

## CHAPTER 53.

[S. B. 75.]

## ELECTIONS IN CLASS A AND FIRST CLASS COUNTIES.

AN ACT relating to elections, creating an election board, validating certain elections and proceedings had thereunder, amending Sections 5143, 5144, 5147 and 5148 of Remington's Compiled Statutes, and declaring that this act shall take effect immediately.

*Be it enacted by the Legislature of the State of Washington:*

SECTION 1. That Section 5143 of Remington's Compiled Statutes be amended to read as follows:

Section 5143. All state and county elections in class A counties and counties of the first class, whether general or special, and whether for the election of federal, United States senatorial or congressional, or state, legislative, county or precinct officers, or for the submission to the voters of any question for their adoption and approval or rejection, shall be held on the first Tuesday after the first Monday of November, in the year in which they may be called: *Provided*, That this section shall not be construed as fixing the time for holding the elections for the recall of county officers or primary elections, nor special elections to fill vacancies for members of the Congress of the United States or members of the State Legislature.

SEC. 2. That Section 5144 of Remington's Compiled Statutes be amended to read as follows:

Section 5144. That all city, town, school district, port district, park district, irrigation district, dike district, drainage district, drainage improvement district, diking improvement district, river improvement district, commercial waterway district, water district, and all other municipal and district elections whether general or special, and whether for the election of municipal or district officers or for the sub-

Amends Rem.  
Comp. Stat.  
§ 5143;  
Pierce's Code  
§ 2120-1.

Date.

Amends Rem.  
Comp. Stat.  
§ 5144;  
Pierce's Code  
§ 2120-2.

District  
elections.

mission to the voters of any city, town or district of any question for their adoption and approval, or rejection, shall be held in class A counties and counties of the first class on the second Tuesday in March, 1924, and thereafter in the year in which they may be called: *Provided*, That all such elections shall be held for the year 1923 on the first Tuesday after the first Monday in May: *Provided, further*, That this section shall not be construed as fixing the time of holding elections for the recall of city, town or district officers: *And provided further*, That this section shall not be construed as repealing the provisions of any charter of any city of the first class providing for the election of persons receiving a majority of all votes cast for any office at a primary or first election; but such primary or first election shall be held two weeks prior to the general election provided for in this section, and shall be conducted by the election board provided for in this act: *Provided, however*, That said election board, when in their judgment an emergency exists, whenever requested so to do by a resolution of the governing board of any such municipality or district, may call a special election at any time in any such municipality or district, and at any such special election said board may combine, unite, or divide precincts for the purpose of holding such special election and every such special election so called shall be conducted and notice thereof given in the manner provided by law.

SEC. 3. That Section 5147 of Remington's Compiled Statutes be amended to read as follows:

Section 5147. The chairman of the board of county commissioners, the county auditor, and the prosecuting attorney in class A counties and counties of the first class, shall constitute an election board for all elections held under the provisions of this act, and it shall be the duty of such board to

Amends Rem.  
Comp. Stat.  
§ 5147;  
Pierce's Code  
§ 2120.5.

Election  
board.

provide places for holding elections; to appoint the precinct election officers; to provide for their compensation; to provide ballot boxes and ballots or voting machines, poll books and tally sheets, and deliver them to the precinct election officers at the polling places; to publish and post notices of calling such elections in the manner provided by this act and to apportion to each city, town or district, its share of the expense of such election.

Amends Rem.  
Comp. Stat.  
§ 5148;  
Pierce's Code  
§ 2120-6.

SEC. 4. That Section 5148 of Remington's Compiled Statutes be amended to read as follows:

Precinct  
election  
officers.

Section 5148. The precinct election officers hereinabove provided for, shall conduct such elections and shall receive and deposit ballots cast thereat in the proper and respective ballot boxes and shall count said ballots and make returns thereof to the election board provided for in this act, which board shall constitute a canvassing board for all elections held under the provisions of this act: *Provided, however,* There shall be but one set of precinct election officials in each precinct.

Nominations.

SEC. 5. All nominations for office to be voted for at any election held under the provisions of this act shall be filed not more than sixty (60) days and not less than thirty (30) days prior to the day of election, with the clerk or secretary of the governing board of any city, town or district, and by him certified to the election board at least twenty-five (25) days before the date of election: *Provided, however,* That this section shall not apply to nominations of candidates nominated under the provisions of the state primary election law, or candidates nominated at any primary election held under the provisions of the charter of any city of the first class.

SEC. 6. The governing board of any city, town or district, shall not less than forty-five (45) days

before the date of any election to be held under the provisions of this act, certify to the election board a list of the offices to be filled at such election, and any such governing board, desiring to submit to the voters of such city, town or district any proposition for their approval and adoption, or rejection, at any election to be held under the provisions of this act, shall require the clerk or secretary of such governing board to certify to the election board at least forty-five (45) days before the date of such election such proposition in the form of a ballot title of not to exceed twenty-five (25) words so formed as to enable voters favoring the proposition to vote "yes" and those opposed thereto to vote "no"; for example:

- Shall the city issue \$500,000.00 } Yes
- of bonds for the Montlake Bridge? } No
- Shall the county seat be moved } Yes
- to Kelso? } No

*Provided, however,* That in the event any such proposition or question is occasioned by the provisions of any charter of a city of the first class to be published in full prior to the submission to the voters of such city, the clerk of such city shall at said time also certify to the election board such proposition or question in full, and the election board shall cause said proposition or question to be published in full in the official newspaper of, or in a newspaper of general circulation in, said city, once a week for four consecutive weeks, the date of first publication to be not less than thirty (30) days nor more than forty (40) days prior to the date of election, and such publication shall be deemed sufficient publication for the submission of any such proposition or question to the voters, the

provisions of the charter of said city to the contrary notwithstanding.

Notice.

SEC. 7. The election board shall give notice of all elections to be held under the provisions of this act, by one publication in a newspaper of general circulation in the county, not less than thirty (30) days nor more than forty (40) days before the date of election, and by posting a copy of such notice at each polling place for such election nor less than thirty (30) nor more than forty (40) days before the date of election. Said notice shall contain the time and place of holding said election; the hours during which the polls shall be open; the offices to be filled and the proposition to be voted upon at such election, and such notice shall be the only notice required of all elections to be held under the provisions of this act.

Organization of districts, bonds, warrants, validated.

SEC. 8. That in any case where there has been an attempt made to organize an irrigation district, dike district, drainage district, drainage improvement district, diking improvement district, river improvement district, commercial waterway district, or water district, or to issue bonds or warrants for any such district, in any class A county or county of the first class, and where the proceedings had, in attempting to organize such district or to issue such bonds or to take any action in relation thereto, have been had and done substantially in compliance with the laws relating thereto in force prior to the taking effect of Chapter 61 of the Laws of 1921 or in substantial compliance with the provisions of this act relating thereto, the proceedings and acts so had and done shall not be deemed to be invalid because of any limitation upon the time of holding such elections or proceedings established by Chapter 61 of the Laws of 1921.

See Rem. Comp. Stat. §§ 5143 to 5149; Pierce's Code §§ 2120-1 to § 2120-7.

Elections validated.

SEC. 9. Any election held in any school district or in any district of the class enumerated in the

preceding section in any class A county or county of the first class where the electors have authorized the issuance of bonds or warrants since the tenth day of June, 1921, are hereby ratified and any bond or warrant issued, or to be issued, in pursuance of said authority are hereby validated.

SEC. 10. This act is necessary for the immediate support of the existing public institutions of the state and shall take effect immediately. Emergency.

Passed the Senate February 1, 1923.

Passed the House February 21, 1923.

Approved by the Governor March 5, 1923.

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## CHAPTER 54.

[H. B. 148.]

### POLICE RELIEF, HEALTH AND INSURANCE.

AN ACT relating to the police relief, health and insurance fund in incorporated cities of the first class and amending Section 9581 of Remington's Compiled Statutes of Washington (being Sec. 1202 Pierce's Code).

*Be it enacted by the Legislature of the State of Washington:*

SECTION 1. That Section 9581 of Remington's Compiled Statutes of Washington, being Section 1202 of Pierce's Code, be amended to read as follows: Amends Rem.  
Comp. Stat.  
§ 9581;  
Pierce's Code  
§ 1202.

Section 9581. The said board, for the purpose of said police and relief and pension fund, shall have the power to direct and shall direct the payments annually, and when the annual tax levy of the city or town is made, into said fund of the following moneys: Board.

First. Not more than one-half of all moneys received from taxes or from licenses upon dogs. Fund.