

agency of a city or town, then the proceeds of any such sale or such moneys shall accrue to the current expense fund of the city or town.

Passed the Senate March 6, 1959.

Passed the House March 10, 1959.

Approved by the Governor March 24, 1959.

CHAPTER 290.

[Sub. S. B. 170.]

BOND ELECTIONS.

AN ACT relating to bond elections; amending section 3, chapter 23, Laws of 1951 second extraordinary session, as last amended by section 1, chapter 32, Laws of 1957, and RCW 84.52.052; and section 4, chapter 23, Laws of 1951 second extraordinary session and RCW 84.52.056; amending sections 1 and 3, chapter 13, Laws of 1925 and RCW 39.40.010 and 39.40.030; and repealing section 15, chapter 58, Laws of 1957.

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

SECTION 1. Section 3, chapter 23, Laws of 1951, second extraordinary session, as last amended by section 1, chapter 32, Laws of 1957, and RCW 84.52.052 are each amended to read as follows:

RCW 84.52.052
amended.

The limitations imposed by RCW 84.52.050 through 84.52.056, shall not prevent the levy of additional taxes, not in excess of five mills a year and without anticipation of delinquencies in payment of taxes, in an amount equal to the interest and principal payable in the next succeeding year on general obligation bonds, outstanding on December 6, 1934, issued by or through the agency of the state, or any county, city, town, or school district, or the levy of additional taxes to pay interest on or toward the reduction, at the rates provided by statute, of the principal of county, city, town, or school district warrants outstanding on Decem-

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ber 6, 1932; but this millage limitation with respect to general obligation bonds shall not apply to any taxing district in which a larger levy is necessary in order to prevent the impairment of the obligation of contracts. Any county, school district, metropolitan park district, park and recreation district in Class AA counties, sewer district, water district, public hospital district, rural county library district, intercounty rural library district, fire protection district, city or town may levy taxes at a rate in excess of the rate specified in RCW 84.52.050 through 84.52.056, when authorized so to do by the electors of such county, school district, metropolitan park district, park and recreation district in Class AA counties, sewer district, water district, public hospital district, rural county library district, intercounty rural library district, fire protection district, city or town by a three-fifths majority of those voting on the proposition at a special election, to be held in the year in which the levy is made, and not oftener than twice in such year, in the manner provided by law for holding general elections, at such time as may be fixed by the body authorized to call the same, which special election may be called by the board of county commissioners, board of school directors, or council, board of commissioners, or other governing body of any metropolitan park district, park and recreation district in Class AA counties, sewer district, water district, public hospital district, rural county library district, intercounty rural library district, fire protection district, city or town, by giving notice thereof by publication in the manner provided by law for giving notices of general elections, at which special election the proposition of authorizing such excess levy shall be submitted in such form as to enable the voters favoring the proposition to vote "Yes," and those opposed thereto to vote "No": *Provided*, That the

total number of persons voting at such special election must constitute not less than forty percent of the voters in said taxing district who voted at the last preceding general state election: *Provided further*, That the total number of persons voting on an excess levy for school district purposes or for cities and towns at any such special election of any school district or of any city or town must constitute not less than forty percent of the voters in said taxing district or in any city or town, as the case may be who voted at the last preceding general election in such district.

Note: See also section 8, chapter 304, Laws of 1959.

SEC. 2. Section 4, chapter 23, Laws of 1951 second extraordinary session, and RCW 84.52.056 are each amended to read as follows:

RCW 84.52.056 amended.

Any municipal corporation otherwise authorized by law to issue general obligation bonds for capital purposes may, at an election duly held after giving notice thereof as required by law, authorize the issuance of general obligation bonds for capital purposes only, which shall not include the replacement of equipment, and provide for the payment of the principal and interest of such bonds by annual levies in excess of the tax limitation contained in RCW 84.52.050 to 84.52.056, inclusive. Such an election shall not be held oftener than twice a calendar year, and the proposition to issue any such bonds and to exceed said tax limitation must receive the affirmative vote of a three-fifths majority of those voting on the proposition and the total number of persons voting at such election must constitute not less than forty percent of the voters in said municipal corporation who voted at the last preceding general state election.

Excess levies for capital purposes authorized.

Any 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 in RCW 84.52.050 to 84.52.056, inclusive.

RCW 39.40.010 amended.

SEC. 3. Section 1, chapter 13, Laws of 1925 and RCW 39.40.010 are each amended to read as follows:

Bond elections. Fifty percent poll of votes required.

No general obligation bonds of any county, port district, or metropolitan park district upon which a vote of the people is required under existing laws shall be issued, nor shall they become a lien upon the taxable property within such county or district unless, in addition to all other requirements provided by law in the matter of the issuance of general obligation bonds by such county or district, the total vote cast upon such proposition shall exceed fifty percent of the total number of voters voting in such county or district at the general county or state election next preceding such bond election.

RCW 39.40.030 amended.

SEC. 4. Section 3, chapter 13, Laws of 1925 and RCW 39.40.030 are each amended to read as follows:

Certification of votes—Canvass.

The election officials in each of the precincts included within any such district shall, as soon as possible and in no case later than five days after the closing of the polls of any election involving the issuance of bonds, certify to the county auditor of the county within which such district is located the total number of votes cast for and against each separate proposal and the vote shall be canvassed and certified by a canvassing board consisting of the chairman of the board of county commissioners, the county auditor, and the prosecuting attorney who shall declare the result thereof.

Repeal.

SEC. 5. Section 15, chapter 58, Laws of 1957 is repealed.

Passed the Senate March 11, 1959.

Passed the House March 10, 1959.

Approved by the Governor March 24, 1959.