

NEW SECTION. Sec. 387. RCW 47.56.260, 47.56.261, 47.56.274, 47.56.275, 47.56.276, 47.56.277, 47.56.278, 47.56.281, 47.56.283, 47.56.285, 47.61.120, 47.65.060, and 47.65.080 are each hereby decodified.

NEW SECTION. Sec. 388. The following acts or parts of acts are each repealed:

(1) Section 3, chapter 272, Laws of 1975 1st ex. sess. and RCW 47.20.649;

(2) Section 4, chapter 272, Laws of 1975 1st ex. sess. and RCW 47.20.651;

(3) Section 34, chapter 83, Laws of 1967 ex. sess., section 5, chapter 171, Laws of 1969 ex. sess. and RCW 47.26.280;

(4) Section 6, chapter 278, Laws of 1961 and RCW 47.56.027;

(5) Section 7, chapter 278, Laws of 1961 and RCW 47.56.029;

(6) Section 47.56.570, chapter 13, Laws of 1961 and RCW 47.56.570;

(7) Section 47.65.091, chapter 13, Laws of 1961 and RCW 47.65.091;

and

(8) Section 37, chapter 165, Laws of 1947 and RCW 47.68.910.

NEW SECTION. Sec. 389. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

Passed the House January 19, 1984.

Passed the Senate February 13, 1984.

Approved by the Governor February 20, 1984.

Filed in Office of Secretary of State February 20, 1984.

CHAPTER 8

[Engrossed Substitute House Bill No. 1435]

CONSOLIDATION OF TWO NONCHARTER CODE CITIES AND ONE FIRST CLASS CITY—PETITION AND ELECTION PROVISIONS—GOVERNMENT FORMATION

AN ACT Relating to consolidation of cities; amending section 2, chapter 89, Laws of 1969 ex. sess. and RCW 35.10.211; adding a new section to chapter 35A.05 RCW; and declaring an emergency.

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

NEW SECTION. Sec. 1. There is added to chapter 35A.05 RCW a new section to read as follows:

A consolidation of two noncharter code cities and one first class city, where each of the three cities has a council–manager plan or form of government, shall conform with the provisions of this section.

(1) Such a consolidated city shall have a council–manager plan of government with the number of council members as provided in this section. The interim council members shall not be elected as provided in RCW

35A.05.060 through 35A.05.110 or 35.10.250, but shall be composed of the council members of each of the consolidating cities. These interim city council members shall hold office until the next general municipal election. At least one hundred days before the next general municipal election after the consolidation, at which election their successors shall be elected, the interim council shall determine the number of council positions which shall be seven, nine, or eleven, and shall divide the consolidated city into districts or wards equal in number to the number of council positions. Each district or ward shall have approximately the same population, and as few as possible district or ward boundaries shall cross the previous boundary lines of the consolidated cities. The interim city council shall hire a city manager and shall elect a mayor from among their membership, who shall chair council meetings.

(2) One council member shall be elected from each of these districts or wards at the next general municipal election. The terms of these newly elected members shall be staggered so that the minimum majority shall be elected to four-year terms and the remainder shall be elected to two-year terms. Those newly elected council members receiving the greatest number of votes shall receive the four-year terms. Thereafter, their successors shall be elected for four-year terms. These initially elected council members shall take office immediately after the results of their elections have been certified even though their terms are calculated from the first day of January in the year after their election.

(3) No proposal for assumption of indebtedness may be presented to the voters at the election where the question of consolidation is presented to the voters.

(4) No proposal to select a name for the consolidated corporation may be presented to the voters at the election where the consolidation question is presented to the voters. If the consolidation is approved, the consolidated city shall be temporarily named the consolidated city of (naming the previous cities in alphabetical order). At the next general municipal election, the city council shall submit two names to the city voters from which to choose, and the name receiving the greater number of votes shall become the name of the consolidated city.

(5) The initially elected city council shall hire a city manager and shall elect a mayor from among their membership, who shall chair council meetings.

(6) The consolidation of the three cities shall occur if the propositions authorizing the consolidation are approved by a simple majority vote in each of the three cities. The consolidation shall be effective at noon on the day after the election results are certified.

Sec. 2. Section 2, chapter 89, Laws of 1969 ex. sess. and RCW 35.10-.211 are each amended to read as follows:

(1) The legislative body of either of such contiguous corporations, upon receiving such petition signed by the qualified electors of either of such contiguous corporations equal in number to at least one-fifth of the votes cast at the last municipal general election held in such corporation requesting that a proposition with respect to the consolidation of two or more contiguous corporations be submitted to the voters, shall, within ninety days after receiving it, or the legislative bodies of any contiguous municipal corporations meeting in joint session upon their own initiative by joint resolution, cause to be submitted to the electors of each of such corporations, at a special election to be held for that purpose, the proposition of whether such corporations shall be consolidated into one corporation. The petition or joint resolution may provide that the consolidation proposition may include ~~((1))~~ (a) the form of government, ~~((2))~~ (b) provision in regard to the assumption of indebtedness, ~~((3))~~ (c) the name of the proposed corporation, and ~~((4))~~ (d) whether a community municipal corporation shall be created for the smaller city or town as provided in RCW 35.14.010 through 35.14.060, or that any one or more of these items may be submitted to the voters as a separate proposition.

(2) Whenever it is proposed that a first class city and two noncharter code cities, all three with council-manager forms or plans of government, consolidate under this section, the consolidation shall proceed under chapter 35A.05 RCW. A petition, otherwise valid, that proposes such a consolidation under this section, shall validly authorize the effort to consolidate as provided in this subsection.

NEW SECTION. Sec. 3. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Passed the House February 4, 1984.

Passed the Senate February 17, 1984.

Approved by the Governor February 20, 1984.

Filed in Office of Secretary of State February 20, 1984.

CHAPTER 9

[Engrossed Substitute Senate Bill No. 3074]

OCCUPATIONAL THERAPISTS

AN ACT Relating to occupational therapists; amending section 2, chapter 168, Laws of 1983 and RCW 18.120.020; adding a new chapter to Title 18 RCW; prescribing penalties; making an appropriation; and declaring an emergency.

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

NEW SECTION. Sec. 1. This chapter shall be known and may be cited as the occupational therapy practice act.