

CHAPTER 148.

[ H. B. 251. ]

ELECTIONS—COUNTING OF BALLOTS.

AN ACT relating to elections; amending section 4, chapter 170, Laws of 1921 and section 4, chapter 53, Laws of 1923 and RCW 29.45.050 and 29.45.060, and section 3089, Code of 1881 and RCW 29.54.030; and adding two new sections to chapter 29.54 RCW.

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

Amendment.

SECTION 1. Section 4, chapter 170, Laws of 1921 and section 4, chapter 53, Laws of 1923 (heretofore divided, combined, and codified as RCW 29.45.050 and 29.45.060) are amended as set forth in sections 2 and 3 of this act.

Number of precinct election officers.

SEC. 2. (RCW 29.45.050) There shall be but one set of election officers in each precinct except as provided in this section.

In every precinct using paper ballots having two hundred or more registered voters there shall be appointed, and in every precinct having one hundred or more but less than two hundred registered voters there may be appointed, at a state primary or state general election, two sets of inspectors and judges as provided in RCW 29.04.020 and 29.45.010. In making such appointments one set shall be designated as the counting board who shall count the ballots cast thereat and the other set shall perform all other powers and duties imposed by law for such elections. The county auditor shall at the same time make suitable provisions to make effective the provisions of this amendatory act.

Enforcement of act.

Duties of precinct election officers.

SEC. 3. (RCW 29.45.060) The inspector and judges of election in each precinct shall conduct the elections therein and receive, deposit, and count the ballots cast thereat and make returns to the proper canvassing board or officer except that when two

sets of inspectors and judges are appointed as provided in RCW 29.45.050:

(1) The counting board may appoint clerks as provided in RCW 29.45.020; and

(2) The ballots shall be counted as provided in RCW 29.54.030 and section 5 of this amendatory act.

SEC. 4. Section 3089, Code of 1881 and RCW 29.54-.030 are each amended to read as follows: Amendment.

The counting of ballots while the polls are open shall in all cases be conducted in private except that any recognized political party may appoint a duly accredited representative to witness the counting of ballots: *Provided*, That such representatives shall first sign an oath of secrecy and shall not leave the polling place during the polling hours. The ballots shall be examined carefully, one by one, by the inspector under the observation of one of the judges. The inspector shall read aloud the name of each person receiving a vote, the office for which every such person is voted for and the vote for or against each proposition on the ballot. The other judge shall observe the tally of the votes as made by the clerks. One clerk shall tally the votes in the county auditor's copy of the poll book and the other clerk shall tally the votes in the inspector's copy of the poll book. Upon agreement, the inspector and two judges may rotate their duties from time to time. Counting of ballots while polls are open.

SEC. 5. A new section is added to chapter 29.54 RCW to read as follows: New section.

When two sets of inspectors and judges have been appointed as provided in RCW 29.45.050 the following procedure shall apply: Procedure when two sets of inspectors and judges are appointed.

(1) The set designated as the counting board shall commence tabulation at 4:00 p. m. of the day of any state primary or general election: *Provided*, That on the day of a presidential state general election the starting hour shall be 2:00 p. m.

(2) A second ballot box for receiving ballots shall be used, and the first ballot box shall be closed and delivered to the counting board: *Provided*, That there have been at least ten ballots cast. The counting board shall proceed to the place provided for them and at once count the votes. When counted they shall return the emptied ballot box to the inspector and judges conducting the election and the latter shall then deliver to the counting board the second ballot box, if there have been at least ten ballots cast, who shall then proceed as before. The counting of ballots and exchange of ballot boxes shall continue until the polls are closed after which the election board conducting the election shall conclude their duties and the counting board shall continue until all ballots are counted.

(3) The election board conducting the election shall perform all of the duties as now provided by law except for the counting of the ballots, the posting and certification of the unofficial returns and the delivery of the official returns, together with the election supplies to the county auditor.

(4) Suitable oaths of office for all precinct election officials, when two sets of officials are employed, shall be prepared by the secretary of state as ex officio chief election officer.

(5) Other than as provided in this amendatory act, the procedure relating to elections shall remain the same.

New section.

SEC. 6. A new section is added to chapter 29.54 RCW to read as follows:

Secrecy of  
vote count.

No election officer or any other person authorized by law to be present while votes are being counted, shall divulge the result of the count of the ballots at any time prior to the closing of the polls. Violation of this section is punishable, upon conviction, by a fine of not less than one hundred dollars nor more than five hundred dollars or im-

prisonment in the county jail not less than three nor more than six months, or by both such fine and imprisonment.

Passed the House February 17, 1955.

Passed the Senate March 6, 1955.

Approved by the Governor March 15, 1955.

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## CHAPTER 149.

[ H. B. 247. ]

### CHIROPODY.

AN ACT relating to and regulating the practice of chiropody; prescribing penalties; amending section 1, chapter 31, Laws of 1941 and RCW 18.22.010, section 3, chapter 48, Laws of 1935 and RCW 18.22.040, section 1, chapter 48, Laws of 1935 and RCW 18.22.050 and 18.22.070, section 5 chapter 120, Laws of 1921 and section 9, chapter 120, Laws of 1921 and RCW 18.22.120, section 13, chapter 38, Laws of 1917 and section 8, chapter 120, Laws of 1921 and RCW 18.22.140 and 18.22.150, and section 21, chapter 38, Laws of 1917 and RCW 18.22.220; repealing section 5, chapter 48, Laws of 1935 and RCW 18.22.080, and section 11, chapter 38, Laws of 1917 and section 2, chapter 38, Laws of 1917 and RCW 18.22.090, section 12, chapter 38, Laws of 1917 and RCW 18.22.100, and section 7, chapter 120, Laws of 1921 and RCW 18.22.190, and adding four new sections to chapter 18.22 RCW.

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

SECTION 1. Section 1, chapter 31, Laws of 1941 and RCW 18.22.010 are each amended to read as follows: Amendment.

The practice of chiropody means the diagnosis and the medical, surgical, mechanical, manipulative, and electrical treatments of ailments of the human foot, except: Practice of chiropody defined.

- (1) Amputation of the foot or toes; and Exceptions.
- (2) The administration of an anesthetic, other than local, or the administration and prescription of drugs including narcotics, other than required to