

rights and responsibilities of landlords and tenants pursuant to chapter 59-18 RCW.

Passed the House March 14, 1989.

Passed the Senate April 5, 1989.

Approved by the Governor April 19, 1989.

Filed in Office of Secretary of State April 19, 1989.

CHAPTER 62

[House Bill No. 1330]

FERRIES—COUNTY OPERATED—RATES—STATE APPROVAL

AN ACT Relating to ferry operation; and amending RCW 47.04.140.

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

Sec. 1. Section 1, chapter 65, Laws of 1975-'76 2nd ex. sess. as amended by section 91, chapter 7, Laws of 1984 and RCW 47.04.140 are each amended to read as follows:

Whenever a county that operates or proposes to operate ferries obtains federal aid for the construction, reconstruction, or modification of any ferry boat or approaches thereto under Title 23, United States Code, the following provisions apply to the county's operation of its ferries:

(1) The county shall obtain from the department a franchise authorizing the ferry operations. The county's application for a franchise or amended franchise shall designate all ferry routes it proposes to operate. The department shall issue the franchise or amended franchise for the operation of each route that it finds is not otherwise served by adequate transportation facilities. A county may terminate any ferry route without approval of the department.

(2) At least ~~((thirty))~~ ninety days before applying for federal aid for the construction, reconstruction, or modification of any of its ferries or approaches thereto, and thereafter whenever new tolls or charges are proposed for use of its ferries, the county shall file with the department ~~((for its approval))~~, the current or proposed schedule of tolls and charges for use of its ferries. ~~((The department shall approve the schedule of tolls and charges))~~ Such tolls and charges shall be deemed approved by the department unless it finds that the aggregate revenues to be derived from the county's ferry operations will exceed the amount required to pay the actual and necessary costs of operation, maintenance, administration, and repair of the county's ferries and their appurtenances.

~~((3) The department shall adopt rules for the implementation of this section including provisions affording the right to a hearing to any county~~

~~before finally denying approval of any proposed ferry route or schedule of tolls and charges for use of the county's ferries:))~~

Passed the House February 24, 1989.

Passed the Senate April 4, 1989.

Approved by the Governor April 19, 1989.

Filed in Office of Secretary of State April 19, 1989.

CHAPTER 63

[Substitute House Bill No. 1639]

FIRE PROTECTION DISTRICTS—FORMATION AND BOUNDARY CHANGES

AN ACT Relating to fire protection districts; amending RCW 52.02.030, 52.02.040, 52.02.050, 52.02.070, 52.02.080, 52.02.110, 52.04.011, 52.04.031, 52.04.051, 52.04.056, 52.06.010, 52.06.030, 52.06.060, 52.06.090, 52.06.100, 52.10.010, 52.14.015, 52.14.050, 52.14.060, 52.14.070, 52.16.010, 52.16.030, 52.16.040, 52.16.130, 52.18.010, 52.18.030, 52.18.040, 52.18.060, 52.20.025, and 52.22.011; adding a new section to chapter 52.02 RCW; adding a new section to chapter 52.04 RCW; adding a new section to chapter 52.06 RCW; adding a new section to chapter 52.30 RCW; and repealing RCW 52.02.090, 52.02.100, 52.02.120, 52.02.130, 52.06.040, 52.14.025, 52.14.040, and 52.30.010.

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

Sec. 1. Section 2, chapter 34, Laws of 1939 as last amended by section 2, chapter 230, Laws of 1984 and RCW 52.02.030 are each amended to read as follows:

(1) For the purpose of the formation of a fire protection district, a petition designating the boundaries of the proposed district, by metes and bounds, or by describing the lands to be included in the proposed district by United States townships, ranges and legal subdivisions, signed by not less than fifteen percent of the qualified registered electors who reside within the boundaries of the proposed district, and setting forth the object for the creation of the proposed district and alleging that the establishment of the proposed district will be conducive to the public safety, welfare, and convenience, and will be a benefit to the property included in the proposed district, shall be filed with the county auditor of the county in which all, or the largest portion of, the proposed district is located, accompanied by an obligation signed by two or more petitioners, agreeing to pay the cost of the publication of the notice required by this title. The organization of any fire protection district previously formed is hereby approved and confirmed as a legally organized fire protection district in the state of Washington.

(2) The county auditor shall, within thirty days from the date of filing the petition, examine the signatures and certify to the sufficiency or insufficiency of the signatures. ~~((For this purpose, the county auditor shall have access to all registration books or records in the possession of the county election officials:))~~ If the proposed fire protection district is located in more than one county, the auditor of the county in which the largest portion of the proposed fire protection district is located shall be the lead auditor and