

CHAPTER 205

[Engrossed Substitute House Bill No. 214]

RECALL OF ELECTED PUBLIC OFFICIALS

AN ACT Relating to elected public officials and the recall thereof; amending section 29.82.020, chapter 9, Laws of 1965 and RCW 29.82.020; amending section 29.82.030, chapter 9, Laws of 1965 and RCW 29.82.030; amending section 29.82.100, chapter 9, Laws of 1965 and RCW 29.82.100; adding a new section to chapter 9, Laws of 1965 and to chapter 29.82 RCW; and creating new sections; and declaring an emergency.

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

Section 1. Section 29.82.020, chapter 9, Laws of 1965 and RCW 29.82.020 are each amended to read as follows:

If the recall is demanded of a state-wide elected official, the attorney general shall determine within fifteen days of the filing of the charge whether or not the acts complained of in the charge are acts of malfeasance or misfeasance while in office, or a violation of the oath of office, as specified in the Constitution ((7)) . If the recall is demanded of a member of the State Senate or House of Representatives, and the legislative district of said member lies wholly within one county, the determination shall be made by the prosecuting attorney of such county within fifteen days of the filing of the charge. If the member's legislative district extends into two or more counties, the attorney general shall make the determination within the aforesaid time. If the recall is demanded of any other official, the prosecuting attorney of the county in which the person subject to recall resides shall make such determination within fifteen days of the filing of the charge: PROVIDED, That if the recall is demanded of the attorney general, the determination shall be made by the Chief Justice of the Supreme Court of the State of Washington within fifteen days of the filing of the charge. Upon determination that the recall charges meet the constitutional requirements, the ((officer with whom the charge is filed)) attorney general or the prosecuting attorney, as the case may be, shall, within thirty days of the filing of the charge, formulate a ballot synopsis of such charge of not to exceed two hundred words, which shall set forth the name of the person charged, the title of his office, and a concise statement of the elements of the charge, and shall notify the persons filing the charge of the exact language of such ballot synopsis, and attach a copy thereof to and file the same with the charge, and thereafter such charge shall be designated on all petitions, ballots and other proceedings in relation thereto by

such synopsis.

NEW SECTION. Sec. 2. There is added to chapter 9, Laws of 1965 and to chapter 29.82 RCW a new section to read as follows:

The sponsors of a recall demanded of any public officer may obtain and file supporting signatures after the issuance of the ballot synopsis by the appropriate official. Such signatures shall be obtained and filed within the time periods prescribed as follows:

(1) In the case of a person elected for a two year term of office, all petitions must be filed and circulation stopped not less than six months prior to the next general election in which the officer whose recall is demanded is subject to reelection.

(2) In the case of a person elected to a four or six year term of office, all petitions must be filed and circulation stopped within ten months prior to the next general election in which the officer whose recall is demanded is subject to reelection.

Notwithstanding any other provision of law, a recall election shall not be held after the general election when the officer whose recall is demanded was subject to reelection, if such general election is the one immediately following the recall demand.

The sponsors of a recall demanded of an officer elected to a state-wide position shall have a maximum of two hundred and seventy days in which to obtain and file supporting signatures after the issuance of a ballot synopsis by the attorney general subject to the limitations of (1) and (2) of this section. The sponsors of a recall demanded of any other officer shall have a maximum of one hundred and eighty days in which to obtain and file supporting signatures after the issuance of a ballot synopsis by the appropriate official, or after a final determination by a court of competent jurisdiction, whichever is later, subject to the limitations of (1) and (2) of this section.

NEW SECTION. Sec. 3. The sponsors of any recall who have been in the process of obtaining supporting signatures for sixty days or more, on the effective date of this 1971 amendatory act shall have only sixty additional days from such date to complete such process and file such signatures.

Sec. 4. Section 29.82.030, chapter 9, Laws of 1965 and RCW 29.82.030 are each amended to read as follows:

Upon being notified of the language of the ballot synopsis of the charge, the persons filing the charge shall cause to be printed on single sheets of ((white)) paper of good quality twelve inches in width by fourteen inches in length and with a margin of one and three-fourths inches at the top for binding, blank petitions for the recall and discharge of such officer. Such petitions shall be substantially in the following form:

WARNING

Every person who signs this petition with any other than his true name, or who knowingly signs more than one of these petitions, or who signs this petition when he is not a legal voter, or who makes herein any false statement, shall be fined, or imprisoned, or both.

Petition for the recall of (here insert the name of the office and of the person whose recall is petitioned for) to the Honorable (here insert the name and title of the officer with whom the charge is filed).

We the undersigned citizens of (the State of Washington or the political subdivision in which the recall is invoked, as the case may be) and legal voters of the respective precincts set opposite our respective names, respectfully direct that a special election be called to determine whether or not (here insert the name of the person charged and the office which he holds) be recalled and discharged from his office, for and on account of (his having committed the act or acts of malfeasance or misfeasance while in office, or having violated his oath of office, as the case may be), in the following particulars: (here insert the synopsis of the charge); and each of us for himself says: I have personally signed this petition; I am a legal voter of the State of Washington in the precinct and city (or town) and county written after my name, and my residence address is correctly stated.

Petitioner's signature	Residence address, street and number, if any	Precinct name or number	City or Town	County
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(Here follow 20 numbered lines divided into columns as below.)
 1.....
 2.....
 3.....
 etc.

Sec. 5. Section 29.82.100, chapter 9, Laws of 1965 and RCW 29.82.100 are each amended to read as follows:

If at the conclusion of the canvass and count, it is found that a petition for recall bears the requisite number of signatures of certified legal voters, the officer with whom the petition is filed shall certify the proposition to the proper authority which shall fix a date, not (~~less than ten nor~~) more than fifteen days after the conclusion of the canvass, for calling a special election to determine whether or not the officer charged shall be recalled and discharged from his office. On the date fixed the election shall be called. The special election shall be held not less than (~~thirty~~) forty-five nor more than (~~forty~~) sixty days from the date of the call, and notice thereof shall be given in the manner required by law

for calling special elections in the state or in the political subdivision, as the case may be.

NEW SECTION. Sec. 6. If any provision of this 1971 amendatory 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.

NEW SECTION. Sec. 7. This 1971 amendatory 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 May 10, 1971.

Passed the Senate May 10, 1971.

Approved by the Governor May 21, 1971.

Filed in Office of Secretary of State May 21, 1971.

CHAPTER 206

[Engrossed House Bill No. 1123]

PROPERTY TAXATION--

EXEMPTIONS FOR NONPROFIT BLOODBANKS

AND CERTAIN SCHOOLS AND COLLEGES

AN ACT Relating to property taxation; exempting the real and personal property of certain nonprofit corporations and associations from taxation; exempting certain school and college properties from taxation; amending section 84.36.050, chapter 15, Laws of 1961, as amended by section 1, chapter 55, Laws of 1970 ex. sess. and RCW 84.36.050; adding a new section to chapter 84.36 RCW; and declaring an emergency.

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

NEW SECTION. Section 1. There is added to chapter 84.36 RCW a new section to read as follows:

The following property shall be exempt from taxation:

All property, whether real or personal, belonging to any nonprofit corporation or association and used exclusively in the business of procuring, processing, storing, distributing, or using whole blood, plasma, blood products, and blood derivatives or in the administration of such business.

Sec. 2. Section 84.36.050, chapter 15, Laws of 1961 as amended by section 1, chapter 55, Laws of 1970 ex. sess. and RCW 84.36.050 are each amended to read as follows:

The following property shall be exempt from taxation:

Property owned or used for any school or college in this state, supported in whole or in part by gifts, endowments, or