

shall be considered privileged and shall not be disclosed for any purpose except as authorized by this act: *Provided*, That any person for himself or through his attorney, or any practicing attorney, may obtain without cost a transcript of the criminal record of such person upon furnishing the bureau with a notarized request of such person whose record is catalogued in the files of the bureau when such request is accompanied by a set of fingerprints of such person taken by officials of a regular law enforcement agency and submitted to the bureau directly from that agency.

Notarized  
request for  
transcript.

SEC. 11. Any agency of the state government which has in its possession any of the information, records, material, files or equipment set forth in this act shall turn such information, records, material, files and equipment over to the state bureau of criminal identification.

Transfer of in-  
formation now  
in possession  
of state  
agency.

Passed the Senate March 1, 1955.

Passed the House March 8, 1955.

Approved by the Governor March 21, 1955.

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## CHAPTER 319.

[ S. B. 171. ]

### CITIES AND TOWNS—CLASSIFICATION.

AN ACT relating to municipal corporations; providing for the classification thereof; and amending sections 11 and 12, page 140, Laws of 1890; sections 13 and 14, page 141, Laws of 1890; section 1, chapter 248, Laws of 1907; and RCW 35.01.010, 35.01.020, 35.01.030, 35.01.040, 35.06.010 and 35.06.020.

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

SECTION 1. Sections 11 and 12, page 140, Laws of 1890, sections 13 and 14, page 141, Laws of 1890 and section 1, chapter 248, Laws of 1907, (heretofore combined and codified as RCW 35.01.010, 35.01.020,

Amendment.

35.01.030, 35.01.040, 35.06.010 and 35.06.020) are amended to read as set forth in sections 2, 3, 4, 5, 6 and 7 of this act.

First class city defined.

SEC. 2. (RCW 35.01.010) A first class city is one having at least twenty thousand inhabitants at the time of its organization or reorganization.

Second class city defined.

SEC. 3. (RCW 35.01.020) A second class city is one having at least ten thousand inhabitants at the time of its organization or reorganization.

Third class city defined.

SEC. 4. (RCW 35.01.030) A third class city is one having at least fifteen hundred inhabitants at the time of its organization or reorganization.

Municipal corporation of the fourth class defined.

SEC. 5. (RCW 35.01.040) A municipal corporation of the fourth class, which shall be known as a town, is one having at least three hundred inhabitants at the time of its organization.

Qualification to become city of a higher class; use of federal or state census.

SEC. 6. (RCW 35.06.010) A city or town which has, as ascertained by a local census, or which has on the first day of January in any year according to an official report or abstract of the then next preceding federal or state census, at least twenty thousand inhabitants may become a city of the first class; a city or town which has, when ascertained in the same way, at least ten thousand inhabitants may become a city of the second class; a city or town which has, when ascertained in the same way, at least fifteen hundred inhabitants may become a city of the third class.

Procedure when petition filed seeking reorganization as a city of a higher class.

SEC. 7. (RCW 35.06.020) When a petition is filed in accordance with RCW 35.05.020 seeking reorganization of any town or city as a city of a higher class than that indicated by the last preceding federal or state census, the city or town council to which the petition is presented shall forthwith cause a census to be taken by one or more suitable persons of all the inhabitants of such town or city in which census the full name of each person shall be plainly written,

Census taken.

and the names alphabetically arranged and regularly numbered in complete series. The census shall be verified before an officer authorized to administer oaths and filed with the city or town clerk.

Census  
verified.

If the census shows such city or town qualified for the class named in the petition, the same proceedings shall be had as if the census were a federal or state census.

If the census shows such city or town not qualified for the class named in the petition, no further proceedings shall be had: *Provided*, That the city or town may be reorganized as a city or town of the class indicated by the census, upon a proper petition filed within six months from the filing of such census with the clerk, without other or further census.

Proviso.

Passed the Senate February 25, 1955.

Passed the House March 8, 1955.

Approved by the Governor March 21, 1955.

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## CHAPTER 320.

[ S. B. 193. ]

### CRIMES AND PUNISHMENTS—ESCAPES.

AN ACT relating to crimes and punishments; defining the crime of escape and defining the term "escape", and amending section 90, chapter 249, Laws of 1909; and RCW 9.31.010 and adding a new section to chapter 9.31 RCW.

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

SECTION 1. Chapter 9.31 RCW, is amended by adding the following section: New section.

The term "escape", for the purposes of this chapter, shall mean the unlawful departure of a prisoner from the custody of a penal or correctional institution of the state of Washington, with or without the exertion of force or fraud in the execution thereof.

"Escape"  
defined.

SEC. 2. Section 90, chapter 249, Laws of 1909, and RCW 9.31.010 are each amended to read as follows: Amendment.