

## CHAPTER 25.

[ H. B. 81. ]

MUNICIPAL CORPORATIONS UNDER COMMISSION FORM  
OF GOVERNMENT.

AN ACT relating to municipal corporations under commission form of government; the manner of election and formation of such commission, the salaries of officials, and amending sections 3, 7, 12 and 14 of chapter 116, Laws of 1911 (sections 9092, 9096, 9101, and 9103 Remington's Revised Statutes).

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

- Amendments. SECTION 1. That section 3, chapter 116, Laws of 1911, (section 9092, Remington's Revised Statutes) be amended to read as follows:
- Elections, when held. SECTION 3. All regular elections under this act shall be held triennially on the first Monday in December, at which time there shall be elected a Mayor, a Commissioner of Finance and Accounting, and a Commissioner of Streets and Public Improvements, who, together, shall constitute and be known as the "city commission," and who shall serve for a term of three (3) years and until their successors shall be elected and qualified: *Provided*, That the first election hereunder shall be held within sixty (60) days after the adoption of the proposition to organize under this act as provided for herein: *And provided further*, That the commission elected at the first election shall serve until the third Monday in December following such first election, and for three (3) years thereafter: *Provided*, That the amendment of this section and reenactment of the provisions concerning the election date or date for expiration of terms shall not by virtue of such re-enactment affect the date for election or expiration of terms which may have heretofore been made applicable to such election or terms or which by any enactments at this session may be made applicable thereto, the sole
- Offices designated.
- Term of office.
- Proviso.
- Proviso.

purpose of the amendment and re-enactment of this section being to provide for separate offices of Commissioner of Finance and Accounting, and Commissioner of Streets and Public Improvements.

SEC. 2. That section 7, chapter 116, Laws of 1911, (section 9096, Remington's Revised Statutes) be amended to read as follows:

Amendments.

Section 7. Candidates to be voted for at the first and at all regular municipal elections, under the provisions of this act, shall be a Mayor, a Commissioner of Finance and Accounting, and a Commissioner of Streets and Public Improvements, who shall be nominated at a primary election; and no other names shall be placed upon the general ballot except those selected in the manner hereinafter prescribed. The primary election for such nomination shall be held on the second Monday preceding the municipal election. The officers of election appointed for the municipal election shall be the officers of the primary election, which shall be held at the same place, so far as practicable, and the polls shall be opened and closed at the same hours as are required for the municipal election.

Primary date fixed.

Election officers.

Voting hours.

Any person desiring to become a candidate for Mayor or a Commissioner shall, not less than fifteen (15) nor more than twenty-five (25) days prior to said primary election, file with the City Clerk a statement of such candidacy accompanied with the filing fee required by law, in substantially the following form:

Filing time fixed.

State of Washington }  
County of } ss.

Statement of candidacy.

I, ....., being first duly sworn, say that I reside at ..... street, city of ....., county of ....., State of Washington; that I am a qualified voter therein; that I am a candidate

for nomination to the office of .....,  
 (inserting Mayor, or Commissioner of Finance and  
 Accounting, or Commissioner of Streets and Public  
 Improvements, as the case may be) of the city of  
 ....., to be voted upon at the primary  
 election to be held on Monday, the ..... day of  
 December, 19....., and I hereby request that my  
 name be printed upon the official primary ballot for  
 nomination by such primary election for such office.

(Signed).....

Subscribed and sworn to (or affirmed) before me  
 by ..... on this .....  
 day of ....., 19.....

(Signed).....

Petition  
 required.

He shall at the same time file therewith the peti-  
 tion of at least one hundred qualified voters request-  
 ing such candidacy. Each petition shall be verified  
 by one or more persons as to the qualifications and  
 residence, with street number, of each of the persons  
 so signing the said petition, and the said petition shall  
 be in substantially the following form:

Form of  
 petition.

PETITION ACCOMPANYING NOMINATION STATEMENT.

The undersigned, duly qualified electors of the  
 City of ....., and residing at  
 the places set opposite our respective names hereto,  
 do hereby request that the name of .....  
 (name of candidate) be placed on the ballot as a  
 candidate for the nomination for .....  
 (name of office) at the primary election to be held  
 in such city on Monday, the ..... day of Decem-  
 ber, 19..... We further state that we know him to  
 be a qualified elector of said city and a person of  
 good moral character and qualified, in our judgment,  
 for the duties of such office.

Names of qualified electors .....

Number .....

Streets .....

Immediately upon the expiration of the time for filing the statements and petitions for candidates, the City Clerk shall cause to be published over his signature for three consecutive days in all the daily newspapers published in the city, in proper form, the names of the persons as they are to appear upon the primary ballot, and if there be no daily newspapers, then in two issues of any other newspaper that may be published in said city. The said Clerk shall thereupon cause the primary ballot to be printed. Upon the said ballot and under the ballot heading hereinafter provided, the names of the candidates for Mayor, arranged alphabetically, shall first be placed, with a square at the right of each name, and immediately above shall appear the words "vote for one." Following these names, likewise arranged in alphabetical order, shall appear the names of the candidates for Commissioner of Finance and Accounting, with a square at the right of each name, and immediately above shall appear the words "vote for one." Following these names, likewise arranged in alphabetical order, shall appear the names of the candidates for Commissioner of Streets and Public Improvements, with a square at the right of each name, and immediately above shall appear the words "vote for one." The ballots shall be printed upon plain, substantial white paper and shall have no party designation or mark whatever. The ballots shall be in substantially the following form:

Notice by  
publication.

Clerk shall  
provide  
ballot.

Arrangement  
of names.

Form of ballot.

OFFICIAL PRIMARY BALLOT.

Candidates for Nomination for Mayor and Commissioners

of.....

at the

PRIMARY ELECTION.

(Date).....

Place a cross in the square opposite the names of the parties you favor as candidates for the respective positions.

MAYOR

Vote for One.

.....   
.....

COMMISSIONER OF FINANCE AND ACCOUNTING

Vote for One.

.....   
.....

COMMISSIONER OF STREETS AND PUBLIC IMPROVEMENTS

Vote for One.

.....   
.....

Ballot distribution.

Qualification of voter.

Challenges.

Ballot count.

Returns.

Having caused said ballots to be printed, the said City Clerk shall cause to be delivered to each polling place a number of said ballots equal to twice the number of votes cast in such polling precinct at the last general municipal election for Mayor. The persons who are qualified to vote at the general municipal election shall be qualified to vote at such primary election. The law applicable to challenges at a general municipal election shall be applicable to challenges made at such primary election. The officers of election shall, immediately upon the closing of the polls, count the ballots and ascertain the number of votes cast in such precinct for each of the candidates, and make return thereof to the City Clerk, upon proper blanks to be furnished by the said Clerk, within six (6) hours of the closing of the polls. On the day following the said primary

election the said City Clerk shall canvass said returns so received from all the polling precincts, and shall make and publish in all the newspapers of said city, at least once, the result thereof. Said canvass by the City Clerk shall be publicly made. The two candidates receiving the highest number of votes for each of the said offices, shall be placed upon the ballot as the candidates for Mayor, Commissioner of Finance and Accounting, and Commissioner of Streets and Public Improvements, respectively, at the general municipal election.

Canvass of returns.

Publication of returns.

Nominees designated.

All electors of cities under this act who by the laws of the State of Washington would be entitled to vote for the election of officers at any general municipal election in such cities, shall be qualified to vote at all elections under this act and the ballot at such general municipal election shall be in the same general form as for such primary election, so far as applicable, and in all elections in such city the election precincts, voting places, method of conducting election, canvassing the votes and announcing the results shall be the same as by law provided for election of officers in such cities, so far as the same are applicable and not inconsistent with the provisions of this act.

Qualification of voter.

Form of ballot.

Conduct of elections.

SEC. 3. That section 12, chapter 116, Laws of 1911, (section 9101, Remington's Revised Statutes) be amended to read as follows:

Amendments.

Section 12. The Mayor shall be Superintendent of the Department of Public Safety, the Commissioner of Finance and Accounting shall be Superintendent of the Department of Finance and Accounting; and the Commissioner of Streets and Public Improvements shall be Superintendent of the Department of Streets and Public Improvements.

Offices defined.

The commission shall, at its first regular meeting after election, or as soon as practicable thereafter appoint by majority vote, a City Clerk, and such

Appointments, how made.

other officers and assistants as shall be provided for by ordinance: *Provided*, That any officer or assistant, elected or appointed by the commission, may be removed from office at any time by vote of a majority of the members of the commission, except as otherwise provided in this act: *Provided further*, That any member of the commission may perform the duties pertaining to any and all appointive offices in his department, but without additional compensation therefor.

May be removed.

Member may act.

Amendments. SEC. 4. That section 14 of chapter 116, Laws of 1911, (section 9103 of Remington's Revised Statutes) be amended to read as follows:

Shall maintain office.

Compensation.

Section 14. The commission shall have and maintain an office at the city hall, or such other place as the city may provide, and their total compensation shall be as follows: In cities having a population of two thousand five hundred (2,500) and less than forty-five hundred (4,500) the annual salary of the Mayor shall be five hundred dollars (\$500), and that of each of the commissioners two hundred and fifty dollars (\$250); in cities having a population of forty-five hundred and less than seven thousand (7,000), the annual salary of the Mayor shall be twelve hundred dollars (\$1,200), and that of each of the commissioners one thousand dollars (\$1,000); in cities having a population of seven thousand (7,000) and less than fourteen thousand (14,000) the annual salary of the Mayor shall be two thousand dollars (\$2,000), and that of each of the commissioners eighteen hundred dollars (\$1,800); and in cities having a population of fourteen thousand (14,000) and less than twenty thousand (20,000), the annual salary of the Mayor shall be three thousand two hundred dollars (\$3,200) and that of each commissioner two thousand seven hundred dollars (\$2,700). Such salaries shall be payable in equal monthly installments.

Payable monthly.

Every other officer or assistant shall receive such salary or compensation as the commission shall fix by ordinance and shall be payable monthly or at such shorter periods as the commission shall determine.

Other salaries to be fixed by ordinance.

Passed the House February 18, 1943.

Passed the Senate February 17, 1943.

Approved by the Governor February 23, 1943.

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## CHAPTER 26.

[ H. B. 120. ]

### MOTOR VEHICLE OPERATOR'S LICENSES.

AN ACT relating to motor vehicle operator's licenses, eliminating periodical reexamination of licenses except in certain instances and repealing section 56, chapter 188, Laws of 1937 as amended (sec. 6312-56, Rem. Rev. Stat.).

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

SECTION 1. Whenever the Director of Licenses has reasonable cause to believe, from an examination of individual driving or other records in his office or in the office of the State Patrol, that the holder of a motor vehicle operators' license is or has become a faulty and unsafe driver of a motor vehicle or may become such because of physical, mental or other defects, he shall have the power to require such licensee to appear for re-examination as to his or her qualifications to operate a motor vehicle: *Provided*, That the Director of Licenses may require persons within certain age groups to be re-examined periodically if accident and violation reports in the department or in the State Patrol indicate a disproportionate percentage of unsafe drivers in such age groups. Except as above provided, the holders of valid motor vehicle operators' licenses shall not be required to be re-examined: *Provided further*,

Director of Licenses may order re-examination.

Age groups.