

examination report of the applicant by the regulatory official in its state of domicile.

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CHAPTER 116
[House Bill No. 361]
CITIES OF THE THIRD CLASS--
OFFICIALS

AN ACT Relating to third class city officials; amending section 35-.24.020, chapter 7, Laws of 1965 as amended by section 9, chapter 116, Laws of 1965 ex. sess. and RCW 35.24.020; amending section 35.24.050, chapter 7, Laws of 1965, and RCW 35.24.050; and adding new sections to chapter 7, Laws of 1965 and to chapter 35.24 RCW; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

Section 1. Section 35.24.020, chapter 7, Laws of 1965, as amended by section 9, chapter 116, Laws of 1965 ex. sess. and RCW 35-.24.020 are each amended to read as follows:

The government of a third class city shall be vested in a mayor, a city council of seven members, a city attorney, a clerk, a treasurer, all elective; and a chief of police, police judge, city engineer, street superintendent, health officer and such other appointive officers as may be provided for by statute or ordinance: PROVIDED, That the council may enact an ordinance providing for the appointment of the city clerk (~~and~~), city attorney, and treasurer by the mayor, which appointment shall be subject to confirmation by a majority vote of the city council. Such ordinance shall be enacted and become effective not later than thirty days prior to the first day allowed for filing declarations of candidacy for such offices when such offices are subject to an approaching city primary election. Elective incumbent city clerks (~~and~~), city attorneys, and city treasurers shall serve for the remainder of their unexpired term notwithstanding any appointment made pursuant to RCW 35.24.020 and 35.24.050. If a free public library and reading room is established, five library trustees

shall be appointed. The city council by ordinance shall prescribe the duties and fix the compensation of all officers: PROVIDED, That the provisions of any such ordinance shall not be inconsistent with any statute: PROVIDED FURTHER, That where the city council finds that the appointment of a full time city engineer is unnecessary, it may in lieu of such appointment, by resolution provide for the performance of necessary engineering services on either a part time, temporary or periodic basis by a qualified engineering firm, pursuant to any reasonable contract.

The mayor shall appoint and at his pleasure may remove all appointive officers except as otherwise provided herein: PROVIDED, That police judges shall be removed only upon conviction of misconduct or malfeasance in office, or because of physical or mental disability rendering him incapable of performing the duties of his office. Every appointment or removal must be in writing signed by the mayor and filed with the city clerk.

Sec. 2. Section 35.24.050, chapter 7, Laws of 1965 and RCW 35.24.050 are each amended to read as follows:

General municipal elections in third class cities not operating under the commission form of government shall be held biennially, and, shall be held on the Tuesday following the first Monday in November in the odd-numbered years, except as provided in RCW 29.13.020 and 29.13.030. The term of office of the mayor, city attorney, clerk, and treasurer shall be four years and until their successors are elected and qualified: PROVIDED, That if the offices of city attorney ((and)) clerk, and treasurer are made appointive, the city attorney ((and)) clerk, and treasurer shall not be appointed for a definite term: PROVIDED FURTHER, That the term of the elected treasurer shall not commence in the same biennium in which the term of the mayor commences, nor in which the terms of the city attorney and clerk commence if they are elected.

A councilman-at-large shall be elected biennially for a two-year term and until their successors are elected and qualified; of

the other six councilmen, three shall be elected biennially as the terms of the predecessors expire for terms of four years and until their successors are elected and qualified.

NEW SECTION. Sec. 3. There is added to chapter 7, Laws of 1965 and to chapter 35.24 RCW a new section to read as follows:

The city council of any city of the third class is authorized to provide by ordinance that the office of treasurer shall be combined with that of clerk, or that the office of clerk shall be combined with that of treasurer: PROVIDED, That such ordinance shall not be voted upon until the next regular meeting after its introduction.

NEW SECTION. Sec. 4. There is added to chapter 7, Laws of 1965 and to chapter 35.24 RCW a new section to read as follows:

In the event that the office of treasurer is combined with the office of clerk so as to become the office of clerk-treasurer, the clerk shall exercise all the powers vested in and perform all the duties required to be performed by the treasurer, and in cases where the law requires the treasurer to sign or execute any papers or documents, it shall not be necessary for the clerk to sign as treasurer, but shall be sufficient if he signs as clerk.

NEW SECTION. Sec. 5. There is added to chapter 7, Laws of 1965 and to chapter 35.24 RCW a new section to read as follows:

In the event that the office of clerk is combined with the office of treasurer so as to become the office of treasurer-clerk, the treasurer shall exercise all the powers vested in and perform all the duties required to be performed by the clerk.

NEW SECTION. Sec. 6. There is added to chapter 7, Laws of 1965 and to chapter 35.24 RCW a new section to read as follows:

The ordinance provided for combining said offices shall provide the date when the combination shall become effective, which date shall not be less than three months from the date when the ordinance becomes effective; and on and after said date the office of treasurer or clerk, as the case may be, shall be abolished. Any city

which as herein provided, combined the office of treasurer with that of clerk or the office of clerk with that of treasurer may terminate such combination by ordinance, fixing the time when the combination shall cease and thereafter the duties of the offices shall be performed by separate officials: PROVIDED, That if the office of treasurer was combined with that of clerk, or an elective office of clerk was combined with the office of treasurer, the mayor shall appoint a treasurer and clerk who shall serve until the next regular municipal general election when a treasurer and clerk shall be elected for the term as provided by law unless such city has enacted an ordinance in accordance with RCW 35.24.020.

NEW SECTION. Sec. 7. 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.

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CHAPTER 117
[Engrossed House Bill No. 603]
BEER RETAILER'S LICENSES

AN ACT Relating to beer retailers' licenses; and amending section 23M added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 2, chapter 75, Laws of 1967 ex. sess. and RCW 66.24.320; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

Section 1. Section 23M added to chapter 62, Laws of 1933 ex. sess. by section 1, chapter 217, Laws of 1937 as last amended by section 2, chapter 75, Laws of 1967 ex. sess. and RCW 66.24.320 are each amended to read as follows:

There shall be a beer retailer's license to be designated as a class A license to sell beer by the individual glass or opened bottle at retail, for consumption on the premises and to sell unpasteurized