

such amounts of unearned deposit interest, at the then prevailing depositary interest rate, occasioned by the withdrawal of the state funds from deposit because of the loans herein provided for. And it shall be the duty of the state treasurer to forthwith notify the state auditor in writing of any such transfer or transfers of deposit interest.

Notice to  
state auditor.

SEC. 3. This act is necessary for the immediate preservation of the public peace, health and safety and the support of the state government and shall take effect immediately.

Emergency.

Passed the Senate January 27, 1915.

Passed the House February 17, 1915.

Approved by the Governor February 25, 1915.

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## CHAPTER 16.

[H. B. 119.]

### REGISTRATION OF VOTERS.

AN ACT relating to the registration of voters in the State of Washington, providing the manner, method, time, and forms thereof, providing for the striking of names from registration rolls and amending sections 4757, 4762, 4763, 4765, 4766, 4767, 4768, 4771 and 4772 of Remington & Ballinger's Annotated Codes and Statutes of Washington, and providing penalties for its violation.

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

SECTION 1. The word "precinct" as used in this act, shall, unless the same be inconsistent with the context, be construed to mean a subdivision for voting or polling purposes, within or without the limits of an incorporated city, or town, and whether established by the county commissioners, or by the city council or legislative body of such cities as are entitled under the law to fix the boundaries of voting or polling districts.

"Precinct"  
defined.

Amends  
Rem.-Bal.  
§ 4757.

SEC. 2. That section 4757 of Remington & Ballinger's Annotated Codes and Statutes of Washington be amended to read as follows:

Quadrennial  
registration  
in every vot-  
ing precinct.

Section 4757. There shall be in 1916, and quadrennially thereafter, to continue for four years, except as herein-after provided, in each precinct of the state, a new and complete registration of the legal voters therein. Such registration shall begin on the first Monday of January of such year, and the registration books shall be open for the registration of voters at all times except during the twenty days immediately preceding any general state or county, or general municipal election, and during the ten days immediately preceding any primary election of any nature, or any special municipal election.

Amends  
Rem.-Bal.  
§ 4762.

SEC. 3. That section 4762 of Remington & Ballinger's Annotated Codes and Statutes of Washington be amended to read as follows:

Opening  
poll books  
in cities and  
towns.

Section 4762. It shall be the duty of the controller or clerk of any incorporated city or town to procure and open for the registration of voters, duplicate poll books on the first Monday of January 1916, for each precinct of such city or town; and on the first Monday of January of each quadrennial year thereafter to procure and open like books of registration for each of said precincts; and it shall be the duty of the board of county commissioners of each county, on the first Monday of January 1916, and quadrennially thereafter, in like manner to procure and open duplicate poll books for the registration of voters in each precinct of such county outside of incorporated cities and towns, and to designate a legal voter in each of said precincts, to be the registration officer in such precinct, whose duties shall be the same as those devolving upon the city or town clerk of incorporated cities or towns under the provision of this act.

Outside in-  
corporated  
cities and  
towns.

Amends  
Rem.-Bal.  
§ 4763.

SEC. 4. That section 4763 of Remington & Ballinger's Annotated Codes and Statutes of Washington be amended to read as follows:

Poll books,  
where to  
be kept.

Section 4763: Such poll books shall at all times, except as herein otherwise provided, be kept in the office of such

city or town clerk or precinct registration officer of such city, town or precinct; and the city or town clerk, and the person designated by the board of county commissioners as herein provided, shall be the registration officer of such city, town or precinct, and it shall be his duty to register all legal voters of such city, town or precinct on such poll books, as hereinafter provided: *Provided*, That in all cities of the first class, the city council may, by ordinance or resolution, direct that in all or certain of the precincts of such city, designated in such ordinance or resolution, the poll books of such precincts shall be kept open in such precincts for the registration of voters thereof, at and during such time as shall be designated in such ordinance or resolution, and shall in the month of December, 1915, and quadrennially thereafter, by ordinance or resolution, designate a place in all or certain of the precincts of such city where said poll books shall be kept open in said precincts for the registration of voters thereof during the week beginning on the first Monday in January following. It shall be the duty of the city clerk, in cities of the first class, to designate by the notice required by section 4765 the time and place where the registration poll books for each precinct so designated by ordinance or resolution will be open in such precinct for the registration of voters of such precincts, and the city clerk shall provide for the precinct book in charge of an officer of registration to be kept at the place and kept open for the registration of voters qualified to register, between the hours of 9 a. m. and 9:30 p. m. on the days designated in said published notice.

Registration  
in precincts  
of cities of  
first class.

SEC. 5. That section 4765 of Remington & Ballinger's Annotated Codes and Statutes of Washington, be amended to read as follows:

Amends  
Rem.-Bal.  
§ 4765.

Section 4765. It shall be the duty of the city or town clerk of each incorporated city or town and of the county auditor of each county, beginning the first week in January 1916, and quadrennially thereafter, to cause to be published in a newspaper of general circulation in such city, town or county for two successive weeks, a notice that the

Notice of  
opening  
registration.

By city or  
town clerk.

legal voters of said city, town or county can register at the office of the said city or town clerk, or at the residence of the registration officers of the precincts of said county outside of incorporated cities and towns; and if in a city of the first class, in each precinct, at a place which has been designated by the city council, during the time designated in such notice. *Provided*, That the notices to be given by the county auditor shall refer only to precincts outside of incorporated cities or towns and shall in addition give the name of the registration officer of each precinct outside of such incorporated cities or towns, together with his place of residence, as near as may be.

By county  
auditor.

SEC. 6. That section 4766 of Remington and Ballinger's Annotated Codes and Statutes of Washington be amended to read as follows:

Amends  
Rem.-Bal.  
§ 4766, by  
including  
county  
auditor.

Section 4766. The registration books in this chapter provided for, shall be open at all times during the quadrennium, for the registration of voters, except they shall be closed against original registrations in all general state, county or municipal elections, twenty days preceding any such election to be held in said city, town or precinct; and excepting that they shall be closed in like manner for the ten days immediately preceding any primaries, and all special city, town or precinct elections: *Provided*, That the said books shall be open except on a day of any election, for transfers from one precinct within an incorporated city or town to another, within such city or town, as hereinafter provided. The city or town clerk, or the county auditor when the election concerns precincts outside of incorporated cities or towns, shall give notice of the closing of said books, by notice to be published at least ten days prior thereto, in a newspaper of general circulation in such city, town or county, and by posting written or printed notices in three of the most public places in such city, town or county, at least ten days preceding the day of such closing, and such notice of publication shall have at least two insertions in such newspaper; in all special city, town or

Poll books,  
when open.

When closed.

Notice of  
closing.

precinct elections such notice shall be given by the posting aforesaid only at least five days before such closing.

SEC. 7. That section 4767 of Remington & Ballinger's Annotated Codes and Statutes of Washington be amended to read as follows:

Amends  
Rem.-Bal.  
§ 4767.

Section 4767. The registration books aforesaid shall be so arranged as to admit the alphabetical classification of the names of the voters, and ruled in parallel columns, with appropriate heads, as follows: date of registration; voted; names; ages; occupation; place of residence; place of birth; time of residence in the state, county, ward and precinct; if of foreign birth, name and place of court and date of declaration of intention to become a citizen of the United States, or date of naturalization; column headed "signature" for a signature of voter at time of registering, and another and similar column immediately following headed "identification" for the signature of the voter in case he be challenged when he offers to vote, and a column for "remarks." If the voter registering is of foreign birth, he shall at the time of registering be questioned by the registration officer, and shall produce satisfactory evidence to the registration officer that he was at the time of the adoption of the constitution of the State of Washington, a qualified elector of this state, or that he is a naturalized citizen of the United States, or if a woman of foreign birth that she has married a citizen of the United States. Under the head of place and residence shall be noted the number of lot and block, or number and street where the applicant resides, or some other definite description sufficient to locate and establish the residence with reasonable certainty; and the voter so registered as provided in this act shall sign his name in each of the duplicate poll books on the registry opposite the entry above required, in the column headed "signature," unless he is a qualified elector at the time of the taking effect of this act, and shall not be capable of writing his name, or in the case of physical infirmity he be unable to write his name, in either of which cases he shall on the left hand margin of said

Arrangement  
of poll books.

Examina-  
tion of  
foreign-born  
voters.

Signatures of  
applicant.

column make his mark or cross and such other mark as is usual in indicating his signature, and some person who personally knows said voter, and who is personally known to the registration officer and who is capable of writing his name, shall sign in said column immediately opposite said mark, as an identifying witness thereto.

SEC. 8. That section 4768 of Remington & Ballinger's Annotated Codes and Statutes of Washington be amended to read as follows:

Amends Rem.-Bal. § 4768.

Section 4768. No person shall be registered unless he appears in person, before the city or town clerk, or officer of registration at the place where the registration books are kept during office hours, and apply to be registered, and give his name, age, occupation, number and place of residence, place of birth, time of residence in the state, and county, and ward, and precinct, and furnish satisfactory evidence to said registration officer that he is capable of reading and speaking the English language so as to comprehend the meaning of ordinary English prose, unless he is incapacitated through physical infirmities, in which case he shall furnish satisfactory evidence that he was before such infirmity capable of reading and speaking the English language, unless such person so offering was a qualified elector at the time of the taking effect of this act, in which case the provisions with reference to reading and speaking the English language shall not apply; and shall furnish to said officer all the facts required by this act to be stated, and in addition thereto shall make and subscribe to the following oath or affirmation;

Application for registration.

State of Washington, }  
County of ..... } ss.

I, ....., do solemnly swear (or affirm) that I am a person over twenty (20) years eleven (11) months and ten (10) days of age, that I am a native born or naturalized citizen of the United States, or was a legal elector of the territory of Washington at the time of the adoption of the constitution of the State of Washington; that I have been an actual, permanent resident of the State

Affidavit.

of Washington for eleven (11) months and ten (10) days last past, of the county of . . . . . for seventy (70) days last past and of the . . . . . precinct ten (10) days last past; that I have not lost any civil rights by being convicted of an infamous crime; that I was either a qualified elector on the 1st day of July, 1901, or that I can read or speak the English language; that I have read, or heard read, the statements preceding my name herein, as set down by the officer of registration, know the contents thereof, and believe the same to be true.

Subscribed and sworn to before me this . . . . . day of . . . . . 19 . . . . .

(Official character.)

The said affidavit shall be bound in book form and preserved with the other records of the city, town or precinct.

And every registration officer when required so to do by a writ of mandate of a court of competent jurisdiction, shall register the voter as directed by said writ.

Writ to compel registration.

SEC. 9. That section 4771 of Remington & Ballinger's Annotated Codes and Statutes of Washington be amended to read as follows:

Amends Rem.-Bal. § 4771.

Section 4771. The registration books of any city or incorporated town shall be open at all times, except on primary and election days of whatever nature, for the transfer of registration. If any qualified voter residing within the corporate limits of any city or town, having duly registered in a precinct thereof, shall, during the quadrennium for which he has been registered, change his residence from the said precinct to another precinct in the same city or town, he shall apply to the city or town clerk to have said removal noted on said registration books. The clerk or officer of registration shall register said person in the precinct to which he has removed, and run a red-ink line across his name in the precinct book of his former residence, and likewise note the transfer in the column for "remarks" in

Change of residence, how noted.

said poll book. In all other cases of removal from one precinct to another, during the quadrennium the elector shall register in the precinct to which he has removed and such registration shall be deemed an original registration, and in all cases of registration during any quadrennium the registration officer shall inquire whether the voter has previously registered in any other precinct in the state during the quadrennium, and shall ascertain the name or number of the precinct, and the city, town and county, and shall forthwith notify the registration officer of such precinct of the new registration, and upon receiving such notice the registration officer of the precinct of former registration shall cancel the same on the books in his office.

SEC. 10. It shall be the duty of the county clerk of each county, to certify to the auditor thereof, on the first day of October of each year, the name and address of each person convicted in the courts of said county the preceding year of an infamous crime, and whose conviction is not on appeal or reversed. It shall further be the duty of the officers of any county, city, town or precinct, charged with the registry of deaths, to certify on October first of each year to the county auditor, the deaths occurring within the year, of all persons over twenty-one years of age, giving their respective names and addresses. The county auditor shall thereupon and before October fifteenth, certify to each city or town clerk, or precinct officer of registration, the names and addresses of the several persons whose names have been certified as above, residing within his respective city, town or precinct, and such officer shall thereupon strike said name or names from the registration books as in other cases of cancellation, giving a brief reason therefor in the column for "remarks."

SEC. 11. If any registered voter shall fail to vote at any general state, county or municipal election, held in the precinct in which he is registered, during any quadrennium, his registration shall become void, and his name shall be stricken from the registration books by the registration officer, by running two red-ink lines through the name, and

Convictions  
of infamous  
crimes  
certified.

Deaths of  
voters  
certified.

Striking  
name for  
failure to  
vote.

by noting the fact and reason in the column for "remarks." Before said voter shall again be allowed to vote, he shall re-register in his proper precinct, as required in cases of original registration.

Re-regis-  
tration  
necessary.

SEC. 12. It shall be the duty of the county auditor, in all general elections, and of the city or town clerk in all general municipal elections, to prepare and furnish to the inspector of elections in each precinct, duplicate books, suitably arranged for alphabetical classification, in which the board of election of said precinct shall enter the names, ages, occupations, and addresses of those registered voters who did not vote at such election. The inspector, judges and clerk shall sign the following statement attached to said books:

Listing  
non-voters.

We, and each of us do declare upon honor, that the foregoing list is a full, true, accurate, and complete list of the electors registered in . . . . . precinct who did not vote at the . . . . . election held in said precinct on the . . . . . day of . . . . ., 19...

.....  
Inspector.  
.....  
Judge.  
.....  
Judge.  
.....  
Clerk.

The said duplicate books shall be delivered to the county auditor, or the city or town clerk, as the case may be, along with the other election returns. The county auditor shall within fifteen days after such election, deliver to the registration officer of each precinct, one of the said duplicate books of unvoted electors for his precinct, retaining the other during the quadrennium. The officer of registration shall thereupon strike the said names from the registration books, noting the reason therefor in the column for "remarks," and retaining the said duplicate unvoted list during the quadrennium. In the case of general or municipal

Return of  
non-voting  
list.

elections, the city or town clerk shall strike the names in the same manner.

Amends  
Rem.-Bal.  
§ 4772.

SEC. 13. That section 4772 of Remington & Ballinger's Annotated Codes and Statutes of Washington be amended to read as follows:

Delivery of  
duplicate  
registration  
for use at  
polls.

Section 4772. It shall be the duty of the clerk, or officer of registration, immediately upon the close of registration books preceding any election to be held in said city, town or precinct, to certify to the authenticity of said duplicate registration books; and, in time for the opening of polls, as provided by law, to have one of said duplicate registration books at each of the polling places, and deliver the same to the inspector or one of the judges of said election, and take his receipt therefor: *Provided*, That in case of any general state or county election, the county auditor may in his discretion, require the delivery of the said registration books to himself, to be by said auditor delivered to the officers of election. The other of said duplicate books shall remain in the custody of said clerk, or officer of registration. The fees and expenses of the registration officer of precincts lying without the corporate limits of a city or town, for the delivery of the registration books to election officers or the county auditor as in this section provided, shall be fixed and paid as election expenses by the county commissioners, but mileage in no case shall exceed ten cents per mile for each mile necessarily traveled.

Expenses of  
registration  
outside cities  
and towns.

SEC. 14. The fees of the registration officers of precincts outside of the corporate limits of any city or town, in addition to those hereinbefore provided for, shall be as follows:

Fees of  
registration  
officers.

- (a) For each person registered five cents per name.
- (b) For each cancellation, five cents per name.
- (c) For checking any recall, initiative or referendum petition, and certifying to the same, five cents per name.
- (d) For certifying to any state officer the names of the electors registered, or voted, as may be required by law, five cents per name.

Said fees shall be paid by warrant drawn upon the county treasurer by order of the county commissioners upon proper vouchers being presented therefor.

SEC. 15. Every officer who shall wilfully violate or fail to comply with the provisions of this act, and every person who shall wilfully violate any of the provisions of this act shall be guilty of a felony. Penalty.

Passed the House February 11, 1915.

Passed the Senate February 19, 1915.

Approved by the Governor February 25, 1915.

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## CHAPTER 17.

[H. B. 76.]

### DIVERSION OF REVENUES IN CITIES OF FIRST CLASS.

AN ACT relating to cities of the first class and prohibiting therein the diversion of revenues secured for special purposes to other funds or uses, and declaring an emergency.

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

SECTION 1. That whenever any city of the first class shall levy and collect moneys by sale of bonds or otherwise for any local improvement by special assessment therefor, the same shall be carried in a special fund to be used for said purpose, and no part thereof shall be transferred or diverted to any other fund or use: *Provided, however,* That any funds remaining, after the payment of the whole cost and expense of such improvement in excess of the total sum required to defray all the expenditures by the city on account thereof, shall be refunded on demand to the amount of such overpayment. Local im-  
provement  
funds.

SEC. 2. That whenever the issuance or sale of bonds or other obligations of any city of the first class shall have been authorized by vote of the people, as provided by any existing charter or laws, for any special improvement or purpose, the proceeds of the sale of such bonds including premiums if any shall be carried in a special fund to be devoted to the purpose for which such bonds were authorized, Diversion  
prohibited.  
  
Refund of  
excess.  
  
Proceeds of  
bonds for  
special im-  
provements.