for the use of the house. Bills filed before the opening day of the session or originating in the Statute Law Committee or in the Legislative Council may be introduced in printed form.

**Bill Backs, Etc.**

**Rule 18.** There shall be attached to each bill, resolution or memorial sent to the clerk's desk a substantial cover, which shall be furnished by the clerk and shall bear no writing except the name of the person or committee introducing it and the title of the bill.

**Petitions, Memorials, Etc., Addressed to House—Disposition**

**Rule 19.** Petitions, memorials or other papers addressed to the house may be presented by the speaker or any member, and shall not be debated or decided on the day of their being first read unless the house shall direct otherwise. Floor resolutions shall be on file with the chief clerk for at least 24 hours prior to being read, and the members shall be furnished with copies of the same by the chief clerk.

**Bills—Time for Introducing**

**Rule 20.** (1) All bills shall be introduced on or before the fortieth day of a regular session except revenue and taxation bills and executive request bills which shall be introduced on or before the fiftieth day of a regular session and except as the legislature shall direct by a vote of two-thirds of all members elected to each house, said vote to be taken by yeas and nays and entered upon the journal; or unless the same be at a special session. The time limitation for introduction of bills shall not apply to substitute bills reported by standing committees for bills pending before such committees.

(2) Introduction of bills by departmental request shall be limited to the first twenty days of the session unless the house shall otherwise direct by a vote of two-thirds of all the members elected to the house, said vote to be taken by yeas and nays and entered upon the journal, or unless the same be at a special session.

**Introduction of Bills, Etc.**

**Rule 21.** Any member desiring to introduce a bill, memorial or resolution on or after the opening day of any session, except resolutions having to do with business of the house, shall file the same with the chief clerk not later than 5:00 p.m. on the evening before the next convening session; and which bill, memorial or resolution shall be numbered and read on the next convening day, in the order filed.

Members-elect to the house may prefile bills with the chief clerk on any day after the fifteenth day of November preceding any regular session for which such member or member-elect is elected or ten days prior to any extraordinary session of the legislature. Such bills will be printed, distributed and prepared for introduction on the first legislative day.

**Amendatory Bills—Form**

**Rule 22.** Bills introduced in the house of rep-

representatives intended to amend existing statutes shall have the words which are amendatory to such existing statutes underlined. Any matter to be deleted from the existing statutes shall be indicated by lining out such matter with a broken line and enclosing the lined out material within double parentheses, and no bill shall be printed or acted upon until the provisions of this rule shall have been complied with.

New sections need not be underlined but shall be designated "NEW SECTION." in upper case type and such designation shall be underlined.

### **Bills to Be Printed**

**Rule 23.** All bills shall be printed unless otherwise ordered by the house.

### **Bills—Reading of**

**Rule 24.** Every bill shall be read on three separate days unless the house deems it expedient to suspend this rule.

### **Bills—First Reading**

**Rule 25.** The first reading of a bill shall be by title only, unless a majority of the members present demand a reading in full. After the first reading, bills are referred to committees unless they are committee bills, in which event they go directly to the Rules and Administration Committee.

Upon being reported back by committee, all bills shall go to the Rules and Administration Committee.

### **Bills—Second Reading**

**Rule 26.** Upon second reading, the bill number and short title and the last line of the bill shall be read unless a majority of the members present shall demand its reading in full. The bill shall be subject to amendment section by section. No bills shall be considered on second reading unless a calendar of bills for second reading and

copies of any amendment made by a committee have been distributed to each member no later than 8:00 p.m. on the second day preceding such consideration unless otherwise provided by the Rules and Administration Committee. No amendment shall be considered by the house until it shall have been sent to the desk in writing and read by the clerk. All amendments adopted on the second reading shall be pasted securely to the original bill. All amendments rejected by the house shall be passed to the minute clerk, and the journal shall show the disposition of such amendments. When no further amendments shall be offered, the speaker shall declare the bill has passed its second reading.

### **Substitute Bills**

**Rule 27.** When a committee reports a substitute for an original bill, with the recommendation that the substitute pass, it shall be in order to read the substitute the first time and have the same printed.

A motion for the substitution shall not be in order until the second reading of the original bill.

### **Amendments, When—Recommitment of Bill**

**Rule 28.** Amendments to any bill, resolution or memorial may be offered when the same is on its second reading.

No amendments to a bill shall be received on its third reading, but it may be referred or re-committed for the purpose of amendment.

### **Amendments to Be Offered on Furnished Blanks**

**Rule 29.** The chief clerk shall furnish to members sheets with a proper heading printed in blank, upon which amendments shall be written; and all amendments offered shall be on such blanks and bear the name of the member who offers the same, as well as the number and section of the bill to be amended.

### **Committee Amendments**

**Rule 30.** An amendment to a bill made by a committee shall be in writing in quadruplicate, the original amendment to be pasted to the original copy of the committee report, and the three extra copies of each amendment shall be attached to the committee report with a clip.

When a bill is before the house on second reading, amendments adopted by committees and recommended to the house shall be acted upon by the house in the same manner as amendments that may be offered from the floor.

### **Senate Amendments to House Bills**

**Rule 31.** A house bill, passed by the senate with amendment or amendments which shall change the scope and object of the bill, upon being received in the house, shall be referred to appropriate committee and shall take the same course as for original bills.

### **Amendments to Be Germane**

**Rule 32.** No motion or proposition on a subject different from that under consideration shall be admitted under color of amendment; and no bill or resolution shall at any time be amended by annexing thereto or incorporating therein any other bill or resolution pending before the house.

### **Substitution of Committee Bill**

**Rule 33.** In the event a committee has a number of bills on the same subject, none of which can be agreed upon by the committee, and it is their wish to present a different bill upon the same subject, such bill must be reported to the house before any of the other bills can be recommended for indefinite postponement.

### **Member's Privilege to Check Engrossed and Enrolled Bills**

**Rule 34.** Any representative shall have the right to compare the original bill and amend-

ments thereto and any representative shall have the right to compare an enrolled bill with the engrossed bill before the speaker signs the same.

### **Third Reading**

**Rule 35.** Only the last line of bills on third reading shall be read unless a majority of the members present demand its reading in full, and no amendment shall be entertained.

### **Recommitment Before Final Passage**

**Rule 36.** A bill may be recommitted at any time before its final passage.

### **Final Passage**

**Rule 37.** No bill shall become a law unless on its final passage the vote be taken by yeas and nays, the names of the members voting for and against the same be entered on the journal of each house, and a majority of the members elected to each house be recorded as voting in its favor. (See also Constitution, Art. 2, Sec. 22.)

### **Bills Passed—Certification**

**Rule 38.** When a bill shall pass, it shall be certified to by the chief clerk, said certification to show the date of its passage together with the vote thereon.

### **Bill—When Sent to Senate**

**Rule 39.** No bill, memorial or resolution shall be sent to the senate until the following day after its passage unless otherwise ordered by the house.

### **Hour of Meeting**

**Rule 40.** The speaker shall call the house to order each day of sitting at 10:00 a.m., unless the house shall have adjourned to some other hour.

### Roll Call and Quorum

**Rule 41.** Before proceeding to business, the roll of the members shall be called and the names of those absent shall be entered on the journal. A majority of all the members elected must be present to constitute a quorum for the transaction of business. Seven members with the speaker, or eight members in his absence, having chosen a speaker pro tempore, shall be authorized to call the house and compel the attendance of absent members, making order for their fine and censure, and may adjourn. For the purpose of determining whether a quorum be present, the speaker, or chairman, shall count all members present, whether voting or not.

### Interruption of Roll Call

**Rule 42.** When once begun, the roll call may not be interrupted.

### Daily Calendar

**Rule 43.** The Committee on Rules and Administration shall have charge of the daily calendar of the house and direct the chief clerk the order in which the business of the house shall be transacted: *Provided, That,*

(a) A bill in the Rules and Administration Committee may be placed on the calendar by the affirmative vote of a constitutional majority of all members of the house.

(b) Messages from the governor or senate or any communication from any state officer may be read at any time.

### Order of Business

**Rule 44.** Business shall be disposed of in the following order:

First—Call of the roll, presentation of the flag and prayer.

Second—Approval of the journal of the preceding day which shall be by the speaker's declaring that the journal of the preceding day stands approved, unless otherwise ordered by the house.



Third—Reports of standing committees.

Fourth—Reports of special committees.

Fifth—Messages from the senate, governor and other state officials.

Sixth—Introduction and first reading of bills, memorials and resolutions.

Seventh—Presentation of petitions, memorials and remonstrances addressed to the legislature.

Eighth—Propositions, motions and floor resolutions.

Ninth—Second reading of bills.

Tenth—Third reading of bills.

Eleventh—Other business to be considered.

Twelfth—Announcements.

### **Unfinished Business**

**Rule 45.** The unfinished business at which the house was engaged preceding adjournment shall not be taken up until reached in regular order, unless the previous question on such unfinished business has been ordered prior to said adjournment.

### **Motions to Be Entertained or Debated**

**Rule 46.** No motion shall be entertained or debated until announced by the speaker and every motion shall be deemed to have been seconded. It shall be reduced to writing and read by the clerk, if desired by the speaker or any member, before it shall be debated, and by the consent of the house may be withdrawn before amendment or action.

### **Motions in Order During Debate**

**Rule 47.** When a motion has been made and seconded and stated by the chair, the following motions are in order, in the rank named:

### **Privileged Motions**

Adjourn

Adjourn to a time certain

Recess to a time certain

Reconsider  
Demand for division  
Question of privilege  
Orders of the Day

### **Subsidiary Motions**

First rank —Question of consideration  
Second rank—To lay on the table  
Third rank —For the previous question  
Fourth rank —To postpone to a day certain  
                  To commit or recommit  
                  To postpone indefinitely  
Fifth rank —To amend

### **Incidental Motions**

Points of order and appeal  
Method of consideration  
Suspend the rules  
Reading papers  
Withdraw a motion  
Division of a question

No motion to postpone to a day certain, to commit, to postpone indefinitely, being decided, shall again be allowed on the same day and at the same stage of the proceedings, and when a question has been postponed indefinitely it shall not again be introduced during the session. The motion to postpone indefinitely may be made at any stage of the bill except when on first reading.

A motion to lay an amendment on the table shall not carry the main question with it unless so specified in the motion to table.

### **Without Debate**

**Rule 48.** A motion to adjourn, to take a recess, to lay on the table and a call for the previous question shall be decided without debate.

All incidental questions of order arising after a motion is made for either of the questions named in this rule and pending such motion, shall be decided, whether on appeal or otherwise, without debate.

A motion for suspension of the rules shall not be debatable, except, however, the mover of the motion may briefly explain the purpose of his motion, and one opponent to the motion may briefly explain his position.

### **Recognition of Speaker**

**Rule 49.** When any member is about to speak in debate or deliver any matter to the house he shall rise from his seat, respectfully address himself to Mr. Speaker, pause until recognized, shall confine himself to the question under debate, and avoid personalities; and no member shall impugn the motive of any member's vote or argument.

### **Order of Speaking**

**Rule 50.** When two or more members arise at once, the speaker shall name the one who is to speak.

### **Right of Members to Speak**

**Rule 51.** No member shall speak more than twice on the same question without leave of the house: *Provided*, That the chairman of the committee or the mover of the question may close the debate except as provided in Rule 55: *Provided further*, That no member shall speak longer than ten minutes without consent of the house.

After the fiftieth day no member shall speak more than once on the same question without leave of the house: *Provided*, That the chairman of the committee or the mover of the question, may close the debate except as provided in Rule 55: *Provided further*, That no member shall speak more than three minutes without the consent of the house.

### **Exception to Words Spoken in Debate**

**Rule 52.** If any member be called to order for words spoken in debate the person calling him to order shall repeat the words excepted to and they

shall be taken down in writing at the clerk's table, and no member shall be held to answer or be subject to the censure of the house for words spoken in debate if any other member has spoken before exception to them shall have been taken.

### **Transgression of Rules—Appeal**

**Rule 53.** If any member, in speaking or otherwise, transgresses the rules of the house, the speaker shall, or any member may, call him to order, in which case the member so called to order shall immediately sit down unless permitted to explain; and the house shall, if appealed to, decide the case without debate; if there be no appeal, the decision of the chair shall be submitted to.

If the decision be in favor of the member called to order, he shall be at liberty to proceed; if otherwise, and the case shall require it, he shall be liable to the censure of the house.

### **Withdrawal of Motion, Bill, Etc.**

**Rule 54.** After a motion is stated by the speaker, or a bill, memorial, resolution, petition or remonstrance is read by the clerk, it shall be deemed to be in possession of the house, but may be withdrawn by consent of the house at any time before decision or amendment.

### **Previous Question**

**Rule 55.** The previous question upon all recognized motions or amendments which are debatable may be ordered by two-thirds of the members present, and shall have the effect of cutting off all debate and bringing the house to a direct vote upon the motion or amendment on which it has been ordered: *Provided, however,* That one of the sponsors of a bill, memorial, or resolution, or, in his stead, the chairman of the committee, when the measure is on final passage or when the motion to postpone indefinitely is pend-

ing, may have the privilege of closing debate after the previous question has been ordered.

### **Putting the Motion Ending Debate**

**Rule 56.** The previous question is not debatable and cannot be amended. The previous question shall be put in this form: "Mr. \_\_\_\_\_ demands the previous question. As many as are in favor of ordering the previous question will say 'Aye'; as many as are opposed will say 'No'."

The results of the motion are as follows: If determined in the negative, the consideration goes on as if the motion had never been made; if decided in the affirmative, the presiding officer, without debate, proceeds to put the question.

If an adjournment is had after the previous question is ordered, the motion or proposition on which the previous question was ordered shall be put to the house immediately following the approval of the journal on the next working day, thus making the main question privileged over all other business, whether new or unfinished.

### **Reading of a Paper**

**Rule 57.** When the reading of any paper is called for, and is objected to by any member, it shall be determined by a vote of the house.

### **Order of Questions**

**Rule 58.** All questions, whether in committee or in the house, shall be propounded in the order in which they are named, except that in filling blanks the largest sum and the longest time shall be put first.

### **Motion to Adjourn**

**Rule 59.** A motion to adjourn shall always be in order, except when the house is voting or is working under call of the house; but this rule shall not authorize any member to move an adjournment when another member has the floor.

### **Division of Points in Debate**

**Rule 60.** Any member may call for a division of a question, which shall be divided if it embraces subjects so distinct that one being taken away a substantive proposition shall remain for the decision of the house; but a motion to strike out and to insert shall not be divided. The rejection of a motion to strike out and to insert one proposition shall not prevent a motion to strike out and to insert a different proposition.

### **Putting of Question**

**Rule 61.** Questions shall be put in this form, to-wit: "As many as are in favor of (as the question shall be) say 'Aye';" and after the affirmative vote is expressed, "as many as are opposed say 'No'."

### **Decorum of Members**

**Rule 62.** While the speaker is putting the question, no member shall walk across or out of the house; nor when a member is speaking shall any member entertain private discourse or pass between the speaking member and the rostrum.

### **Question of Privilege**

**Rule 63.** Any member may rise to a question of privilege and explain a matter personal to himself by leave of the speaker, but he shall not discuss any pending question in such explanations.

### **Members to Vote**

**Rule 64.** Every member who was in the house when the question was put shall give his vote unless the house for special reasons shall excuse him.

All motions to excuse a member shall be made before the house divides or before the call for yeas and nays is commenced; and any member requesting to be excused from voting may make a brief and verbal statement of the reasons for

making such request, and the question shall then be taken without further debate.

### **Voting Within Bar Only**

**Rule 65.** Upon a division and count of the house on the question, only members at their desk within the bar of the house shall be counted.

### **Change of Vote—Private Interest**

**Rule 66.** When the electric roll call machine is used, no member shall be allowed to vote or change his vote after the speaker has locked the roll call machine. When the oral roll call is used, no member shall be allowed to change his vote after the result has been announced. No member shall vote on any question in the event of which he is immediately or particularly interested,\* or in any case when he is not within the bar of the house before the last name was called, unless by unanimous consent; and when any member shall ask leave to vote, the speaker shall propound to him the question, "Were you within the bar of the house when the last name was called?"

\*A member who has a private interest in any bill or measure proposed or pending before the legislature shall disclose the fact to the house of which he is a member, and shall not vote thereon. (See also Constitution, Art. 2, Sec. 30.)

### **Clerk's Desk During Voting**

**Rule 67.** No member or other person shall visit or remain by the clerk's desk while the yeas and nays are being called.

### **Yeas and Nays**

**Rule 68.** Upon the final passage of any bill, memorial or resolution, the vote shall be taken by yeas and nays and shall be recorded by the electric voting system: *Provided, however,* That an oral roll call shall be ordered when demanded by one-sixth of the members present.

The speaker shall vote when the yeas and nays are called for, his name being called last.

When the vote is by electric voting machine or by oral roll call on any question it shall be entered upon the journal of the house.

### **Tie Vote, Question Loses**

**Rule 69.** In case of an equal division, the question shall be lost.

If the speaker is in doubt, or if division is called for, the house shall divide.

### **Reconsideration**

**Rule 70.** Notice of a motion for reconsideration on the final passage of bills may be made only on the day the vote to be reconsidered was taken.

A motion to reconsider can be made only by a member voting on the prevailing side.

An affirmative or negative vote on the final passage of bills may be reconsidered only on the next working day after such vote has been taken: *Provided*, That after the fiftieth day reconsideration can be had only on the day the vote to be reconsidered was taken.

When a motion to reconsider has been carried, its effect shall be to place the original question before the house in the exact position it occupied before it was voted upon.

A motion to reconsider can be decided only once when decided in the negative.

### **Call of the House**

**Rule 71.** One-sixth of the members present may demand a call of the house at any time before the house has divided or the voting has commenced by yeas and nays.

### **Doors to Be Closed**

**Rule 72.** A call of the house being ordered, the sergeant at arms shall close and lock the doors, and no member shall be allowed to leave



the chamber: *Provided*, That the Committee on Rules and Administration shall be allowed to meet, upon request of the speaker, in the Rules and Administration Committee room while the house stands at ease: *And provided further*, That the speaker may, at his discretion, permit members to use such portions of the fourth floor as may be properly secured.

### **Sergeant at Arms to Bring in the Absentees**

**Rule 73.** The clerk shall call a roll of the members immediately and note the absentees, whose names shall be read and entered upon the journal in such manner as to show who are absent with leave and who are absent without leave.

The clerk shall furnish the sergeant at arms with a list of those who are absent without leave, and the sergeant at arms shall proceed to bring in such absentees; but arrests of members for absence shall not be made unless ordered by a majority of the members present.

### **House Under Call; Raising Call**

**Rule 74.** While the house is under a call, no business shall be transacted except to receive and act on the report of the sergeant at arms; and no other motion shall be in order except a motion to proceed with business under the call of the house, a motion to suspend further proceedings under the call of the house, or a motion to excuse absentees, any of which motions shall be determined by viva voce vote unless a roll call is demanded by one-sixth of the members present. The motion to suspend further proceedings under the call or to excuse absent members shall not be adopted unless a majority of all members elected to the house vote in favor thereof.

### **Call of House Raised When Absentees Return**

**Rule 75.** When the sergeant at arms shall make a report showing that all who were absent without leave are present the call of the house may

be dispensed with; or the house may proceed under the call, on a majority vote of the members elected, with its regular business.

### **Parliamentary Rules**

**Rule 76.** The rules of parliamentary practice comprised in Reed's Parliamentary Rules shall govern all cases in which they are not inconsistent with the standing rules and orders of the house.

### **Appeal from Decision of Chair**

**Rule 77.** The decision of the chair may be appealed from by any member, on which appeal no member shall speak more than once unless by leave of the house. In all cases of appeal the question shall be: "Shall the decision of the chair stand as the judgment of the house?"

### **Veto Bills—No Reconsideration**

**Rule 78.** The veto message of the governor accompanying any bill passed by the legislature, together with the bill vetoed, shall be read in the house. It shall then be in order to proceed to the reconsideration of the bill, refer it, lay it on the table, or postpone its consideration to a day certain.

The merits of the bill may be debated before the vote is taken, but the vote on a vetoed bill cannot be reconsidered.

In case of a bill containing several sections or items, one or more of which has been objected to by the governor, each section or item so objected to shall be voted upon separately by the house.

Action by the house upon all vetoed bills shall be endorsed upon the bill and certified by the speaker.

Vetoed bills originating in the house which have not been passed notwithstanding the veto of the governor shall remain in the custody of

the officers of the house until the close of the session, after which they shall be filed with the secretary of state.

### Standing Committees

**Rule 79.** The standing committees of the house and the number of members of each shall be as follows:

No. of Committee	Name of Committee	No. of Members
1.	Agriculture .....	11
2.	Appropriations .....	38
3.	Business and Professions.....	17
4.	Education and Libraries.....	17
5.	Elections and Apportionment....	9
6.	Financial Institutions and Insurance .....	15
7.	Higher Education .....	15
8.	Judiciary .....	11
9.	Labor and Employment Security.	13
10.	Local Government .....	25
11.	Natural Resources and Ecology..	31
12.	Revenue and Taxation.....	19
13.	Rules and Administration.....	16
14.	Social and Health Services.....	19
15.	State Government .....	16
16.	Transportation .....	33

### Notice of Committee Meetings

**Rule 80.** The chief clerk shall post on the bulletin board the time and place of committee meetings. All public hearings held by committees during the first forty days of the session shall be scheduled at least five days in advance and shall be given adequate publicity.

### Duties of Standing Committees

**Rule 81.** Standing committees shall act upon all referred bills, memorials and resolutions. Only such bills as are included on the written

notice of a committee meeting may be considered at that meeting except upon the vote of a majority of the entire membership of the committee to consider another bill. A majority recommendation of a committee must be signed by a majority of the entire membership of the committee in a regularly called meeting before a bill, memorial or resolution may be reported out. Majority recommendations of a committee can only be "do pass", "do pass as amended", or that "the attached substitute bill be substituted therefor and that the substitute bill do pass." Minority reports, "do not pass" or "without recommendation", may be submitted with the majority report. Members of the committee not concurring in the majority report may prepare a written minority report containing a different recommendation, which shall be signed by those members of the committee subscribing thereto. All committee reports shall be spread upon the journal. The journal of the house shall contain an exact copy of all committee reports, together with the names of the members signing such reports: *Provided*, That a majority of the members elected to the house may require a committee to report a bill back to the house at any time.

All bills including a direct appropriation must be referred to the Appropriations Committee before appearing on the second reading calendar.

No standing committee shall vote on any issue by secret written ballot.

A record of the votes of members of the Committee on Rules and Administration on any issue shall be kept and retained by the chief clerk until the end of the session. It shall be available for inspection by any interested person and inserted in the daily journal as a permanent record: *Provided*, That this provision shall be effective only if adopted as a Joint Rule of the Senate and House of Representatives. If no such Joint Rule be adopted, a record of the votes of the Committee on Rules and Administration on any issue shall be ordered when demanded by one-third of the members present and shall be

retained by the chief clerk until the end of the session. It shall be available for inspection by any interested person.

### Committee Quorum

**Rule 82.** A majority of any committee shall constitute a quorum for the transaction of business.

### Committee Cannot Meet, When

**Rule 83.** No committee shall sit while the house is in session without special leave of the speaker: *Provided, however,* That after the fiftieth day the Committee on Rules and Administration may sit at any time.

### Committee of the Whole—Rules to Govern

**Rule 84.** The rules of proceedings in the house shall be observed in a committee of the whole house so far as they may be applicable, but no member shall be recognized a second time until every member choosing to speak shall have spoken.

Rule 84 shall be deleted from the rules at such time as the Joint Rules of the Senate and House of Representatives shall provide that neither house shall operate as a committee of the whole.

### Committee of the Whole—Selection of Chairman

**Rule 85.** In forming a committee of the whole house, the speaker having the chair shall call upon some member to preside, who shall be addressed as "Mr. Chairman."

Rule 85 shall be deleted from the rules at such time as the Joint Rules of the Senate and House of Representatives shall provide that neither house shall operate as a committee of the whole.

### Committee of the Whole—Procedure In

**Rule 86.** Upon a bill being committed to a committee of the whole house, the bill shall be read and debated by sections, leaving the title to be considered last.

The body of the bill shall not be defaced or interlined, and all amendments (noting the line and page) shall be duly entered on a separate paper by the clerk, as the same shall be agreed to by the committee, and so reported to the house.

No roll call shall be taken in committee of the whole, and no record of proceedings except its report shall be placed in the journal.

A motion that the committee of the whole rise shall always be in order and shall be **decided** without debate.

After a report, the bill shall be subjected again to debate and amendment by sections, except as otherwise provided by these rules.

Rule 86 shall be deleted from the rules at such time as the Joint Rules of the Senate and House of Representatives shall provide that neither house shall operate as a committee of the whole.

### **Committee of the Whole—Previous Question Not in Order**

**Rule 87.** The previous question is not in order in a committee of the whole house; nor can this committee adjourn as others may; but upon motion, the committee may rise at any time, whereupon the house shall resume.

The chairman reports that the committee of the whole has, according to order, had under its consideration such a matter, and has made progress therein; the chairman rises, the speaker resumes the chair, the chairman informs him that the committee has gone through the business referred to it and that he is ready to make report.

Bills appropriating money may be considered in the committee of the whole house and when so considered no change in the amount appropriated shall be made outside of the committee of the whole.

No amendment to the general appropriation bill, commonly known as the budget, adding any new item, or items, thereto not incorporated in the bill as reported by the committee of the

whole, shall be adopted except by the affirmative vote of two-thirds of the representatives elected.

Rule 87 shall be deleted from the rules at such time as the Joint Rules of the Senate and House of Representatives shall provide that neither house shall operate as a committee of the whole.

### **Free Conference Committee Report**

**Rule 88.** The house shall have twenty-four hours from the time of receipt to consider reports from a free conference committee and shall not vote thereon until the twenty-four hour period shall have elapsed.

### **Standing Rules of the House: Amendment of; Rescind**

**Rule 89.** Any standing rule or order of the house may be rescinded or changed by a majority vote of the members elected: *Provided*, That the proposed change or changes be submitted in writing to the members together with notice of the consideration thereof at least one day in advance.

Any standing rule of order or business may be suspended temporarily by a two-thirds vote of the members present.

# INDEX TO HOUSE RULES

	<i>No. of Rule</i>
<b>ABSENTEES:</b>	
Attendance, compelling .....	41
Members to be present unless excused.....	16
<b>ACTS—Signed by speaker—(See Joint Rules).</b>	
<b>ADJOURN—Motion to .....</b>	47
<b>ADMITTANCE:</b>	
To floor of house when in session.....	13, 14
To floor of house when not in session.....	13, 14
To galleries .....	12
<b>AMENDMENTS:</b>	
Amendatory matter .....	22
Bills, when made to.....	28
Blanks furnished by clerk.....	29
Committee .....	30
Must be germane.....	32
Not in order on third reading.....	35
Second reading only.....	28
Senate, to house bills.....	31
Tabled amendments do not carry main question....	47
Words stricken, how shown.....	22
<b>ANNOUNCEMENT OF VOTE—Yeas and nays to be announced .....</b>	68
<b>APPEAL:</b>	
Decision of speaker, from.....	77
Decision of speaker, subject.....	3
<b>APPOINTMENTS:</b>	
Standing committees .....	3
Special committees .....	3
<b>BILLS:</b>	
Amendatory, new matter.....	22
Amendatory, matter .....	22
Amendatory, journal to show.....	26
Amendments to, committee.....	30
Amendments to, how fastened to bill.....	30
Amendments to, floor.....	28, 29
Amendments to, after second reading.....	28
Amendments, when made.....	28
Become law without governor signing—(See Joint Rules).	
Calendar, advancement on.....	43
Chief clerk to certify.....	38
Chief clerk to deliver to governor—(See Joint Rules).	
Committee, substitution of.....	33
Engrossed .....	34
Final passage .....	37
First reading .....	25
Governor to sign or veto—(See Joint Rules).	
Indefinite postponement .....	31, 33
Introduction, procedure .....	17, 18, 20, 21
Message to senate on transmission—(See Joint Rules).	
Once rejected, not to be brought up again.....	47
Prefiling .....	21
President of senate to sign—(See Joint Rules).	
Printing of .....	23
Reading of, three days.....	24



	No. of Rule
<b>BILLS—Continued:</b>	
Recommitment .....	36
Right to close debate.....	55
Second reading of.....	26
Senate, transmission to.....	39
Speaker to sign—(See Joint Rules).	
Substitute, procedure .....	27, 33
Third reading of.....	35
Vote on, to be entered in journal.....	37
Withdrawal of .....	54
<b>BUSINESS:</b>	
Order of .....	44
Unfinished, when taken up.....	45
<b>CALENDAR:</b>	
Bills, advancement on.....	43
Direction for .....	43
Senate bills special order Wednesdays—(See Joint Rules).	
Unfinished business, when taken up.....	45
<b>CALL OF HOUSE:</b>	
Motion for .....	71
Power to compel attendance.....	41
Procedure .....	71
<b>CALL TO ORDER—For disorder in debate.....</b>	<b>53</b>
<b>CHAIR—Speaker takes it at hour of meeting.....</b>	<b>3</b>
<b>CHIEF CLERK:</b>	
Bills, certifying passage of.....	38
Bills, numbering .....	21
Calendar, direction for.....	43
Call house to order.....	1
Certify payroll .....	5
Duties of .....	6
Election of .....	2
Employ employees .....	6
Supplies .....	8
Warrants and subpoenas, attested.....	4
<b>COMMITTEE OF THE WHOLE:</b>	
Previous question not in order.....	87
Procedure .....	86
Rules to govern.....	84
Selection of chairman.....	85
<b>COMMITTEES, STANDING:</b>	
Appointment .....	3
Bills, substitution, procedure.....	27
Delivery of bills to.....	25
Duties of .....	81
List of .....	79
Meetings, hearings, notices.....	80
Public hearings .....	80
Quorum .....	82
Reports, amendments .....	30
Reports, recommendations .....	81
Rules and Administration, record of votes.....	81
Sit, when .....	83
<b>COMMITTEE, JOINT, CONFERENCE—How appointed—(See Joint Rules).</b>	

	<b>No. of Rule</b>
<b>COMMUNICATIONS, WHEN READ:</b>	
From governor .....	43
Other papers .....	43
State officers .....	43
<b>DEBATE:</b>	
Censure of members, manner of.....	53
Impugning of motive forbidden.....	49
Motions not debatable.....	48
To adjourn .....	48
Lay on table.....	48
Previous question .....	48
Obtaining floor for.....	49
Personalities, avoidance of.....	49
Recognition for, by speaker.....	49, 50
Speaking, length of time.....	51
Speaking, number of times, exception.....	51
<b>DECORUM OF MEMBERS.....</b>	<b>59, 62</b>
<b>DECORUM—Preservation of .....</b>	<b>3</b>
<b>DISORDER:</b>	
Galleries or lobby cleared by speaker.....	3
Speaker to quell.....	3
<b>DIVISION:</b>	
Demand for .....	69
Members, when counted.....	64, 65
Of question .....	60
<b>ENGROSSMENT, ENROLLMENT:</b>	
Of bill, member may compare with original.....	34
<b>ENROLLED BILLS:</b>	
Delivery to governor by chief clerk—(See Joint Rules).	
Report on—(See Joint Rules).	
Signed by speaker—(See Joint Rules).	
<b>ELECTRIC ROLL CALL:</b>	
Final passage, or when ordered.....	66, 68
<b>EMPLOYEES:</b>	
Age limitation .....	6
Lobbying prohibited .....	7
Selection, duties .....	6
<b>EXECUTIVE COMMUNICATIONS—When read to House .....</b>	<b>43</b>
<b>EX-MEMBERS—Admitted to floor, when.....</b>	<b>13</b>
<b>FIRST READING OF BILLS—By title.....</b>	<b>25</b>
<b>FLOOR:</b>	
Admission when house is not sitting.....	13
Lobbying prohibited .....	13
Persons admitted to.....	12, 13
Reporters admitted, when.....	13
Speaker preserves order on.....	3
<b>GALLERY:</b>	
Reserved, portion of.....	12
To be cleared by speaker, when.....	3
<b>HOOR OF MEETING—Usually fixed at 10 a.m.....</b>	<b>40</b>

	No. of Rule
<b>HOUSE:</b>	
Abuse of privilege of floor.....	3, 13
Admission when house is not sitting.....	13
Call of, procedure.....	71, 72
Chamber, use of .....	11
Speaker's control of.....	3
<b>INDEFINITE POSTPONEMENT:</b>	
Motion for, when in order.....	47
Bills, substitution .....	33
<b>JOURNAL:</b>	
Amendments, to show.....	26
Bills, vote to be entered.....	37, 59
Supervision of .....	6
<b>LOBBYING:</b>	
Employees, prohibited .....	7, 14
Prohibited .....	13
<b>LOBBYISTS—Regulation of.....</b>	<b>14</b>
<b>MEETING:</b>	
Time of .....	40
Members to call meeting.....	41
<b>MEMBERS:</b>	
Appeal from chair.....	77
Attendance, compelling .....	41
Censure of .....	53
Chair, appointment to.....	3
Changing vote .....	66
Decorum of .....	49, 62
Excused, when .....	16
Fining .....	41
Number of, for quorum.....	41
Recognition of, order of.....	50
Right to call to order when in debate.....	53
Speaking, number of times, exceptions.....	51
Transgression of rules, explanation.....	53
<b>MEMORIALS—Presentation and consideration.....</b>	<b>19</b>
<b>MEMORIALS, JOINT:</b>	
Introduction, procedure .....	21
Senate, transmission to.....	39
<b>MESSAGES:</b>	
From governor, when received.....	43, 78
From senate, when received.....	43
From state officers, when received.....	43
<b>MOTIONS:</b>	
Division, how made.....	32, 60
Determination, order of.....	58
Indefinite postponement, when in order.....	47
Presentation .....	46
Previous question, ordering effect.....	55
Rank of .....	47
Reading of papers.....	57
Reconsideration, when in order.....	70
Withdrawal of, how effected.....	54

	No. of Rule
ORDER OF BUSINESS.....	44
Announcement of, speaker.....	3
ORDER:	
Proceedings in case of disorder on floor.....	3
Preservation of .....	9
Sergeant at arms to maintain.....	9
Speaker calls house to.....	3
PARLIAMENTARY RULES, Reed's.....	76
PAYROLL:	
Speaker, chief clerk to certify.....	5
PETITION—Presentation and consideration.....	19
PREFILING OF BILLS.....	21
PREVIOUS QUESTION:	
Debate not allowed on.....	56
Not in order, committee of the whole.....	87
Ordered when, effect.....	55
PRINTING:	
Bills .....	23
QUESTIONS—Form of .....	61, 56
QUORUM:	
Committee .....	82
Defined .....	41
RANK OF MOTIONS.....	47
RECONSIDERATION—Vote on, when in order.....	70
REED'S PARLIAMENTARY RULES—Adopted.....	76
REPORTS—Conference reports, how adopted—(See Joint Rules).	
REQUISITIONS—Supplies .....	8
RESOLUTIONS, JOINT AND CONCURRENT:	
Introduction, procedure .....	21
Senate, transmission to.....	39
ROLL CALL:	
Electric and oral, when ordered.....	64, 65, 66, 68
Not to be interrupted.....	42
Oral, manner of asking for.....	68
RULES AND ADMINISTRATION COMMITTEE:	
Selection .....	3
To make up daily calendar.....	43
RULES:	
Notice to amend, how given.....	89
Reed's Parliamentary, governing.....	76
Standing, rescinded, how.....	89
Standing, suspended, how.....	89
Suspension of .....	47, 48
To govern committee of whole.....	84
SENATE:	
Amendments to house bills.....	31
Bills, transmission of.....	39
SERGEANT AT ARMS:	
Duties .....	9
Elected .....	2

	No. of Rule
SESSIONS—Meeting, hours of.....	40
<b>SPEAKER:</b>	
Announces adjournment .....	3
Business, announcement of order.....	3
Certify payroll .....	5
Committees, to appoint.....	3
Convenes house, when.....	3
Decides question of order.....	3
Decisions of appeal.....	3
Disorders, to quell.....	3
Duties .....	3
Election of .....	2
Members, recognition .....	50
Order, to preserve.....	3
Points of order, preference.....	3
Pro tempore, appointment.....	3
Questions, how stated and put.....	61
Recognition of members, order of.....	50
Speaker to vote.....	68
<b>SUPPLIES:</b>	
Chief clerk to requisition.....	8
<b>STANDING COMMITTEES—(See Committees, standing) .....</b>	
	79
<b>STATE OFFICERS—Communications, when received</b>	
	43
<b>SUBPOENAS—Issuance .....</b>	
	4
<b>TIE VOTE—Question loses .....</b>	
	69
<b>VETO—Procedure .....</b>	
	78
<b>VOTE:</b>	
Change of .....	66
Electric and oral, when ordered.....	64, 65, 66, 68
Explanation of .....	64
Member, when interested.....	66
Tie, question loses.....	69
<b>VOTING:</b>	
Member excused, when.....	64
Private interest, restriction.....	66
Questions, form .....	61
<b>WARRANTS—Issuance .....</b>	
	4
<b>WHOLE HOUSE, COMMITTEE OF:</b>	
Procedure in .....	84, 85, 86, 87
<b>YEAS AND NAYS:</b>	
Demand for .....	68
Journal, when entered in.....	68
Questions, form of.....	61

# State of Washington

## HOUSE OF REPRESENTATIVES

### **A Brief Summary of the Rules**

For the convenience of the members

#### FOREWORD

Parliamentary rules are designed solely for the uniform, orderly and expeditious conduct of deliberative bodies. The parliamentary system is necessary to avoid confusion and chaos—a system which will permit an assemblage to accomplish in the best possible manner the work for which it has been called. In conducting the business of the House of Representatives, we have, first, the Rules of the House which provide generally for organization and for the quick transaction of business necessary to a short sixty-day session. Secondly, we have “Reed’s Parliamentary Rules” which apply to all parliamentary questions not covered specifically by the house rules. The two together completely cover every situation that may arise in conducting the proceedings of the house and its committees.

Parliamentary procedure to many is a maze of intricate and entangling motions and the new member usually approaches the problem with apprehension, and occasionally with an inferiority, due to inexperience, that requires time and study to overcome.

To assist the new members and to refresh the memories of the re-elected members, there follows a summary of the more commonly used rules, including the proper wording of the more common motions. A careful study of and frequent reference to this brief should enable the new members particularly to quickly “feel at home” on the floor and in the committee rooms of our distinguished House of Representatives.

**Rank of Motions, Debate and Nondebatable Motions**

No motion shall be entertained or debated until stated by the speaker. (House Rule 46.)

After a motion is stated by the speaker, or a bill, memorial or resolution is read by the clerk, it is in possession of the house, but may be withdrawn by consent of the house, before decision of the house. (House Rule 54.)

When a question is under debate, no motion shall be received but the following, in the rank named:

**Privileged Motions**

Adjourn  
 Adjourn to a time certain  
 Recess to a time certain  
 Reconsider  
 Demand for division  
 Question of privilege  
 Orders of the day

**Subsidiary Motions**

**First rank**—Question of consideration  
**Second rank**—To lay on the table  
**Third rank**—For the previous question  
**Fourth rank**—To postpone to a day certain  
                   To commit or recommit  
                   To postpone indefinitely  
**Fifth rank**—To amend

**Incidental Motions**

Points of order and appeal  
 Method of consideration  
 Suspend the rules  
 Reading papers  
 Withdraw a motion  
 Division of a question  
 Questions to be decided without debate:

1. A motion to adjourn
2. To take a recess
3. To lay on the table
4. Previous question

and all incidental motions or questions of order arising thereto and pending such undebatable

motions, whether on appeal or otherwise, shall be decided without debate. (House Rule 47.)

The previous question may be ordered by a two-thirds vote of members **present** upon all recognized motions or amendments which are debatable. Cuts off debate. Brings direct vote. (House Rule 55.)

If an adjournment is had after a previous question is ordered, the question on which the previous question has been ordered is the first order of business after approval of the journal on the next working day. (House Rule 56.)

Motions to be Germane. (See House Rule 32.)

A motion to adjourn shall always be in order, **EXCEPT:**

1. When house is voting
2. When under Call of the House
3. When another member has the floor (House Rule 59.)

Motions for Reconsideration:

Notice of a motion for reconsideration on the final passage of bills can only be given on same day that vote to be reconsidered was taken. (House Rule 70.)

The vote on the final passage of bills can only be reconsidered on the next working day after the vote to be reconsidered has been taken; **EXCEPT** after the fiftieth day, when reconsideration of the vote on the final passage of bills can be taken only on the same day.

When a motion to reconsider carries, it shall place before the house the original question, in exact position it occupied before originally voted upon (House Rule 70.)

The reconsideration of motions that do not pertain to the final passage of bills must be made the same day on which the motion to be reconsidered was carried.

Any motion to reconsider can be made only by a member voting on the prevailing side.

Motions to Postpone Indefinitely:

A motion to postpone indefinitely, having been decided in the negative, shall not be allowed



again on the same day, or at the same stage of the bill or proposition. (House Rule 47.)

When indefinitely postponed, a bill, memorial or resolution shall not be acted upon again during session. (House Rule 47.)

A motion to indefinitely postpone may be made at any stage of the bill except when on first reading. (House Rule 47.)

\* \* \*

In case of an equal division, the question shall be lost. (House Rule 69.)

When once begun, the roll call may not be interrupted. (House Rule 42.)

One-sixth of members present (seventeen members) may demand a Call of the House. (House Rule 71.)

One-sixth of members present (seventeen members) may demand a roll call. (State Constitution.)

When a roll call is required or has been demanded, Rules 64, 65, and 66 apply.

Two-thirds of members present may temporarily suspend a rule of order. (House Rule 89.)

### **Decorum of Members**

A member shall rise (from his own seat) when about to make a motion or to speak in debate. Address "Mr. Speaker" and wait until recognized. When given the floor, he shall make his motion, or, if speaking in debate, he shall confine his remarks to the question before the house. He must avoid personalities. (House Rule 49.)

A member called to order shall immediately sit, unless allowed to explain. If no appeal, the decision of the chair is final. If appealed, the house will decide **without** debate. (House Rule 53.)

See "Exception to words spoken in debate." (House Rule 53.)

When two or more members arise at once, the speaker shall name the one who is to speak. (House Rule 50.)

No member shall speak more than twice on the same question without leave of the house, except chairman of the committee, or mover of the question, who may close debate: *Provided*, That no member shall speak longer than ten minutes without consent of the house. (House Rule 51.)

After 50th day, no member shall speak more than once except as above, nor longer than three minutes. (House Rule 51.)

While speaker is putting question, no member shall walk across or out of the house. (House Rule 62.)

While member is speaking, no other member shall entertain private discourse, or pass between speaking member and the chair. (House Rule 62.)

**Every member** who shall be in the house when the question is put shall give his vote, unless for **special** reasons the house shall excuse him. (House Rule 64.)

No member shall absent himself from service of the house, except with leave from the speaker, or on account of sickness. (House Rule 16.)

A member who has a private interest in any bill or measure proposed or pending before the legislature shall disclose the fact to the house of which he is a member, and shall not vote thereon. (State Constitution.) (House Rule 66.)

No member shall be allowed to change his vote after the result has been announced. (House Rule 66.)

No member shall be allowed to vote if he is not within the bar of the house before last name is called, except with unanimous consent of the house. (House Rule 66.)

No member of the legislature shall be liable in any civil action or criminal prosecution whatever, for words spoken in debate. (State Constitution.)

Any standing rule of order, or business, may be temporarily suspended by a two-thirds vote of members present. (House Rule 89.)

The decision of the speaker may be appealed from by any member, on which appeal no member shall speak more than once \* \* \* \* . (House Rule 77.)

Appeals from the decision of the speaker in calling a member to order are not debatable. (House Rule 53.)

### **Motions From the Floor** (Correct Form)

A member must rise (from his own seat) when about to make a motion or to speak in debate. Address "Mr. Speaker" and pause until recognized by the speaker. Parliamentary practice DOES NOT permit a member the right to make a motion, or to speak, until given the floor by the presiding officer. Therefore, a motion is not in possession of the house and cannot be acted upon unless the maker has been recognized.

The following are examples of the proper form of motions and inquiries from the floor:

#### **To Dispense With the Reading of the Journal**

Mr. Speaker: \* \* \* \* I move that further reading of the journal be dispensed with, and that the journal of the preceding day's business be ordered approved.

#### **To Adopt a Floor Resolution**

Mr. Speaker: \* \* \* \* I move that the resolution be adopted.

#### **Personal Privilege**

Mr. Speaker: \* \* \* \* I rise to a question of personal privilege.

#### **Point of Order**

Mr. Speaker: \* \* \* \* I rise to a point of order.

**Question of Consideration**

Mr. Speaker: \* \* \* \* On that (motion, bill, resolution or amendment) I raise the question of consideration.

(This question is not debatable. Sec. 110—Reed's.)

**Parliamentary Inquiry**

Mr. Speaker: \* \* \* \* I rise to a parliamentary inquiry. (What is the rule that governs this situation? What is the order of business? Under what order of business may I make a motion? Is the gentleman from ..... speaking on the motion before the house? (or) Are the remarks of the gentleman germane to the motion before the house? etc., etc.)

**Point of Information**

Mr. Speaker: \* \* \* \* I rise to a point of information. (What are we voting upon? What is the motion before the house? etc., etc.)

**To Ask a Member a Question**

Mr. Speaker: \* \* \* \* Will the gentleman from .....yield to a question?

**To Divide the Question**

Mr. Speaker: \* \* \* \* I move that the question be divided: (i.e., that the authorization of the special committee be acted upon first, and that the expenditures authorized be acted upon secondly.)

**To Adopt a Committee Report**

Mr. Speaker: \* \* \* \* I move that the report of the committee on ....., on House Bill No....., be adopted.

**To Order the Previous Question**

Mr. Speaker: \* \* \* \* I move that the previous question be ordered. (This motion is not debatable.) (A two-thirds vote of members present is required to order the previous question.) (House Rule 55.)

**To Demand a Roll Call on Any Motion**

Mr. Speaker: \* \* \* \* I demand a roll call on the motion. (The speaker will then ask if the demand is sustained, and if one-sixth of the members present rise, the demand will have been sustained, and the speaker will order the clerk to call the roll on the motion.)

**To Indefinitely Postpone**

Mr. Speaker: \* \* \* \* I move that House Bill No. .... be indefinitely postponed.

(This motion opens the whole question to debate, and the motion is decided on a voice vote, unless one-sixth of the members **present** demand a roll call. (State Constitution). Once a bill, memorial, joint or concurrent resolution has been indefinitely postponed, it can never again be acted upon during the session.) (House Rule 47.)

**To Lay on the Table**

Mr. Speaker: \* \* \* \* I move that (the motion, the bill, the amendment) be laid on the table.

(This motion is not debatable. However, when a bill or proposition is laid on the table the matter is only temporarily disposed of, and under the proper order of business, a motion to take from the table may be made at any time.)

A motion to lay an amendment on the table shall not carry the main question with it unless so specified in the motion to table. (House Rule 47.)

**To Change the Order of Business**

Mr. Speaker: \* \* \* \* I move that the house revert to the fourth order of business for the purpose of making a motion. (or) I move that the house revert to the fifth order of business for the purpose of receiving a standing committee report. (or) I move that the house advance to the ninth order of business to consider the calendar of the day.

(These motions are **not** a suspension of the rules, but merely a change in the order of one

rule. Therefore, a majority vote of those present will carry the motion. Sec. 259—Reed's.)

### **To Appeal From a Decision of the Speaker**

Mr. Speaker: \* \* \* \* I appeal from the decision of the speaker. (All appeals are debatable, EXCEPT an appeal after a member is called to order, which is decided without debate.)

### **To Demand a Call of the House**

Mr. Speaker: \* \* \* \* I demand a call of the house. (The speaker will then ask if the demand is sustained. If one-sixth of the members present rise, the demand is sustained and the speaker will order the sergeant at arms to lock the doors. The clerk will call the roll, and the sergeant at arms will be instructed to bring in the absent members.)

### **To Proceed With Business Under the Call**

Mr. Speaker: \* \* \* \* I move that the house proceed with business under the call of the house. (or) I move that the absent members be excused and that the house proceed with business under the call of the house. (or) I move that Mr. .... (or Messrs.) be excused and that the house proceed with business under the call of the house.

### **To Dispense With the Call of the House**

Mr. Speaker: \* \* \* \* I move that further proceedings under the call of the house be dispensed with.

(A motion to recess or to adjourn is never in order when the house is operating under a call of the house.)

### **To Advance a Bill From First Reading**

Mr. Speaker: \* \* \* \* I move that the rules be suspended, that House Bill No. .... (Memorial, Joint or Concurrent Resolution) be advanced to second reading, and read the second time in full.

(A motion to suspend the rules requires a two-thirds vote of those present to carry.)

### **To Advance a Bill From Second Reading**

Mr. Speaker: \* \* \* \* I move that the rules be suspended, that House Bill No. .... be **advanced to** third reading, the second reading considered the third, and that the bill be placed on final passage.

(When this motion is carried, the bill is on final passage and the merits of the bill are open to debate.) (If this motion is not carried, the bill automatically goes to the Rules and Administration Committee to be placed on the third reading calendar at a later date.)

(A motion to suspend the rules requires a two-thirds vote of those present to carry.)

### **To Adopt an Amendment**

Mr. Speaker: \* \* \* \* I move that the amendment be adopted. (or) I move that the amendment to the amendment be adopted. (or) I move that the committee amendment to Section 2, lines 10 and 11, be adopted.

### **To Place a Bill on Final Passage When on Third Reading**

Mr. Speaker: \* \* \* \* I move that the rules be suspended, that the second reading be considered the third, and that House Bill No. .... be placed on final passage.

(This motion, if carried, merely eliminates the third reading of the bill. If the motion is not carried, the rules provide that the bill must be read the third time in full; and then the bill is automatically on final passage.) (In either case, the merits of the bill are open to debate.)

(A motion to suspend the rules requires a two-thirds vote of those present to carry.)

### **To Return a Bill to Second Reading**

Mr. Speaker: \* \* \* \* I move that the rules be suspended and that House Bill No. .... be returned to second reading for the purpose of amendment.

(A motion to suspend the rules requires a two-thirds vote of those present to carry.)

---

**To Pass a Vetoed Bill**

Mr. Speaker: \* \* \* \* I move that House Bill No. .... do pass the house, notwithstanding the veto of the governor.

(To pass a bill over the veto of the governor, a two-thirds vote of the members **present** is required.) (State Constitution.)

**To Sustain a Veto**

Mr. Speaker: \* \* \* \* I move that vetoed House Bill No. .... be indefinitely postponed (or) be laid on the table (or) be referred to the Committee on .....



# Standing Committees of the House of Representatives, 1971

Thomas A. Swayze, Jr., Speaker  
Malcolm McBeath, Chief Clerk

---

**Agriculture (11)—Amen, Chairman; Schumaker, Vice Chairman; Bauer, Benitz, Bozarth, Costanti, Hansey, Haussler, Kilbury, Morrison, Van Dyk.**

**Appropriations (38)—Goldsworthy, Chairman; Kopet, Vice Chairman; Backstrom, Barden, Bottiger, Brouillet, Charette, Chatalas, Costanti, Curtis, Farr, Hoggins, Juelling, Kirk, Luders, Lynch, Lysen, Marsh, Maxie, McDermott, Mentor, Merrill, Moon, Morrison, North, Paris, Polk, Rosellini, Ross, Savage, Shera, Shinpoch, Smith, Thompson, Van Dyk, Wojahn, Wolf, Zimmerman.**

**Business and Professions (17)—Curtis, Chairman; Kuehnle, Vice Chairman; Backstrom, Bagnariol, Ceccarelli, Farr, Gallagher, Gladder, Hatfield, Jastad, Juelling, O'Brien, Pardini, Perry, Polk, Wojahn, Wolf.**

**Education and Libraries (17)—Hoggins, Chairman; Mentor, Vice Chairman; Brouillet, Brown, Charette, Conway, Costanti, Hatfield, Johnson, Jones, Lysen, May, McDermott, Polk, Randall, Savage, Smythe.**

**Elections and Apportionment (9)—Brown, Chairman; Morrison, Vice Chairman; Bottiger, Grant, May, Moon, North, Pardini, Smythe.**

**Financial Institutions and Insurance (15)—Shera, Chairman; Pardini, Vice Chairman; Backstrom, Bagnariol, Barden, Berentson, Blair, Hoggins, Hubbard, King, Litchman, Luders, Merrill, O'Brien, Ross.**

**Higher Education (15)—Lynch, Chairman; Benitz, Vice Chairman; Anderson, Bottiger, Bluechel, Douthwaite, Gladder, Goldsworthy, King, Kiskaddon, Knowles, Maxie, Rabel, Shera, Shinpoch.**

**Judiciary (11)—Julin, Chairman; Harris, Vice Chairman; Bottiger, Eikenberry, Hubbard, Knowles, Marsh, Rosellini, Ross, Shinpoch, Spanton.**

**Labor and Employment Security (13)—Hubbard, Chairman; Hatfield, Vice Chairman; Charette, Charnley, Curtis, Flanagan, Grant, Johnson, Morrison, Newhouse, Randall, Savage, Wanamaker.**

**Local Government (25)—Smythe, Chairman; Barden, Vice Chairman; Adams, Amen, Bauer, Blair, Bozarth, Bradley, Brown, Douthwaite, Gilleland, Haussler, Jones, Kopet, Kuehnle, Litchman, Lysen, Martinis, Maxie, Mentor, Merrill, North, Rabel, Smith, Thompson.**

**Natural Resources and Ecology (31)—Zimmerman, Chairman; Newhouse, Vice Chairman; Anderson, Beck, Berentson, Bradley, Charnley, Conner, Cunningham, Flanagan, Gallagher, Gilleland, Hansey, Harris, Hurley, Julin, Kilbury, Kraabel, Luders, Martinis, McCormick, North, Schumaker, Smith, Spanton, Thompson, Van Dyk, Wanamaker, Williams, Wojahn, Wolf.**

**Revenue and Taxation (19)**—Flanagan, Chairman; Kiskaddon, Vice Chairman; Bagnariol, Benitz, Bledsoe, Bluechel, Ceccarelli, Eikenberry, Hatfield, Haussler, Hurley, Julin, Kilbury, King, Kuehnle, Marzano, Pardini, Randall, Sawyer.

**Rules and Administration (16)**—Swayze, Chairman; Copeland, Vice Chairman; Bledsoe, Brouillet, Chatalas, Cunningham, Grant, Harris, Jueling, Kirk, Litchman, May, Newhouse, O'Brien, Sawyer, Wolf.

**Social and Health Services (19)**—Farr, Chairman; Gladder, Vice Chairman; Adams, Beck, Ceccarelli, Chatalas, Conner, Conway, Eikenberry, Jastad, Kirk, Kiskaddon, Kopet, Lynch, Marsh, Marzano, McDermott, Paris, Zimmerman.

**State Government (16)**—Bluechel, Chairman; Conway, Vice Chairman; Bledsoe, Cunningham, Hoggins, Hurley, Knowles, Kraabel, Marzano, McCormick, Moon, Paris, Perry, Spanton, Swayze, Williams.

**Transportation (33)**—Berentson, Chairman; Spanton, Vice Chairman (E); Wanamaker, Vice Chairman (W); Adams, Amen, Anderson, Bauer, Beck, Blair, Bozarth, Bradley, Charnley, Conner, Conway, Copeland, Cunningham, Douthwaite, Gallagher, Gilleland, Gladder, Hansey, Hubbard, Jastad, Johnson, Jones, Kraabel, Martinis, McCormick, Newhouse, Perry, Rabel, Schumaker, Williams.

# Individual Committee Assignments, House of Representatives, 1971

---

- ADAMS, A. A.**—Local Government; Social and Health Services; Transportation.
- AMEN, OTTO**—Agriculture, Chairman; Local Government; Transportation.
- ANDERSON, ERIC**—Higher Education; Natural Resources; Transportation.
- BACKSTROM, HENRY G.**—Appropriations; Financial Institutions and Insurance; Business and Professions.
- BAGNARIOL, JOHN**—Business and Professions; Financial Institutions and Insurance; Revenue and Taxation.
- BARDEN, PAUL**—Local Government, Vice Chairman; Appropriations; Financial Institutions and Insurance.
- BAUER, ALBERT**—Agriculture; Local Government; Transportation.
- BECK, C. W. "RED"**—Natural Resources and Ecology; Social and Health Services; Transportation.
- BENITZ, MAX E.**—Higher Education, Vice Chairman; Agriculture; Revenue and Taxation.
- BERENTSON, DUANE L.**—Transportation, Chairman; Financial Institutions and Insurance; Natural Resources and Ecology.
- BLAIR, SCOTT**—Financial Institutions and Insurance; Local Government; Transportation.
- BLEDSOE, STEWART**—Revenue and Taxation; Rules and Administration; State Government.
- BLUECHEL, ALAN**—State Government, Chairman; Higher Education; Revenue and Taxation.
- BOTTIGER, R. TED**—Appropriations; Elections and Apportionment; Higher Education; Judiciary.
- BOZARTH, HORACE W.**—Agriculture; Local Government; Transportation.
- BRADLEY, H. STAN**—Local Government; Natural Resources and Ecology; Transportation.
- BROUILLET, FRANK B.**—Appropriations; Education and Libraries; Rules and Administration.
- BROWN, ARTHUR C.**—Elections and Apportionment, Chairman; Education and Libraries; Local Government.
- CECCARELLI, DAVE**—Business and Professions; Social and Health Services; Revenue and Taxation.

- CHARETTE, ROBERT L.**—Appropriations; Education and Libraries; Labor and Employment Security.
- CHARNLEY, DONN**—Labor and Employment Security; Natural Resources and Ecology; Transportation.
- CHATALAS, WILLIAM "BILL"**—Appropriations; Rules and Administration; Social and Health Services.
- CONNER, PAUL H.**—Natural Resources and Ecology; Social and Health Services; Transportation.
- CONWAY, FLOYD**—State Government, Vice Chairman; Education and Libraries; Social and Health Services; Transportation.
- COPELAND, THOMAS L.**—Rules and Administration, Vice Chairman; Transportation.
- COSTANTI, D. JAMES**—Agriculture; Appropriations; Education and Libraries.
- CUNNINGHAM, NORWOOD**—Natural Resources and Ecology; Rules and Administration; State Government; Transportation.
- CURTIS, ROBERT "BOB"**—Business and Professions, Chairman; Appropriations; Labor and Employment Security.
- DOUTHWAITE, JEFF**—Higher Education; Local Government; Transportation.
- EIKENBERRY, KENNETH O.**—Judiciary; Revenue and Taxation; Social and Health Services.
- FARR, CASWELL J.**—Social and Health Services, Chairman; Appropriations; Business and Professions.
- FLANAGAN, S. E. "SID"**—Revenue and Taxation, Chairman; Labor and Employment Security; Natural Resources and Ecology.
- GALLAGHER, P. J. "JIM"**—Business and Professions; Natural Resources and Ecology; Transportation.
- GILLELAND, JAMES E.**—Local Government; Natural Resources and Ecology; Transportation.
- GLADDER, CARLTON A.**—Social and Health Services, Vice Chairman; Business and Professions; Higher Education; Transportation.
- GOLDSWORTHY, ROBERT F.**—Appropriations, Chairman; Higher Education.
- GRANT, GARY**—Elections and Apportionment; Labor and Employment Security; Rules and Administration.
- HANSEY, DONALD G.**—Agriculture; Natural Resources and Ecology; Transportation.
- HARRIS, EDWARD F.**—Judiciary, Vice Chairman; Natural Resources and Ecology; Rules and Administration.

- HATFIELD, CHET**—Labor and Employment Security, Vice Chairman; Business and Professions; Education and Libraries; Revenue and Taxation.
- HAUSSLER, JOE D.**—Agriculture; Local Government; Revenue and Taxation.
- HOGGINS, DALE E.**—Education and Libraries, Chairman; Appropriations; Financial Institutions and Insurance; State Government.
- HUBBARD, VAUGHN**—Labor and Employment Security, Chairman; Financial Institutions and Insurance; Judiciary; Transportation.
- HURLEY, MARGARET**—Natural Resources and Ecology; Revenue and Taxation; State Government.
- JASTAD, ELMER**—Business and Professions; Social and Health Services; Transportation.
- JOHNSON, DORIS J.**—Education and Libraries; Labor and Employment Security; Transportation.
- JONES, JOHN D.**—Education and Libraries; Local Government; Transportation.
- JUELING, HELMUT L.**—Appropriations; Business and Professions; Rules and Administration.
- JULIN, AXEL C.**—Judiciary, Chairman; Natural Resources and Ecology; Revenue and Taxation.
- KILBURY, CHARLES D.**—Agriculture; Natural Resources and Ecology; Revenue and Taxation.
- KING, RICHARD A.**—Financial Institutions and Insurance; Higher Education; Revenue and Taxation.
- KIRK, GLADYS**—Appropriations; Rules and Administration; Social and Health Services.
- KISKADDON, WILLIAM**—Revenue and Taxation, Vice Chairman; Higher Education; Social and Health Services.
- KNOWLES, WALT O.**—Higher Education; Judiciary; State Government.
- KOPET, JERRY C.**—Appropriations, Vice Chairman; Local Government; Social and Health Services.
- KRAABEL, PAUL**—Natural Resources and Ecology; State Government; Transportation.
- KUEHNLE, JAMES P.**—Business and Professions, Vice Chairman; Local Government; Revenue and Taxation.
- LITCHMAN, MARK**—Financial Institutions and Insurance; Local Government; Rules and Administration.
- LUDERS, EDWARD T.**—Appropriations; Financial Institutions and Insurance; Natural Resources and Ecology.

- LYNCH, MARJORIE W.**—Higher Education, Chairman; Appropriations; Social and Health Services.
- LYSEN, KING**—Appropriations; Education and Libraries; Local Government.
- MARSH, DANIEL**—Appropriations; Judiciary; Social and Health Services.
- MARTINIS, JOHN**—Local Government; Natural Resources and Ecology; Transportation.
- MARZANO, FRANK**—Revenue and Taxation; Social and Health Services; State Government.
- MAXIE, PEGGY JOAN**—Appropriations; Higher Education; Local Government.
- MAY, WILLIAM J. S. "BILL"**—Education and Libraries; Elections and Apportionment; Rules and Administration.
- McCORMICK, GERALDINE**—Natural Resources and Ecology; State Government; Transportation.
- McDERMOTT, JAMES A.**—Appropriations; Education and Libraries; Social and Health Services.
- MENTOR, JOE**—Education and Libraries, Vice Chairman; Appropriations; Local Government.
- MERRILL, JOHN**—Appropriations; Financial Institutions and Insurance; Local Government.
- MOON, CHARLES**—Appropriations; Elections and Apportionment; State Government.
- MORRISON, SID W.**—Elections and Apportionment, Vice Chairman; Agriculture; Appropriations; Labor and Employment Security.
- NEWHOUSE, IRVING**—Natural Resources and Ecology, Vice Chairman; Labor and Employment Security; Rules and Administration; Transportation.
- NORTH, LOIS**—Appropriations; Elections and Apportionment; Local Government; Natural Resources and Ecology.
- O'BRIEN, JOHN L.**—Business and Professions; Financial Institutions and Insurance; Rules and Administration.
- PARDINI, A. J. "BUD"**—Financial Institutions and Insurance, Vice Chairman; Business and Professions; Elections and Apportionment; Revenue and Taxation.
- PARIS, WILLIAM**—Appropriations; Social and Health Services; State Government.
- PERRY, ROBERT A.**—Business and Professions; State Government; Transportation.
- POLK, WILLIAM M.**—Appropriations; Business and Professions; Education and Libraries.

- RABEL, JOHN B.**—Higher Education; Local Government; Transportation.
- RANDALL, ROBERT W.**—Education and Libraries; Labor and Employment Security; Revenue and Taxation.
- ROSELLINI, JOHN M.**—Appropriations; Judiciary.
- ROSS, MICHAEL K.**—Appropriations; Financial Institutions and Insurance; Judiciary.
- SAVAGE, CHARLES R.**—Appropriations; Education and Libraries; Labor and Employment Security.
- SAWYER, LEONARD A.**—Revenue and Taxation; Rules and Administration.
- SCHUMAKER, WILLIAM "BILL"**—Agriculture, Vice Chairman; Natural Resources and Ecology; Transportation.
- SHERA, NED**—Financial Institutions and Insurance, Chairman; Appropriations; Higher Education.
- SHINPOCH, A. N. "BUD"**—Appropriations; Higher Education; Judiciary.
- SMITH, WARREN**—Appropriations; Local Government; Natural Resources and Ecology.
- SMYTHE, RICHARD L.**—Local Government, Chairman; Education and Libraries; Elections and Apportionment.
- SPANTON, KEITH J.**—Transportation, Vice Chairman (East); Judiciary; Natural Resources and Ecology; State Government.
- SWAYZE, JR., THOMAS A.**—Rules and Administration, Chairman; State Government.
- THOMPSON, ALAN**—Appropriations; Local Government; Natural Resources and Ecology.
- VAN DYK, DAN**—Agriculture; Appropriations; Natural Resources and Ecology.
- WANAMAKER, F. PAT**—Transportation, Vice Chairman (West); Labor and Employment Security; Natural Resources and Ecology.
- WILLIAMS, ALVIN C.**—Natural Resources and Ecology; State Government; Transportation.
- WOJAHN, LORRAINE**—Appropriations; Business and Professions; Natural Resources and Ecology.
- WOLF, HAL**—Appropriations; Business and Professions; Natural Resources and Ecology; Rules and Administration.
- ZIMMERMAN, HAROLD S.**—Natural Resources and Ecology, Chairman; Appropriations; Social and Health Services.

**HOUSE ROSTER, 1971**  
**FORTY-SECOND SESSION**

THOMAS A. SWAYZE, JR., Speaker

MALCOLM "DUTCH" McBEATH, Chief Clerk

Name of Member	Mailing Address	Age	Birthplace	Occupation	District	Politics	County	Previous Legislative Sessions Served
Adams, A. A.	3418 Shorecliff Dr. N.E., Tacoma 98422	70	Washington	Chiropractor	26	D	Pierce, part	1969-69 Ex.-70 Ex.
Amen, Otto..	Rt. 1, Box 48, Ritzville 99169	58	Washington	Farmer, Pharmacist	9B	R	{Lincoln ..... Adams .....}	1967-67 Ex.-69-69 Ex.-70 Ex.
Anderson, Eric O. ....	627 Grand Ave., Hoquiam 98550	68	New Zealand	Retired	19	D	{Pacific ..... Grays Harbor, pt.}	1961-61 Ex.-63-63 Ex.- 65-65 Ex.-67-67 Ex.- 69-69 Ex.-70 Ex.
Backstrom, Henry .....	516 Olympic, Arlington 98223	73	Connecticut	Insurance and Investments	39	D	Snohomish, part	1959-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.- 69-69 Ex.-70 Ex.
Bagnariol, John .....	10450 61st Ave. South. Seattle 98178..	38	Washington	Insurance	35	D	King, part	1967-67 Ex.-69-69 Ex.-70 Ex.



## HOUSE ROSTER, FORTY-SECOND SESSION, 1971—Continued

Name of Member	Mailing Address	Age	Birthplace	Occupation	District	Politics	County	Previous Legislative Sessions Served
Barden, Paul.	1112 S. 168th St., Seattle 98148..	34	Washington	Banker	30	R	King, part	1967-67 Ex.-69-69 Ex.-70 Ex.
Bauer, Albert	13611 N.E. 20th, Vancouver 98664	42	Montana	Teacher	17	D	{Klickitat, Skamania, Clark, pt.}	None
Beck, C. W. "Red"	2400 Beach Dr. Port Orchard 98366	62	Indiana	Property Manager	23	D	Kitsap, part	1961-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Benitz, Max E.	Rt. 2, Box 181, Prosser 99350.	54	Kansas	Agriculture	8B	R	Benton, part	1969-69 Ex.-70 Ex.
Berentson, Duane L.	P. O. Box 426, Burlington 98233	42	Washington	Broker, Dealer in Securities	40	R	{San Juan Skagit}	1963-63 Ex. 65-65 Ex.-67-67 Ex.- 69-69 Ex.-70 Ex.
Blair, Scott..	8712 25th N.E., Seattle 98115..	40	Washington	Mechanical Engineer	46	R	King, part	None
Bledsoe, Stewart	Rt. 3, Box 60-B, Ellensburg 98926	48	California	Cattle Rancher	13	R	{Grant Kittitas}	1965-65 Ex.-67-67 Ex.- 69-69 Ex.-70 Ex.

## HOUSE ROSTER, FORTY-SECOND SESSION, 1971—Continued

Name of Member	Mailing Address	Age	Birthplace	Occupation	District	Politics	County	Previous Legislative Sessions Served
Bluechel, Alan .....	12534 68th Ave. N.E., Kirk- land 98033	46	Alberta, Canada.	President, Loctwall Corporation	1	R	King, part	1967-67 Ex.-69-69 Ex.-70 Ex.
Bottiger, R. Ted ....	8849 Pacific Ave., Tacoma 98444	38	Washington	Attorney	29	D	Pierce, part	1965-65 Ex.-67-67 Ex.- 69-69 Ex.-70 Ex.
Bozarth, Horace W....	Mansfield 98830 8114 7th Ave.	76	Washington	Farmer	12	D	{Chelan .....} {Douglas .....}	1955-55 Ex.-57-59-59 Ex.-61-61 Ex.-68-68 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Bradley, H. Stan ....	S.W., Seattle 98106..	49	Washington	Auto Repair	31	D	King, part	None
Brouillet, Frank B. ..	619 7th Avenue S.W., Puyal- lup 98371	42	Washington	Director of Person- nel Highline Com- munity College	25	D	Pierce, part	1957-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Brown, Arthur C. ..	16020 Densmore N., Seattle 98133..	49	Georgia	Systems Analyst	1	R	King, part	1969-69 Ex.-70 Ex.

## HOUSE ROSTER, FORTY-SECOND SESSION, 1971—Continued

Name of Member	Mailing Address	Age	Birthplace	Occupation	District	Politics	County	Previous Legislative Sessions Served
Ceccarelli, Dave .....	3823 42nd S.W., Seattle 98116..	37	Washington .....	District Manager, Libby, McNeill & Libby .....	34	D	King, part .....	1967-67 Ex.- 69-69 Ex.-70 Ex.
Charette, Robert L. ..	P.O. Box 63, Aberdeen 98520 ..... 19344 11th Ave. N.W., Seattle 98177..	47	Washington .....	Attorney .....	19	D	{Pacife .....} {Grays Harbor, pt.}	Senate 1963-63 Ex.-65- 65 Ex. House 1967-67 Ex.-69-69 Ex.-70 Ex.
Charnley, Donn .....	Seattle 98177..	42	Michigan .....	Professor .....	44	D	King, part .....	None
Chatalas, William "Bill" .....	4803 42nd So., Seattle 98118..	63	Turkey .....	Real Estate Broker and Business Consultant .....	33	D	King, part .....	1961-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Conner, Paul H. ....	Rt. 3, Box 472, Sequim 98382.	45	Washington .....	Real Estate, Logger .....	24	D	{Clallam .....} {Mason .....} {Jefferson .....}	1959-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Conway, Floyd .....	Route 11, Box 340, Olympia 98501 .....	41	Washington .....	Teacher .....	22	R	Thurston .....	1969-69 Ex.-70 Ex.

## HOUSE ROSTER, FORTY-SECOND SESSION, 1971—Continued

Name of Member	Mailing Address	Age	Birthplace	Occupation	District	Politics	County	Previous Legislative Sessions Served
Copeland, Thomas L...	Route 3, Walla Walla 99362 ..	46	Oregon .....	Farmer .....	11B	R	Walla Walla, pt..	1957-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Costanti, D. James ...	1215 Doser St., Edison 98246..	60	Washington .....	School Administrator, Commercial Fisherman .....	40	R	{San Juan .....} {Skagit .....}	1970-Ex.
Cunningham, Norwood ...	750 Alvard Ave., Kent 98031 ..	54	Washington .....	Educator .....	30	R	King, part .....	1965-65 Ex.-67-67 Ex.- 69-69 Ex.-70 Ex.
Curtis, Robert "Bob" .....	P.O. Box 0188, East We- natchee 98801.	37	Washington .....	Partner/Mgr. Curtis Thriftway Supermarket .....	12	R	{Chelan .....} {Douglas .....}	1969-69 Ex.-70 Ex.
Douthwaite, Jeff .....	5518 31st N.E., Seattle 98105..	41	Canada .....	Professor .....	32A	D	King, part .....	None
Eikenberry, Kenneth O...	Suite 500, 3rd & Lenora Bldg. Seattle 98121..	38	Washington .....	Attorney .....	36	R	King, part .....	None

## HOUSE ROSTER, FORTY-SECOND SESSION, 1971—Continued

Name of Member	Mailing Address	Age	Birthplace	Occupation	District	Politics	County	Previous Legislative Sessions Served
Farr, Dr. Caswell J....	1800 C St., Bellingham 98225 .....	49	Washington .....	Dentist .....	42	R	Whatcom .....	1967-67 Ex.-69-69 Ex.-70 Ex.
Flanagan, S. E. "Sid".	Rt. 1, Box 205, Quincy 98848.	61	Washington .....	Farmer, Cattleman .....	13	R	{Grant .....	1961-61 Ex.-63-63 Ex.- 65-65 Ex.-67-67 Ex.- 69-69-Ex.-70 Ex.
Gallagher, P. J. "Jim"	125 S. 72nd, Tacoma 98408	55	Washington .....	Public Relations Officer, Auto Transport Co. ....	29	D	Pierce, part .....	1961-61 Ex.-63-63 Ex.- 65-65 Ex.-67-67 Ex.- 69-69 Ex.-70 Ex.
Gilleland, James E. ...	10503 N.E. 4th St., Bellevue 98004 .....	52	Washington .....	Owner-Pres., Gilleland Oil Co....	48	R	{King, part, Sno- homish, 1 precinct}	None
Gladder, Carlton A...	W. 2211 Sharp Ave., Spokane 99201	61	Minnesota .....	Life Insurance Executive .....	7	R	Spokane, part ...	1967-67 Ex.-69-69 Ex.-70 Ex.
Goldsworthy, Robert F. ..	Rt. 2, Rosalia 99170	53	Washington .....	Farmer .....	9A	R	Whitman .....	1957-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.

## HOUSE ROSTER, FORTY-FIRST SESSION, 1969—Continued

Name of Member	Mailing Address	Age	Birthplace	Occupation	District	Politics	County	Previous Legislative Sessions Served
Grant, Gary..	12835 S.E. 160th, Renton 98055	36	Wisconsin .....	Labor Relations ...	47	D	King, part .....	1963-63 Ex.-65-65 Ex. 67-67 Ex.-69-69 Ex.-70 Ex.
Hansey, Donald G. ..	1551 Lakewood Lane, Bell- ingham 98225	41	Washington .....	Poultry, Hatcheryman .....	42	R	Whatcom .....	None
Harris, Edward F. .	716 Old National Bank Bldg., Spokane 99201	61	Idaho .....	Attorney at Law....	7	R	Spokane, part ...	1955-55 Ex.-57-59-59 Ex.-61-61 Ex.-63-63 Ex. 65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Hatfield, Chet .....	220 E. Yakima Ave., Yakima 98901	59	Washington .....	Retail Merchant ...	14	R	Yakima, part ....	1969-69 Ex.-70 Ex.
Haussler, Joe D. ....	Box 949, Omak 98841	68	Texas .....	Banker, Car Dealer, Orchardist .....	2A	D	Okanogan .....	1963-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Hoggins, Dale E. ....	21826 95th Ave. W., Edmonds 98020 .....	38	Washington .....	Elementary Principal and Teacher .....	21	R	Snohomish, part .	1967-67 Ex.-69-69 Ex.-70 Ex.

## HOUSE ROSTER, FORTY-SECOND SESSION, 1971—Continued

Name of Member	Mailing Address	Age	Birthplace	Occupation	District	Politics	County	Previous Legislative Sessions Served					
Hubbard, Vaughn	Box 126, Waitsburg 99361	48	Washington	Lawyer	11A	R	<table border="0"> <tr> <td rowspan="4" style="font-size: 3em; vertical-align: middle;">}</td> <td>Asotin .....</td> </tr> <tr> <td>Columbia .....</td> </tr> <tr> <td>Garfield .....</td> </tr> <tr> <td>Walla Walla, part .....</td> </tr> </table>	}	Asotin .....	Columbia .....	Garfield .....	Walla Walla, part .....	1967-67 Ex.-69-69 Ex.-70 Ex.
}	Asotin .....												
	Columbia .....												
	Garfield .....												
	Walla Walla, part .....												
Hurley, Margaret	730 E. Boone Ave., Spokane 99202		Minnesota	School Teacher	3	D	Spokane, part	1953-53 Ex.-55-55 Ex.-57-59-59 Ex.-61- 61 Ex.-63-63 Ex.-65- 65-Ex. 67-67 Ex.- 69-69 Ex.-70 Ex.					
Jastad, Elmer	Box 38, Morton 99356	64	Washington	Pharmacist	20	D	<table border="0"> <tr> <td rowspan="2" style="font-size: 3em; vertical-align: middle;">}</td> <td>Lewis .....</td> </tr> <tr> <td>Grays Harbor, pt.</td> </tr> </table>	}	Lewis .....	Grays Harbor, pt.	1965-65 Ex.-67-67 Ex.- 69-69 Ex.-70 Ex.		
}	Lewis .....												
	Grays Harbor, pt.												
Johnson, Doris J.	737 Tacoma Pl., Kenne- wick 99336	47	Washington	Educator	16A	D	Benton, part	1965-65 Ex.-67-67 Ex.					
Jones, John D.	18 Bridlewood Circle, Kirk- land 98033	47	Wales	Pacific N.W. Bell	48	R	<table border="0"> <tr> <td rowspan="2" style="font-size: 3em; vertical-align: middle;">}</td> <td>King, part, Sno-</td> </tr> <tr> <td>homish, 1 precinct</td> </tr> </table>	}	King, part, Sno-	homish, 1 precinct	None		
}	King, part, Sno-												
	homish, 1 precinct												

## HOUSE ROSTER, FORTY-SECOND SESSION, 1971—Continued

Name of Member	Mailing Address	Age	Birthplace	Occupation	District	Politics	County	Previous Legislative Sessions Served
Jueling, Helmut L...	5215 South Tacoma Way, Tacoma 98409	67	Nebraska .....	Owner, White Hand Linen Supply .....	28	R	Pierce, part .....	1961-61 Ex. 63-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Julin, Axel C. ....	4615 Lake Washington Blvd. S.E., Bellevue 98004	52	Idaho .....	Lawyer .....	41	R	King, part .....	1969-69 Ex.-70 Ex.
Kilbury, Charles D. ..	Box 2482, Pasco 99302 ..	51	Washington .....	Insurance Broker ..	16B	D	Franklin .....	None ,
King, Richard A....	309 77th Pl. S.W., Everett 98202	36	Washington .....	College Teacher ....	38	D	Snohomish, part .	1965-65 Ex.-67-67 Ex.- 69-69 Ex.-70 Ex. 1957-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Kirk, Gladys.	1236 Bigelow N., Seattle 98109..	67	Colorado .....	Homemaker .....	36	R	King, part .....	Ex.-69-69 Ex.-70 Ex.
Kiskaddon, Bill .....	4404 242nd S.W., Mountlake Terrace 98043	40	California .....	Research Engineer.	21	R	Snohomish, part .	1967-67 Ex.-69-69 Ex.-70 Ex.



## HOUSE ROSTER, FORTY-SECOND SESSION, 1971—Continued

Name of Member	Mailing Address	Age	Birthplace	Occupation	District	Politics	County	Previous Legislative Sessions Served
Knowles, Walt O. ....	8423 E. Liberty, Spokane 99206	54	Washington .....	Attorney .....	4	D	Spokane, part ...	None
Kopet, Jerry C. ....	1728 S. Lincoln St., Spokane 99203	59	Oregon .....	Pharmacist .....	6	R	Spokane, part ...	1967-67 Ex.-69-69 Ex.-70 Ex.
Kraabel, Paul B. ....	5221 18th N.E., Seattle 98105..	37	Washington .....	Electronic Engineer .....	46	R	King, part .....	None
Kuehnle, James P. ...	S. 1122 Skyline Pl., Spokane 99206	46	Iowa .....	President, Holiday Pools, Inc. ....	4	R	Spokane, part ...	1969-69 Ex.-70 Ex.
Litchman, Mark .....	1604 IBM Bldg., Seattle 98101..	45	Washington .....	Attorney .....	45	D	King, part .....	1955-55 Ex.-57-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.- 67-67 Ex.-69-69 Ex.-70 Ex.
Luders, Edward T. .	N. 5620 Moore, Spokane 99208	42	Washington .....	Teacher .....	5B	D	Spokane, part ...	None

## HOUSE ROSTER, FORTY-SECOND SESSION, 1971—Continued

Name of Member	Mailing Address	Age	Birthplace	Occupation	District	Politics	County	Previous Legislative Sessions Served
Lynch, Marjorie W.	802 Pickens Rd., Yakima 98902	50	England	Housewife	14	R	Yakima, part	1963-63 Ex.-65-65 Ex.- 67-67 Ex.-69-69 Ex.-70 Ex.
Lysen, King	12040 Standing Court S.W., Seattle 98146	28	Minnesota	Program Coordinator Seattle Youth Div.	31	D	King, part	None
Marsh, Daniel G.	1111 Broadway, Vancouver 98660	33	Oregon	Attorney at Law	49	D	Clark, part	1965-65 Ex.-67-67 Ex.- 69-69 Ex.-70 Ex.
Martinis, John	2304 8th St., Everett 98201	40	Washington	Retail Merchant	38	D	Snohomish, part	1969-69 Ex.-70 Ex.
Marzano, Frank	2501 S. Melrose St., Tacoma 98405	48	Washington	Driver—Salesman	27	D	Pierce, part	1965-65 Ex.-67-67 Ex.- 69-69 Ex.-70 Ex.
Maxie, Peggy Joan	3302 E. Pine, Seattle 98122	34	Texas	Student/Family Counselor	37	D	King, part	None
May, William J. S. "Bill"	W. 711 Waverly Place, Spokane 99205	68	England	Executive Secretary, Labor Council	3	D	Spokane, part	1961-61 Ex.-63-63 Ex.- 65-65 Ex.-67-67 Ex.- 1969-69 Ex.-70 Ex.

## HOUSE ROSTER, FORTY-SECOND SESSION, 1971—Continued

Name of Member	Mailing Address	Age	Birthplace	Occupation	District	Politics	County	Previous Legislative Sessions Served
McCormick, Geraldine ..	3909 W. Lyons, Spokane 99208		Washington .....	Homemaker .....	5A	D	Spokane, part ...	69-69-Ex.-70 Ex.
McDermott, James A. ...	1650 22nd E., Seattle 98102..	33	Illinois .....	Child Psychiatrist .....	43	D	King, part .....	None
	Rt. 4, Box 2850 Bremerton							
Mentor, Joe..	98310 .....	37	Louisiana .....	Building Contractor	10	R	Island-Kitsap, pt.	1969-69 Ex.-70 Ex.
	9259 57th Ave.							
Merrill, John .....	S., Seattle 98118..	55	Washington .....	Real Estate and Insurance .....	35	D	King, part .....	1967-67 Ex.-69-69 Ex.-70 Ex.
	Rt. 2, Box 427A, Snohomish 98290.	47	Wyoming .....	Veterinarian .....	39	D	Snohomish, part .	1963-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Morrison, Sid W. ....	Rt. 1, Box 220AA, Zillah 98953 ..	37	Washington .....	Fruit Grower .....	15	R	Yakima, part ....	1967-67 Ex.-69-69 Ex.-70 Ex.
Newhouse, Irving .....	Rt. 1, Box 180, Mabton 98985.	50	Washington .....	Farming, Cattle Feeding .....	8A	R	Yakima, part ....	1965-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.

## HOUSE ROSTER, FORTY-SECOND SESSION, 1971—Continued

Name of Member	Mailing Address	Age	Birthplace	Occupation	District	Politics	County	Previous Legislative Sessions Served
North, Lois..	853 N.W. Elford Dr., Seattle 98177.		California .....	Housewife .....	44	R	King, part .....	1969-69 Ex.-70 Ex. 1941-43-44 Ex.-45-49- 50 Ex.-51-51 Ex.-51 2nd Ex.-53-53 Ex.- 55-55 Ex.-57-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 -Ex.-67-67 Ex.-69-69-Ex.-70 Ex.
O'Brien, John L. ....	1305 Joseph Vance Bldg. Seattle 98101..	59	Washington .....	Certified Public Accountant .....	33	D	King, part .....	1969-69 Ex.-70 Ex.
Pardini, A. J. ....	E. 1625 20th, Spokane 99203	38	Pennsylvania ...	Bank Executive ...	6	R	Spokane, part ....	1969-69 Ex.-70 Ex.
Paris, William .....	620 Oregon Way, Long- view 98632 ...	43	Oklahoma .....	Minister .....	18	R	{Cowlitz .....} {Wahkiakum .....}	None
Perry, Robert A. ..	1154 N. 92nd St., Seattle 98103..	49	New York .....	Electrical Construction .....	45	D	King, part .....	1959-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.

## HOUSE ROSTER, FORTY-SECOND SESSION, 1971—Continued

Name of Member	Mailing Address	Age	Birthplace	Occupation	District	Politics	County	Previous Legislative Sessions Served
Polk, William M.	7220 92nd S.E., Mercer Island 98040	35	Texas	Architect	41	R	King, part	None
Rabel, John B.	5308 N.E. 43rd Seattle 98105	29	Washington	Machinery Distribution	43	R	King, part	None
Randall, Dr. Robert W.	3040 Marine Dr., Bremer- ton 98313	49	Illinois	Optometrist	28	D	Kitsap, part	1969-69 Ex.-70 Ex.
Rosellini, John M.	1213 4th So., Seattle 98134	31	Washington	I.B.M. Marketing Representative	34	D	King, part	1967-67 Ex.-69-69 Ex.-70 Ex.
Ross, Michael K.	620 21st Ave., Seattle 98122	29	Iowa	Contractor	37	R	King, part	None
Savage, Charles R.	2011 King St., Shelton 98584	64	Wisconsin	Logging	24	D	{ Clallam ..... } { Mason ..... } { Jefferson ..... }	1939-41-43-44 Ex.-51- 51 Ex.-51 2nd Ex.- 53-53 Ex.-55-55 Ex.- 57-63-63 Ex.-65-65 Ex.-69-69-Ex.-70 Ex.

## HOUSE ROSTER, FORTY-SECOND SESSION, 1971—Continued

Name of Member	Mailing Address	Age	Birthplace	Occupation	District	Politics	County	Previous Legislative Sessions Served
Sawyer, Leonard A.	2723 E. Main, Puyallup 98371	45	Washington	Attorney	25	D	Pierce, part	1955-55 Ex.-57-59-59 Ex.-61-61 Ex.-63-63 Ex.-65-65 Ex.-67-67 Ex.-69-69 Ex.-70 Ex.
Schumaker, William "Bill"	208 West 5th, Colville 99114	55	Washington	Gunsmith, Outdoor Writer, Photographer	2B	R	{Pend Oreille .....} {Stevens .....} {Ferry .....}	1969-69 Ex.-70 Ex.
Shera, Ned	8516-130th S.W., Tacoma 98498	39	Washington	Executive Vice President, Insurance Brokerage Firm	28	R	Pierce, part	1969-69 Ex.-70 Ex.
Shinpoch, A. N. "Bud"	361 Maple Ave. N.W., Renton 98055	46	Oklahoma	Industrial Engineer	47	D	King, part	1970 Ex.
Smith, Warren	P.O. Box 245, Centralia 98531	49	Ohio	Insurance	20	R	{Lewis .....} {Grays Harbor, pt.}	None
Smythe, Richard L.	5204 DuBois Drive, Vancouver 98661	44	Washington	Manager, Pacific N.W. Bell	49	R	Clark, part	1967-67 Ex.-69-69 Ex.-70 Ex.

## HOUSE ROSTER, FORTY-SECOND SESSION, 1971—Continued

Name of Member	Mailing Address	Age	Birthplace	Occupation	District	Politics	County	Previous Legislative Sessions Served
Spanton, Keith J. ....	3803 4th St., Union Gap 98903 .....	46	Washington .....	Real Estate .....	15	R	Yakima, part ....	1967-67 Ex.-69-69 Ex.-70 Ex.
Swayze, Jr., Thomas A...	3408 N. 24th St., Tacoma 98406	39	Washington .....	Attorney .....	26	R	Pierce, part .....	1967-67 Ex.-69-69 Ex.-70 Ex.
Thompson, Alan .....	303 Estey Drive, Castle Rock 98611 ..	43	Iowa .....	Publisher .....	18	D	{Cowlitz .....	1965-65 Ex.-67-67 Ex.- 69-69 Ex.-70 Ex.
Van Dyk, Dan .....	7585 Noon Rd., Lynden 98264.	27	Washington .....	Owner/Operator Vandy Farm .....	42	D	Whatcom .....	None
Wanamaker, F. Pat .....	Rt. 1, Box 193A, Coupe- ville 98239 ...	60	Washington .....	Retired Farmer, Real Estate Developer .....	10	R	{Island .....	1967-67 Ex.-69-69 Ex.-70 Ex.
Williams, Alvin C. ....	2515 No. 40th, Seattle 98103..	40	North Dakota ...	Architect .....	32B	D	King, part .....	1970 Ex.
Wojahn, Lorraine ...	3592 E. Kay St., Tacoma 98404	50	Washington .....	Public Relations ...	27	D	Pierce, part .....	1969-69 Ex.-70 Ex.

## HOUSE ROSTER, FORTY-SECOND SESSION, 1971—Continued

Name of Member	Mailing Address	Age	Birthplace	Occupation	District	Politics	County	Previous Legislative Sessions Served
Wolf, Hal ...	Clark Road, Yelm 98597 ..	44	Washington .....	Supermarket Owner	22	R	Thurston .....	1965-65 Ex.-67-67 Ex.- 69-69 Ex.-70 Ex.
Zimmerman, Harold S....	1432 N.E. 6th Ave., Camas 98607	47	North Dakota ...	Newspaper Editor- Publisher .....	17	R	{ Klickitat ..... Skamania ..... Clark, part ..... }	{ 1967-67 Ex.-69-69 Ex.-70 Ex.



## HOUSE ROSTER, FORTY-SECOND SESSION, 1971—Continued

NAME OF ELECTED OFFICER	Title	Residence	County	Birthplace	Age	Occupation	Previous Legislative Sessions Served
McBeath, Malcolm "Dutch" ...	Chief Clerk .....	2622 G Street Bellingham 98225 .....	Whatcom ..	Bellingham ..	55	Retired— Owner, Operator, Glass and Paint Business	1953-53 Ex.-55-55 Ex. (as member), 1967-67 Ex.-69-69 Ex.-70 Ex.
Wilson, Donald R. ..	Assistant Chief Clerk ....	Route 13, Box 271, Olympia 98501...	Thurston ..	Washington ..	48	Locomotive Engineer .....	Senate-59-59 Ex.- 61-61 Ex.-63-63 Ex.- 65-65 Ex.-67-67 Ex.- 69-69 Ex.-House- 70 Ex.
Prince, Eugene A. ...	Sergeant at Arms .....	Thornton 99176..	Whitman ..	Thornton ....	38	Farmer .....	1959-59 Ex.-63-63 Ex.- 65-65 Ex.-67-67 Ex.- 69-69 Ex.-70 Ex.

# Congressional and State Officials

## CONGRESSIONAL

### United States Senators

Senator Warren G. Magnuson—D (Seattle)

127 Old Senate Office Building

(Term expires Jan. 1975)

Senator Henry M. Jackson—D (Everett)

137 Old Senate Office Building

(Term expires Jan. 1977)

(Above addresses are Washington, D.C. 20510)

### United States Representatives

(2 year terms—all expire Jan. 1973)

1st District—Thomas M. Pelly—R (Bainbridge Island)

2211 Rayburn House Office Building

2nd District—Lloyd Meeds—D (Everett)

308 Cannon House Office Building

3rd District—Julia Butler Hansen—D (Cathlamet)

201 Cannon House Office Building

4th District—Mike McCormack—D (Richland)

1205 Longworth House Office Building

5th District—Thomas S. Foley—D (Spokane)

325 Cannon House Office Building

6th District—Floyd V. Hicks—D (Tacoma)

1203 Longworth House Office Building

7th District—Brock Adams—D (Seattle)

123 Cannon House Office Building

(Above addresses are Washington, D.C. 20515)

### Executive Department

Governor, Daniel J. Evans (R).

Lieutenant Governor, John A. Cherberg (D).

### Executive Department Aides

Executive Assistant to Governor, Mrs. Esther Seering.

Secretary to Governor, Mrs. Claudia Childs.

Administrative Assistant to Governor, James M.

Dolliver.

Legal Administrative Assistant to Governor, Richard

W. Hemstad.

### State Attorney General

Attorney General, Slade Gorton (R).

### State Auditor

Auditor, Robert V. (Bob) Graham (D).

Assistant Auditor, Richard L. Husk.

### Insurance Commissioner

Commissioner, Karl Herrmann (D).

Chief Deputy, Orman Vertrees.

### Superintendent of Public Instruction

Superintendent, Louis Bruno (Nonpartisan).

Administrative Assistant, Thomas R. Deering.

Assistant Superintendent, Administration and Finance,

Dr. George Eisentrout.

Assistant Superintendent, Staff Services, Vern Leidle.

Assistant Superintendent, Curriculum and Instruction,

Dr. Donald Hair.

**Superintendent of Public Instruction—Continued**

Assistant Superintendent, Teacher Education and Certification, Dr. Wendell C. Allen.

**Board of Education**

President, Louis Bruno.  
Secretary, Vern Leidle.

**Commissioner of Public Lands**

Commissioner, Bert Cole (D).  
Executive Assistant, Bruce W. Reeves.

**Secretary of State**

Secretary, A. Ludlow Kramer (R).  
Assistant Secretary, Sam S. Reed.  
Supervisor of Elections, Kenneth N. Gilbert.

**State Treasurer**

Treasurer, Robert S. O'Brien (D).  
Assistant Treasurer, Jack Taylor.

**STATE LEGISLATURE****State Senate**

Lieutenant Governor, John A. Cherberg, Seattle.  
President Pro Tempore, Al Henry, White Salmon.  
Vice President Pro Tempore, James E. Keefe, Spokane.  
Secretary, Sid Snyder, Long Beach.  
Assistant Secretary, William M. Gleason, Tacoma.  
Sergeant at Arms, Charlie Johnson, Olympia.

**House of Representatives**

Speaker, Thomas A. Swayze, Jr., Gig Harbor.  
Speaker Pro Tempore, Thomas L. Copeland, Walla Walla.  
Chief Clerk, Malcolm "Dutch" McBeath, Bellingham.  
Assistant Chief Clerk, Donald R. Wilson, Olympia.  
Sergeant at Arms, Eugene A. Prince, Thornton.

# NONPARTISAN JUDICIARY

## SUPREME COURT

<i>Justice</i>	<i>Term Expires</i>
Chief Justice Orris L. Hamilton.....	January, 1973
Justice Hugh J. Rosellini.....	January, 1973
Justice Charles T. Wright.....	January, 1973
Justice Robert C. Finley.....	January, 1975
Justice Frank Hale.....	January, 1975
Justice Walter T. McGovern.....	January, 1975
Justice Robert T. Hunter.....	January, 1977
Justice Charles F. Stafford.....	January, 1977
Justice Marshall A. Neill.....	January, 1977
Clerk, William M. Lowry	
Bailliff, David Webster	
Administrator for the Courts, Albert C. Bise	

## SUPERIOR COURT JUDGES

<i>Judge</i>	<i>County Seat</i>	<i>Judicial District (Counties)</i>
George H. Freese.....	Ritzville .....	Adams
Patrick McCabe .....	Pomeroy .....	{Asotin- Columbia- Garfield
John T. Day.....	} Pasco .....	} Benton- Franklin
James J. Lawless....		
Richard G. Patrick..		
Lawrence Leahy .....	Wenatchee .....	Chelan
Joseph H. Johnston...	Port Angeles ..	{Clallam- Jefferson
J. Guthrie Langsdorf }	} Vancouver .....	Clark
Robert D. McMullen		
Edward P. Reed.....		
Alan R. Hallowell... }	} Kelso .....	Cowlitz
Frank L. Price.....		
B. J. McLean.....	} Ephrata .....	Douglas-Grant
Felix Rea .....		
Robert J. Murray.....	Okanogan .....	Ferry-Okanogan
John H. Kirkwood... }	} Montesano ....	Grays Harbor
Warner Poyhonen ...		
Walter J. Deierlein, Jr. }	} Mount Vernon..	Island-Skagit
Harry A. Follman...		
Henry Clay Agnew..	} Seattle .....	King
Story Birdseye .....		
Keith M. Callow.....		
Warren Chan .....		
James J. Dore.....		
Robert M. Elston....		
Donald L. Gaines....		
Edward E. Henry....		
Nancy A. Holman....		
Frank Howard .....		
James W. Mifflin....		
James A. Noe.....		
George H. Revelle...		

<i>Judge</i>	<i>County Seat</i>	<i>Judicial District (Counties)</i>		
Solie M. Ringold.....	Seattle .....	King		
Frank H. Roberts, Jr.				
Ward Roney .....				
Lloyd W. Shorett....				
Charles Z. Smith....				
Horton Smith .....				
Stanley C. Soderland				
David W. Soukup....				
George R. Stuntz....				
Howard J. Thompson				
Theodore S. Turner..	Port Orchard ..	Kitsap		
F. A. Walterskirchen				
William J. Wilkins...}				
Robert J. Bryan.....	Ellensburg .....	Kittitas		
Jay W. Hamilton....				
Oluf Johnsen .....	Goldendale ....	{Klickitat- Skamania		
W. R. Cole.....				
Ross R. Rakow.....	Chehalis .....	Lewis		
D. J. Cunningham....				
Richard J. Ennis.....	Davenport .....	Lincoln		
Frank E. Baker.....				
Robert J. Doran.....	Olympia .....	Mason-Thurston		
Hewitt A. Henry.....				
Robert A. Hannan....				
Robert A. Hannan....	South Bend ....	{Pacific- Wahkiakum		
Delbert R. Scoles.....				
Delbert R. Scoles.....	Colville .....	{Pend Oreille- Stevens		
William L. Brown, Jr.}				
John D. Cochran.....	Tacoma .....	Pierce		
Horace G. Geer.....				
Robert A. Jacques...}				
Bertil E. Johnson....				
William F. LeVeque.				
Bartlett Rummel ....				
Hardyn B. Soule.....				
Stanley W. Worswick				
Boone Hardin .....			Bellingham ....	{San Juan- Whatcom
Bert C. Kale.....				
Paul D. Hansen.....	Everett .....	Snohomish		
Alfred O. Holte.....				
Thomas G. McCrea..				
Edward M. Nollmeyer				
Phillip G. Sheridan..				
Thomas R. Stiger....	Spokane .....	Spokane		
Ralph P. Edgerton...}				
Ralph E. Foley.....				
Raymond F. Kelly...}				
John J. Lally.....				
Willard J. Roe.....				
George T. Shields....				
William H. Williams.}				

Albert N. Bradford..	}	Walla Walla ...	Walla Walla
John C. Tuttle.....			
John A. Denoo.....		Colfax .....	Whitman
Blaine Hopp, Jr.....	}		
Carl L. Loy.....		Yakima .....	Yakima
Walter A. Stauffacher			
Lloyd L. Wiehl.....			

## COUNTY POPULATION STATISTICS

COUNTY	Class	County Seat	Population 1960	U.S. Census Population 1970	Square Miles
Adams .....	5	Ritzville .....	9,929	12,014	1,912
Asotin .....	5	Asotin .....	12,909	13,799	606
Benton .....	3	Prosser .....	62,070	67,540	1,671
Chelan .....	3	Wenatchee .....	40,744	41,355	2,900
Clallam .....	4	Port Angeles .....	30,022	34,770	1,726
Clark .....	1	Vancouver .....	93,809	128,454	634
Columbia .....	7	Dayton .....	4,569	4,439	858
Cowlitz .....	3	Kelso .....	57,801	68,616	1,153
Douglas .....	5	Waterville .....	14,890	17,787	1,787
Ferry .....	8	Republic .....	3,889	3,655	2,220
Franklin .....	4	Pasco .....	23,342	25,816	1,206
Garfield .....	8	Pomeroy .....	2,976	2,911	694
Grant .....	3	Ephrata .....	46,477	41,881	2,720
Grays Harbor .....	3	Montesano .....	54,465	59,553	1,869
Island .....	4	Coupeville .....	19,638	27,011	208
Jefferson .....	6	Port Townsend .....	9,639	10,661	1,805
King .....	AA	Seattle .....	935,014	1,156,633	2,111
Kitsap .....	2	Port Orchard .....	84,176	101,732	371
Kittitas .....	4	Ellensburg .....	20,467	25,039	2,329
Klickitat .....	5	Goldendale .....	13,455	12,138	1,825
Lewis .....	3	Chehalis .....	41,858	45,467	2,369
Lincoln .....	6	Davenport .....	10,919	9,572	2,302
Mason .....	4	Shelton .....	16,251	20,918	930
Okanogan .....	4	Okanogan .....	25,520	25,867	5,221
Pacific .....	5	South Bend .....	14,674	15,796	895

**COUNTY POPULATION STATISTICS—Continued**

COUNTY	Class	County Seat	Population 1960	U.S. Census Population 1970	Square Miles
Pend Oreille .....	7	Newport .....	6,914	6,025	1,361
Pierce .....	A	Tacoma .....	321,590	411,027	1,701
San Juan .....	9	Friday Harbor .....	2,872	3,856	178
Skagit .....	3	Mount Vernon .....	51,350	52,381	1,774
Skamania .....	7	Stevenson .....	5,207	5,845	1,685
Snohomish .....	1	Everett .....	172,199	265,236	2,064
Spokane .....	A	Spokane .....	278,333	287,487	1,756
Stevens .....	5	Colville .....	17,884	17,405	2,505
Thurston .....	3	Olympia .....	55,049	76,894	709
Wahkiakum .....	8	Cathlamet .....	3,426	3,592	267
Walla Walla .....	3	Walla Walla .....	42,195	42,176	1,265
Whatcom .....	2	Bellingham .....	70,317	81,950	2,082
Whitman .....	4	Colfax .....	31,263	37,900	2,108
Yakima .....	1	Yakima .....	145,112	144,971	5,059
Totals .....			2,853,214	3,410,169	66,836



## ROSTER OF COUNTY OFFICIALS OF WASHINGTON AS OF JANUARY 11, 1971

COUNTY	COUNTY SEAT	AUDITOR	ASSESSOR	CLERK
Adams .....	Ritzville .....	Susie B. Razey (R)	Everett Schaefer (R)	Mildred Womach (R)
Asotin .....	Asotin .....	LaDoris Smith (D)	James W. Roberts (R)	Ople M. Davis (D)
Benton .....	Prosser .....	Verner Miller (D)	J. Carroll Pratt (D)	Laura Brader (D)
Chelan .....	Wenatchee .....	Earl Miller (R)	James A. Sizemore (D)	Muriel E. Roath (R)
Clallam .....	Port Angeles...	Alice C. Thorne (D)	Frank Feeley (D)	Joel R. Samuelson (R)
Clark .....	Vancouver .....	Donald Bonker (D)	Lester Campbell (D)	Wilma Schmidt (R)
Columbia ....	Dayton .....	Vyrl McQuary (R)	Clarence V. Johnson (R)	Louise Nilsson (R)
Cowlitz .....	Kelso .....	Jack Trent (D)	John P. Jenkins (D)	Mike Nelson (D)
Douglas .....	Waterville .....	Edna Jensen (D)	Aileen Dahlke (D)	Hilda Gormley (D)
Ferry .....	Republic .....	Adeline M. Schreiber (D)	Thomas L. Moore (D)	Christine A. Bowlby (D)
Franklin .....	Pasco .....	Dorothy Towne (D)	Wilma B. Van Buren (D)	Dorothy Wagar (D)
Garfield .....	Pomeroy .....	John Carlson (D)	Floyd Koberstein (D)	Doris Landkammer (R)
Grant .....	Ephrata .....	J. F. Peddycord (D)	John O. Kolve (D)	Allyne Gile (D)
Grays Harbor.	Montesano .....	Walter J. Meek (R)	D. J. Lindley (D)	Winona Harner (D)
Island .....	Coupeville .....	J. W. Libbey (R)	Carl L. Mecklenberg (R)	Mary Coates (R)
Jefferson .....	Port Townsend.	Betty Temple (R)	Jim Sofie (D)	Isabel M. Kidd (R)
King .....	Seattle .....	Lloyd F. Hara	Allen Morgan (D)	W. B. "Wally" Steen
Kitsap .....	Port Orchard...	D. Theodore Wright (R)	F. C. Rutherford (D)	Robert Freudenstein (D)
Kittitas .....	Ellensburg .....	Marion Darter (D)	Lucille (Moen) Harris (D)	Harriett Noble (D)
Klickitat .....	Goldendale .....	Archie C. Radcliffe (R)	Lowell H. Johnson (R)	Margaret E. Case (R)

**ROSTER OF COUNTY OFFICIALS OF WASHINGTON AS OF JANUARY 11, 1971—Continued**

COUNTY	COUNTY SEAT	AUDITOR	ASSESSOR	CLERK
Lewis	Chehalis	Robert I. Venemon (R)	Laurence Scherer (R)	Margaret J. Donaldson (D)
Lincoln	Davenport	Harold W. Haynie (D)	Cecil K. McKinnon (R)	Louise Heitman (R)
Mason	Shelton	Ruth E. Boysen (R)	Willis E. Burnett (D)	Lodga Kimbel (R)
Okanogan	Okanogan	Harriet Johnson (D)	Bert F. Geiger (D)	Jane E. Profit Walker (D)
Pacific	South Bend	Verna Jacobson (D)	Arthur F. Wood (D)	Beverly Taylor (D)
Pend Oreille	Newport	Winifred Johnson (D)	Genevieve Harmon (D)	Ruth Davis (R)
Pierce	Tacoma	Richard A. Greco (D)	Ken Johnston (D)	Don Perry (D)
San Juan	Friday Harbor	Ardiss Larson (R)	J. Wesley Woodard (R)	Ardiss Larson (R)
Skagit	Mount Vernon	Ann Ross (R)	Gene Olson (D)	Arthur Eliason (R)
Skamania	Stevenson	G. P. Todd (D)	Annette Hutcheson (D)	Greta Satre (R)
Snohomish	Everett	Stanley Dubuque (D)	C. L. Barlow (D)	Kay Anderson (D)
Spokane	Spokane	Vernon W. Ohland (D)	Ken E. Wynne (D)	George E. Fallquist (R)
Stevens	Colville	Bea W. Hesseltine (R)	Blanche G. Estep (R)	Goldie Reed (R)
Thurston	Olympia	C. Wesley Leach (R)	Del Pettit (D)	Mark Canterbury (R)
Wahkiakum	Cathlamet	Mary A. Faymonville (D)	Sidney Parker (R)	Bethenia Foster (D)
Walla Walla	Walla Walla	Gladys Gilman (R)	Bruce N. Cowan (R)	Roberta Lucas (R)
Whatcom	Bellingham	Mrs. Wella Hansen (R)	Lewis H. Turner, Jr. (D)	Harry O. Loft (R)
Whitman	Colfax	Pauline H. Lust (D)	Robert D. Repp (R)	Howard W. Abbott (R)
Yakima	Yakima	Eugene Naff (R)	Charles A. Riemcke (R)	Agnes L. Thomas (R)

**ROSTER OF COUNTY OFFICIALS OF WASHINGTON AS OF JANUARY 11, 1971—Continued**

COUNTY	COUNTY SEAT	TREASURER	COMMISSIONER 1ST DISTRICT	COMMISSIONER 2ND DISTRICT	COMMISSIONER 3RD DISTRICT
Adams	Ritzville	Freda M. Grewell (R)	Kenny Foulkes (R)	Henry J. Franz (R)	Gordon Hays (D)
Asotin	Asotin	Mrs. Lennie Stephens (D)	Quent McMurray (R)	Leonard Lahti (D)	Robert A. Shinn (D)
Benton	Prosser	Ellen Berndt (D)	Harry A. Kramer (R)	J. O. Zwicker (D)	Wes P. Brown (D)
Chelan	Wenatchee	Tom E. McKoin (R)	Homer J. Trefry (R)	Fred W. Nierman (R)	David H. Davis (R)
Clallam	Port Angeles	Robert J. Clark (D)	John Kirner (D)	Harry L. Lydiard (R)	D. J. Caulkins (D)
Clark	Vancouver	June Sparks (D)	George D. Nutter (D)	Dean Cole (D)	Dick Granger (R)
Columbia	Dayton	Jack Kitterman (R)	Vernon Marll (R)	Roy Cadman (R)	Jim Cresswell (R)
Cowlitz	Kelso	Gertrude Rivers (R)	James F. Berry (D)	Chas. S. Nordstrom (D)	Chet F. Gardner (D)
Douglas	Waterville	Forrest R. Leedy (D)	John VanWell (D)	William E. Bechtol (D)	Lloyd Farmer (R)
Ferry	Republic	A. Lee Gendron (D)	Melvin H. Lakin (D)	Ira Merritt (D)	Carl V. Putnam (D)

**ROSTER OF COUNTY OFFICIALS OF WASHINGTON AS OF JANUARY 11, 1971—Continued**

COUNTY	COUNTY SEAT	TREASURER	COMMISSIONER 1ST DISTRICT	COMMISSIONER 2ND DISTRICT	COMMISSIONER 3RD DISTRICT
Franklin	Pasco	Vivian Hammer (D)	Bruce D. White-marsh (R)	James Rogers (D)	Jack Williams (D)
Garfield	Pomeroy	David A. Taylor, Jr. (D)	John W. Eyers (D)	George Ledgerwood (D)	Lester Geiger (D)
Grant	Ephrata	Mrs. Margaret Harris (D)	Robert A. Ludolph (D)	H. E. Snead (D)	F. D. O'Donnell (D)
Grays Harbor	Montesano	Don F. Smith (D)	Orville Boling (D)	Richard Simmons (D)	Rolland Youmans (D)
Island	Coupeville	Ruth E. Zylstra (R)	Ellsworth E. Christoe (D)	John R. Vanderzicht (R)	R. W. Christiansen (R)
Jefferson	Port Townsend	Arthur Swanson (R)	A. M. O'Meara (D)	George Huntingford (R)	Walter A. Kelly (R)
King	Seattle	M. J. R. Williams	Tracy J. Owen (R)*-1	Bernice Stern (D)*-4	Ed Munro (D)*-7
		John D. Spellman (R) County Executive	Robert B. Dunn (R)*-2	John T. O'Brien (R)*-5	Ed Heavey (D)*-8
			William H. Reams (R)*-3	Thomas M. Forsythe (R)*-6	Dave Mooney (D)*-9
Kitsap	Port Orchard	Maxine Johnson (R)	Frank Randall (R)	William H. Mahan (R)	Gene Lobe (D)
Kittitas	Ellensburg	Bette J. Spence (D)	Howard Sorensen (R)	Roy A. Lumaco (R)	Joe McManamy (D)
Klickitat	Goldendale	Pauline Copenhefer (R)	Lloyd L. Beeks (D)	F. L. Williams (D)	Cecil V. Schuster (R)

\*County Council—Districts 1 thru 9

**ROSTER OF COUNTY OFFICIALS OF WASHINGTON AS OF JANUARY 11, 1971—Continued**

COUNTY	COUNTY SEAT	TREASURER	COMMISSIONER 1ST DISTRICT	COMMISSIONER 2ND DISTRICT	COMMISSIONER 3RD DISTRICT
Lewis	Chehalis	Harold Quick (R)	Thomas C. Hampson (D)	Charles Rosbach (R)	Clarence Birley (R)
Lincoln	Davenport	N. W. Livingston (R)	Fred C. Stehr (R)	M. O. Olsen (R)	Gordon G. Kunz (R)
Mason	Shelton	John B. Cole (D)	Martin Ausetth (D)	William O. Hunter (R)	John E. Bariekman (D)
Okanogan	Okanogan	Benner Z. Taylor (D)	A. John Carlson (D)	Jack Abrams (D)	Ed Winslow (D)
Pacific	South Bend	Ross Neilson (R)	Don Corcoran (D)	Eldred W. Penttila (D)	Don Bale (R)
Pend Oreille	Newport	Edgar R. Arman (D)	John Krogh (D)	Joseph A. Berendt (D)	Clifford Bockman (D)
Pierce	Tacoma	Maurice Raymond (D)	Pat Gallagher (D)	George Sheridan (D)	Clay Huntington (D)
San Juan	Friday Harbor	Fred R. Barnes (R)	Jay T. Jackson (R)	Russell Hawkins (R)	T. J. Blake (R)
Skagit	Mount Vernon	Edward W. Janson (R)	W. H. Sullivan (R)	Arnold Hansen (R)	Howard A. Miller (R)
Skamania	Stevenson	Mildred M. O'Donnell (R)	James F. Attwell (R)	Conrad Lundy, Jr. (R)	Lyle W. Ternahan (D)

**ROSTER OF COUNTY OFFICIALS OF WASHINGTON AS OF JANUARY 11, 1971—Continued**

COUNTY	COUNTY SEAT	TREASURER	COMMISSIONER 1ST DISTRICT	COMMISSIONER 2ND DISTRICT	COMMISSIONER 3RD DISTRICT
Snohomish	Everett	Verne Sievers (D)	E. Sam Kraetz (D)	N. Richard Forsgren (D)	Charles Hill (D)
Spokane	Spokane	Merton L. Howard (D)	Jack Geraghty (D)	W. O. Allen (D)	E. W. Parsons (D)
Stevens	Colville	Elsie Thayer (D)	O. G. Clemons (D)	Lee L. Strand (D)	Roy B. Richmond (D)
Thurston	Olympia	George M. Haskett (D)	George F. Yantis, Jr. (D)	Ken Stevens (R)	Homer Hedgepeth (R)
Wahkiakum	Cathlamet	Myrtle Braaten (D)	William Canham (D)	Leon Almer (D)	Robert E. Torppa (D)
Walla Walla	Walla Walla	Harmon F. Johnson (R)	Eugene V. Kelly (D)	James V. Stonecipher (R)	Howard Barnes (R)
Whatcom	Bellingham	Hugh Cory (D)	R. W. Mallory (R)	Stanley S. Jeffcott (R)	Frank Roberts (R)
Whitman	Colfax	Melvin B. Colvin (R)	Ralph S. Henning (R)	Harry Wegner (R)	Fred McNeilly (R)
Yakima	Yakima	Dale A. Gray (R)	Les S. Conrad (R)	Angus McDonald (R)	Cliff Onsgard (R)

County Officers

ROSTER OF COUNTY OFFICIALS OF WASHINGTON AS OF JANUARY 11, 1971—Continued

COUNTY	COUNTY SEAT	PROSECUTING ATTORNEY	CORONER	SHERIFF	SUPT. OF SCHOOLS (Non-Partisan)
Adams	Ritzville	Philip Borst (R)	†	Clinton Rowe (R)	Alice McGrath
Asotin	Asotin	Jay R. Jones (R)	†	Herbert C. Reeves (D)	Eva Stull
Benton	Prosser	Herbert H. Davis (D)	Dr. T. J. Albertowicz (R)	H. S. Harrison (R)	Charles E. Evans
Chelan	Wenatchee	E. R. Whitmore, Jr. (R)	Dr. Robert W. Bonifaci (D)	C. R. "Dick" Nickell (R)	Peter N. Lolos
Clallam	Port Angeles	S. Brooke Taylor (R)	†	R. H. Bishop (D)	Kenneth Howerton
Clark	Vancouver	C. Brent Nevin (D)	Dr. Arch Hamilton (R)	Eugene A. Cotton (R)	Leo Blodgett
Columbia	Dayton	H. N. Woolson (R)	†	Gary Von Cadow (D)	Eva Stull
Cowlitz	Kelso	Henry R. Dunn (D)	D. F. Winebrenner (D)	Charles Gill (D)	Leo Blodgett
Douglas	Waterville	Fred Van Sickle (R)	†	Bill Williams (D)	Peter N. Lolos
Ferry	Republic	Granville Egan (R)	†	Lloyd Daily (D)	Van W. Emerson

**ROSTER OF COUNTY OFFICIALS OF WASHINGTON AS OF JANUARY 11, 1971—Continued**

COUNTY	COUNTY SEAT	PROSECUTING ATTORNEY	CORONER	SHERIFF	SUPT. OF SCHOOLS (Non-Partisan)
Franklin	Pasco	C. J. Rabideau (D)	†	Richard E. Boyles (D)	Charles E. Evans
Garfield	Pomeroy	John C. Keatts (D)	†	Russell C. Pierce (D)	Eva Stull
Grant	Ephrata	Paul A. Klasen (D)	Dr. Ronald M. Gill (D)	Ralph W. Hall (D)	Alice McGrath
Grays Harbor	Montesano	L. Edward Brown (D)	Harold M. Schmid (D)	A. M. Gallagher (D)	Fred Tidwell
Island	Coupeville	Edward C. Beekma (D)	†	Arnold Freund (R)	Frederick D. Chesterley
Jefferson	Port Townsend	William J. Daly (R)	†	Robert L. Hansen (R)	Kenneth Howerton
King	Seattle	Christopher Bayley (R)	Dr. Gale E. Wilson	Lawrence G. Waldt	Robert J. Marum
Kitsap	Port Orchard	John C. Merkel (D)	M. L. Morrison (D)	Art N. Morken (D)	Kenneth Howerton
Kittitas	Ellensburg	Joseph Panattoni (D)	†	Robert A. Barret (R)	A. W. Allen
Klickitat	Goldendale	L. Eugene Hanson (R)	†	Stacy H. Reeves, Jr. (R)	A. W. Allen



**ROSTER OF COUNTY OFFICIALS OF WASHINGTON AS OF JANUARY 11, 1971—Continued**

COUNTY	COUNTY SEAT	PROSECUTING ATTORNEY	CORONER	SHERIFF	SUPT. OF SCHOOLS (Non-Partisan)
Lewis	Chehalis	Brian M. Baker (R)	Dr. Lester G. Steck (R)	William H. Wiester (R)	Fred Tidwell
Lincoln	Davenport	Philip Borst (R)	†	Clarence E. Coley (D)	Van W. Emerson
Mason	Shelton	Byron McClanahan (D)	†	John D. Robinson (D)	Fred Tidwell
Okanogan	Okanogan	B. E. Kohls (D)	†	Fred J. Horner (D)	Dorothy W. Beamer
Pacific	South Bend	Anton J. Miller (R)	†	William A. Webb (D)	Fred Tidwell
Pend Oreille	Newport	James P. McNally (D)	†	Norman Cox (D)	Van W. Emerson
Pierce	Tacoma	Ronald L. Hendry (R)	Jack Davelaar (D)	Carl L. Petersen (R)	Roger E. Elder
San Juan	Friday Harbor	Warren W. Russell (R)	†	Don F. Brown (D)	Frederick D. Chesterley
Skagit	Mount Vernon	Earl F. Angevine (R)	Ilo Sande (D)	John A. Boynton (D)	Frederick D. Chesterley
Skamania	Stevenson	Robert K. Leick (R)	†	William R. Closner (R)	Leo Blodgett

**ROSTER OF COUNTY OFFICIALS OF WASHINGTON AS OF JANUARY 11, 1971—Continued**

COUNTY	COUNTY SEAT	PROSECUTING ATTORNEY	CORONER	SHERIFF	SUPT. OF SCHOOLS (Non-Partisan)
Snohomish	Everett	Robert E. Schillberg (D)	Robert H. Phillips (D)	Donald F. Jennings (D)	Mrs. Dorothy J. Bennett
Spokane	Spokane	Donald C. Brockett (D)	Dr. William E. Jones (D)	William J. Reilly (D)	Van W. Emerson
Stevens	Colville	Fred L. Stewart (R)	†	Chan St. Clair, Jr. (D)	Van W. Emerson
Thurston	Olympia	Smith Troy (D)	Hollis B. Fultz (R)	Don Redmond (D)	Fred Tidwell
Wahkiakum	Cathlamet	George F. Hanigan (D)	†	Richard Harmon (R)	Leo Blodgett
Walla Walla	Walla Walla	Arthur R. Eggers (R)	Henry P. Liebmann (R)	Arthur Klundt (D)	Mrs. Eva Stull
Whatcom	Bellingham	Jane A. Mason (D)	Dr. Robert L. Rood (R)	Bernie Reynolds (D)	Frederick D. Chesterley
Whitman	Colfax	Philip H. Faris (R)	†	C. A. Humphreys (R)	Van W. Emerson
Yakima	Yakima	Lincoln E. Shropshire (R)	Dr. Andrew F. Braff (R)	John H. Thompson (R)	A. W. Allen

## MEMBERS OF THE PRESS

NAME	REPRESENTING	SESSIONS
Edwin J. Alexander	Olympia News	1969-1971
Bill Baker	KING-TV Seattle	1969-1971
Eldon Barrett	United Press Int'l.	1951-1971
Lyle Burt	Seattle Times	1953-1971
Robert C. Cummings	Tacoma News Tribune	1933, 1947-1971
Ed Evans	KOMO-Radio Seattle	1969-1971
Adele Ferguson	Bremerton Sun	1961-1971
Jack E. Fischer	Spokane Spokesman- Review	1959-1971
John L. Kelley	KTNT-TV Tacoma	1965-1971
Tom Koeninger	Centralia Chronicle	1965-1971
Mike Layton	Seattle Post-Intelligencer	1967-1971
Bill Lee	Yakima Herald-Republic	1969-1971
John J. Lemon	Spokane Chronicle	1959-1971
Bob Macleod	KGJ-Radio Olympia	1969-1971
William J. Mertena	Associated Press	1967-1971
Ted Natt	Longview Daily News	1969-1971
Dale Nelson	Associated Press	1969-1971
Tom Olsen	KGJ-Radio Olympia	1951-1971
Jack Pyle	Tacoma News Tribune	1957-1971
Shelby Scates	Seattle Post-Intelligencer	1965-1971
Gordon W. Schultz	United Press Int'l.	1965-1971
Jav VanDyke	Capitol News Network	1969-1971
Donald F. Whitman	Radio KITN-KITI	1967-1971
Joe Zaspel	KIRO-TV Seattle	1967-1971
Steven Weiner	Associated Press	1971
Chris Weinreich	Associated Press	1971
Bob McDaniel	United Press Int'l.	1967-1971
Clayton Fox	Daily Olympian	1971
Jack Morgan	Everett Herald	1971
Larry Roe	KAYE-Radio Puyallup	1971
Charles Royer	KING-TV Seattle	1971
Rod Chandler	KOMO-TV Seattle	1971
Denny Rogers	Radio News Bureau	1969-1971
Dick Larsen	Seattle Times	1971
Ken Rystrom	Vancouver Columbian	1969-1971