

## CHAPTER 136.

[S. B. 234.]

## CLASSIFYING COUNTIES.

AN ACT classifying counties by population, providing for the election of county officers and in certain classes of counties of certain officers who shall exercise the powers and perform the duties of two or more officers, and defining their powers and duties, and fixing the compensation of county officers, and repealing sections 4200, 4201, 4202 and 4203 of Remington's Compiled Statutes and all acts and parts of acts in conflict herewith.

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

SECTION 1. The several counties of the state are hereby classified by population as follows: Counties classified:

Counties containing a population of 210,000 or more shall belong to and be known as Class A. Class A.  
A counties;

Counties containing a population of 125,000 and less than 210,000 shall belong to and be known as counties of the first class; 1st class.

Counties containing a population of 70,000 and less than 125,000 shall belong to and be known as counties of the second class; 2nd class.

Counties containing a population of 40,000 and less than 70,000 shall belong to and be known as counties of the third class; 3rd class.

Counties containing a population of 18,000 and less than 40,000 shall belong to and be known as counties of the fourth class; 4th class.

Counties containing a population of 12,000 and less than 18,000 shall belong to and be known as counties of the fifth class; 5th class.

Counties containing a population of 8,000 and less than 12,000 shall belong to and be known as counties of the sixth class; 6th class.

7th class.

Counties containing a population of 5,000 and less than 8,000 shall belong to and be known as counties of the seventh class;

8th class.

Counties containing a population of 3,500 and less than 5,000 shall belong to and be known as counties of the eighth class;

9th class.

Counties containing a population of less than 3,500 shall belong to and be known as counties of the ninth class.

Prosecuting  
attorney:  
Powers and  
duties.

SEC. 2. At the general election in the year 1934 and quadrennially thereafter there shall be elected in each county of the fourth, fifth, sixth, seventh, eighth and ninth classes a prosecuting attorney who shall, in addition to the powers and duties of prosecuting attorney, exercise all the powers and perform all the duties now or that may be, by law vested in or imposed upon the coroner of such county.

County  
clerk:  
Powers and  
duties.

SEC. 3. At the general county election in the year 1934 and quadrennially thereafter there shall be elected in each county of the sixth, seventh, eighth and ninth classes a county clerk who shall, in addition to the powers and duties of clerk, exercise all the powers and perform all the duties now, or that may be, by law vested in or imposed upon the county auditor of such county.

County  
treasurer:  
Powers and  
duties.

SEC. 4. At the general county election in the year 1934 and quadrennially thereafter there shall be elected in each county of the sixth, seventh, eighth and ninth classes a county treasurer who shall, in addition to the powers and duties of treasurer, exercise all the powers and perform all the duties now, or that may be, by law vested in or imposed upon the county assessor of such county.

SEC. 5. At the general county election in the year 1934 and thereafter no county engineer shall be elected in counties of the second, third, fourth,

fifth, sixth, seventh, eighth and ninth classes. The board of county commissioners of such counties shall exercise all the powers and perform all the duties now, or that may be, by law vested in or imposed upon the county engineer of such county. Whenever necessary to the performance of any powers and duties herein vested in the board of county commissioners, such board shall have power to employ such assistants and engineers as are necessary and to fix their compensation, but no engineer shall be employed unless he shall have special qualifications in the matter of road building and shall be a civil engineer of recognized standing: *Provided*, That whenever by law the county engineer is required to act ex-officio as a member of any board, commission or other body, he is required to execute or certify any instrument in writing, such duties shall be performed by the chairman of the board of county commissioners.

County  
Commis-  
sioners :  
Powers and  
duties.

Chairman  
of board.

SEC. 6. The salaries of county officers of class A counties and counties of the first, second, third, fourth, fifth, sixth, seventh, eighth, and ninth classes, as determined by the last preceding federal census, or as may be determined under the provisions of chapter 177 Session Laws 1923 shall be per annum respectively as follows:

Salaries of  
county  
officers :

*Class A counties:* Auditor, clerk, treasurer, attorney, sheriff, assessor, engineer, superintendent of schools, members of board of county commissioners, three thousand three hundred dollars (\$3,300.00); coroner, eighteen hundred dollars (\$1,800.00).

Class A  
counties.

*Counties of the first class:* Auditor, clerk, treasurer, attorney, sheriff, assessor, engineer, superintendent of schools, members of board of county commissioners, twenty-seven hundred dollars (\$2,700.00); coroner, fourteen hundred dollars (\$1,400.00).

1st class  
counties.

2nd class  
counties.

*Counties of the second class:* Auditor, clerk, treasurer, sheriff, attorney, assessor, superintendent of schools, members of board of county commissioners, twenty-two hundred and fifty dollars (\$2,250.00); coroner, one thousand dollars (\$1,000.00).

3rd class  
counties.

*Counties of the third class:* Auditor, clerk, treasurer, attorney, assessor, superintendent of schools, members of board of county commissioners, two thousand dollars (\$2,000.00); sheriff, twenty-two hundred and fifty dollars (\$2,250.00); coroner, eight hundred dollars, (\$800.00).

4th class  
counties.

*Counties of the fourth class:* Auditor, clerk, treasurer, attorney, assessor, superintendent of schools, eighteen hundred dollars (\$1,800.00); sheriff, twenty-two hundred dollars (\$2,200.00); members of the board of county commissioners, fifteen hundred dollars (\$1,500.00).

5th class  
counties.

*Counties of the fifth class:* Auditor, clerk, treasurer, sheriff, attorney, assessor, superintendent of schools, sixteen hundred and fifty dollars (\$1,650.00); members of board of county commissioners, six dollars (\$6.00) per day for time actually spent in the performance of their duties.

6th class  
counties.

*Counties of the sixth class:* Clerk, treasurer, sheriff, eighteen hundred dollars (\$1,800.00); superintendent of schools, attorney, fifteen hundred dollars (\$1,500.00); members of board of county commissioners, six dollars (\$6.00) per day for time actually spent in the performance of their duties.

7th class  
counties.

*Counties of the seventh class:* Clerk, treasurer, sheriff, prosecuting attorney, superintendent of schools, fifteen hundred dollars (\$1,500.00); members of board of county commissioners, six dollars (\$6.00) per day for time actually spent in the performance of their duties.

8th class  
counties.

*Counties of the eighth class:* Clerk, treasurer, attorney, sheriff, fifteen hundred dollars (\$1,500.00);

superintendent of schools, twelve hundred dollars (\$1,200.00); members of board of county commissioners, six dollars (\$6.00) per day for time actually spent in the performance of their duties.

*Counties of ninth class:* Clerk, sheriff, twelve hundred dollars (\$1,200.00); treasurer, fifteen hundred dollars (\$1,500.00); prosecuting attorney and superintendent of schools, nine hundred dollars (\$900.00), said prosecuting attorney and superintendent of schools need not give full time to duties as such; members of board of county commissioners, six dollars (\$6.00) per day for time actually spent in the performance of their duties.

9th Class  
counties.

All county officers shall be entitled to their necessary reasonable traveling expenses in the performance of their official duties, bills therefor to be audited by the county commissioners: *Provided,* That when using their own cars, they shall be allowed not to exceed five cents (5c) per mile for each mile of necessary travel.

Traveling  
expenses.

5c per mile.

In all cases where the duties of any office are greater than can be performed by the person elected to fill the same, said officer may employ, with the consent of the county commissioners, the necessary help, who shall receive such compensation as shall be fixed by the board of county commissioners: *Provided,* That no deputy or clerk employed shall receive larger compensation than provided for the officer employing him.

Assistants.

Compensation.

The officer appointing such deputies or clerks shall be responsible for the acts of such appointee upon his official bond.

Responsibility.

SEC. 7. If any section, provision, or clause of this act should be declared invalid, such invalidity shall not be construed to affect the portions of the act not so held invalid.

Partial  
invalidity.

Repeals  
§§ 4200-4203  
inc., Rem.  
Comp. Stat.

SEC. 8. That sections 4200, 4201, 4202, and 4203 of Remington's Compiled Statutes and all acts and parts of acts in conflict herewith are hereby repealed.

Passed the Senate February 16, 1933.

Passed the House March 8, 1933.

Approved by the Governor March 17, 1933.

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## CHAPTER 137.

[H. B. 70.]

### COAL MINING.

AN ACT relating to coal mining and amending section 8789 of Remington's Compiled Statutes of Washington.

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

Amends  
§ 8789, Rem.  
Comp. Stat.

SECTION 1. That section 8789 of Remington's Compiled Statutes of Washington be amended to read as follows:

Underground  
motors:  
safety  
devices.

Section 8789. Every stationary motor underground, together with its starting resistance, shall be protected by a fuse or circuit breaking device on at least one pole for direct current, and all poles for alternating current motors, and by switches arranged to entirely cut off the power from the motor. The above devices shall be installed in a convenient position near the motor.

Motors in  
gaseous  
portions.

In any gaseous portions of a mine all motors, unless placed in such rooms as are separately ventilated with intake air, shall have all their current carrying parts, also their starters, terminals and connections, completely closed in explosion-proof inclosures made of non-inflammable materials. These inclosures shall not be opened except by an authorized person, and then only when the motor is