

the fire may be started and ~~((continued;))~~ permitted, the nature of the material to be burned~~((;))~~, the time limit of the permit~~((;))~~, and may contain any special requirements and conditions pertaining to the fire and the control ~~((thereof))~~ of the fire as the issuing officer deems ~~((necessary for safety))~~ appropriate.

Sec. 4. Section 23, chapter 254, Laws of 1947 and RCW 52.28.040 are each amended to read as follows:

The permittee shall comply with ~~((all))~~ the terms and conditions of the permit, and shall ~~((keep))~~ maintain a responsible person in charge of the fire at all times~~((;))~~ who shall ~~((hold))~~ maintain the fire under control ~~((and))~~, not permit it to spread to other property or structures, and ~~((shall thoroughly))~~ extinguish the fire when the authorized burning is completed or when directed by district personnel. The possession of ~~((such))~~ a permit shall not relieve the permittee from liability for ~~((any))~~ damages resulting from the fire for which ~~((he))~~ the permittee may otherwise be liable.

NEW SECTION. Sec. 5. There is added to chapter 52.12 RCW a new section to be codified as RCW 52.12.106 to read as follows:

The violation of or failure to comply with any provision of this chapter pertaining to fire permits, or of any term or condition of the permit, is a misdemeanor.

NEW SECTION. Sec. 6. There is added to chapter 52.12 RCW a new section to be codified as RCW 52.12.108 to read as follows:

If a person starts a fire without a permit or if a permit holder fails to comply with any provision of this chapter pertaining to fire permits, or of any term or condition of the permit, and as a result of that failure the district is required to suppress a fire, the person or permit holder is liable to the district to reimburse it for the costs of the fire suppression services.

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Passed the House February 24, 1984.

Approved by the Governor March 27, 1984.

Filed in Office of Secretary of State March 27, 1984.

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## CHAPTER 230

[Substitute Senate Bill No. 4711]  
FIRE PROTECTION DISTRICTS

AN ACT Relating to fire protection districts under Title 52 RCW; amending section 1, chapter 34, Laws of 1939 as last amended by section 5, chapter 179, Laws of 1979 ex. sess. and RCW 52.04.020; amending section 2, chapter 34, Laws of 1939 as last amended by section 1, chapter 13, Laws of 1963 ex. sess. and RCW 52.04.030; amending section 3, chapter 34, Laws of 1939 and RCW 52.04.040; amending section 4, chapter 34, Laws of 1939 and RCW 52.04.050; amending section 5, chapter 34, Laws of 1939 as amended by section 3, chapter 254, Laws of 1947 and RCW 52.04.060; amending section 6, chapter 34, Laws of 1939 and RCW 52.04.070; amending section 7, chapter 34, Laws of 1939 and RCW 52.04.080; amending section 8, chapter 34, Laws of 1939 and RCW 52.04.090; amending section 9, chapter 34,

Laws of 1939 and RCW 52.04.100; amending section 10, chapter 34, Laws of 1939 as amended by section 2, chapter 70, Laws of 1941 and RCW 52.04.110; amending section 11, chapter 34, Laws of 1939 and RCW 52.04.120; amending section 12, chapter 34, Laws of 1939 as amended by section 4, chapter 254, Laws of 1947 and RCW 52.04.130; amending section 13, chapter 34, Laws of 1939 and RCW 52.04.140; amending section 14, chapter 34, Laws of 1939 and RCW 52.04.150; amending section 46, chapter 34, Laws of 1939 and RCW 52.04.155; amending section 2, chapter 179, Laws of 1979 ex. sess. and RCW 52.04.180; amending section 4, chapter 179, Laws of 1979 ex. sess. and RCW 52.04.190; amending section 15, chapter 34, Laws of 1939 as amended by section 5, chapter 164, Laws of 1967 and RCW 52.08.010; amending section 16, chapter 34, Laws of 1939 and RCW 52.08.020; amending section 18, chapter 34, Laws of 1939 and RCW 52.08.040; amending section 19, chapter 34, Laws of 1939 and RCW 52.08.050; amending section 3, chapter 70, Laws of 1941 as last amended by section 49, chapter 195, Laws of 1973 1st ex. sess. and RCW 52.08.060; amending section 1, chapter 59, Laws of 1965 and RCW 52.08.065; amending section 2, chapter 59, Laws of 1965 and RCW 52.08.066; amending section 3, chapter 59, Laws of 1965 and RCW 52.08.067; amending section 4, chapter 59, Laws of 1965 and RCW 52.08.068; amending section 1, chapter 21, Laws of 1965 as amended by section 29, chapter 42, Laws of 1970 ex. sess. and RCW 52.08.080; amending section 22, chapter 34, Laws of 1939 as last amended by section 1, chapter 27, Laws of 1980 and RCW 52.12.010; amending section 3, chapter 242, Laws of 1971 ex. sess. and RCW 52.12.015; amending section 23, chapter 34, Laws of 1939 as amended by section 32, chapter 126, Laws of 1979 ex. sess. and RCW 52.12.020; amending section 24, chapter 34, Laws of 1939 and RCW 52.12.030; amending section 25, chapter 34, Laws of 1939 as last amended by section 1, chapter 101, Laws of 1972 ex. sess. and RCW 52.12.040; amending section 27, chapter 34, Laws of 1939 as amended by section 33, chapter 126, Laws of 1979 ex. sess. and RCW 52.12.060; amending section 29, chapter 34, Laws of 1939 and RCW 52.12.070; amending section 30, chapter 34, Laws of 1939 as amended by section 2, chapter 112, Laws of 1965 and RCW 52.12.080; amending section 31, chapter 34, Laws of 1939 as amended by section 8, chapter 254, Laws of 1947 and RCW 52.12.090; amending section 32, chapter 34, Laws of 1939 and RCW 52.12.100; amending section 33, chapter 34, Laws of 1939 and RCW 52.16.010; amending section 34, chapter 34, Laws of 1939 as last amended by section 120, chapter 167, Laws of 1983 and RCW 52.16.020; amending section 35, chapter 34, Laws of 1939 and RCW 52.16.030; amending section 36, chapter 34, Laws of 1939 and RCW 52.16.040; amending section 37, chapter 34, Laws of 1939 as amended by section 121, chapter 167, Laws of 1983 and RCW 52.16.050; amending section 39, chapter 34, Laws of 1939 as last amended by section 123, chapter 167, Laws of 1983 and RCW 52.16.070; amending section 8, chapter 24, Laws of 1951 2nd ex. sess. as last amended by section 126, chapter 167, Laws of 1983 and RCW 52.16.130; amending section 9, chapter 24, Laws of 1951 2nd ex. sess. as last amended by section 127, chapter 167, Laws of 1983 and RCW 52.16.140; amending section 11, chapter 24, Laws of 1951 2nd ex. sess. and RCW 52.16.150; amending section 3, chapter 13, Laws of 1963 ex. sess. and RCW 52.16.170; amending section 8, chapter 126, Laws of 1974 ex. sess. and RCW 52.18.080; amending section 40, chapter 34, Laws of 1939 as last amended by section 2, chapter 130, Laws of 1975 1st ex. sess. and RCW 52.20.010; amending section 41, chapter 34, Laws of 1939 as amended by section 3, chapter 130, Laws of 1975 1st ex. sess. and RCW 52.20.020; amending section 3, chapter 161, Laws of 1961 as amended by section 4, chapter 130, Laws of 1975 1st ex. sess. and RCW 52.20.025; amending section 5, chapter 161, Laws of 1961 and RCW 52.20.027; amending section 45, chapter 34, Laws of 1939 as last amended by section 129, chapter 167, Laws of 1983 and RCW 52.20.060; amending section 21, chapter 34, Laws of 1939 and RCW 52.20.070; amending section 1, chapter 111, Laws of 1955 and RCW 52.22.010; amending section 8, chapter 237, Laws of 1959 and RCW 52.22.040; amending section 9, chapter 237, Laws of 1959 and RCW 52.22.060; amending section 12, chapter 254, Laws of 1947 and RCW 52.24.010; amending section 13, chapter 254, Laws of 1947 and RCW 52.24.020; amending section 14, chapter 254, Laws of 1947 and RCW 52.24.030; amending section 15, chapter 254, Laws of 1947 and RCW 52.24.040; amending section 17, chapter 254, Laws of 1947 and RCW 52.24.060; amending section 18, chapter 254, Laws of 1947 and RCW 52.24.070; amending section 19, chapter 254, Laws of 1947 and RCW 52.24.080; amending section 5, chapter 176, Laws of 1953 as last amended by section 2, chapter 18, Laws of 1965 ex. sess. and RCW 52.24.090; amending section 6, chapter 176, Laws of 1953 and RCW 52.24.100; amending section 1, chapter 34, Laws of 1939 as last amended by section 1, chapter 230, Laws of 1947 and RCW 52.32.010; amending section 1, chapter 255, Laws of 1947 as amended by section 130, chapter 167, Laws

of 1983 and RCW 52.34.010; amending section 2, chapter 255, Laws of 1947 and RCW 52.34.020; amending section 3, chapter 255, Laws of 1947 and RCW 52.34.030; amending section 4, chapter 255, Laws of 1947 and RCW 52.34.040; amending section 5, chapter 255, Laws of 1947 and RCW 52.34.050; amending section 6, chapter 255, Laws of 1947 as amended by section 131, chapter 167, Laws of 1983 and RCW 52.34.060; amending section 7, chapter 255, Laws of 1947 and RCW 52.34.070; amending section 8, chapter 255, Laws of 1947 and RCW 52.34.080; amending section 9, chapter 255, Laws of 1947 and RCW 52.34.090; amending section 28, chapter 34, Laws of 1939 and RCW 52.36.010; amending section 2, chapter 88, Laws of 1969 as amended by section 1, chapter 43, Laws of 1980 and RCW 52.36.025; amending section 3, chapter 88, Laws of 1969 and RCW 52.36.027; amending section 1, chapter 72, Laws of 1949 as amended by section 2, chapter 256, Laws of 1971 ex. sess. and RCW 52.36.060; amending section 1, chapter 256, Laws of 1971 ex. sess. and RCW 52.36.065; amending section 1, chapter 64, Laws of 1975 and RCW 52.36.090; amending section 1, chapter 102, Laws of 1979 ex. sess. as amended by section 1, chapter 146, Laws of 1983 and RCW 35.21.775; amending section 3, chapter 209, Laws of 1969 ex. sess. as last amended by section 4, chapter 256, Laws of 1981 and RCW 41.26.030; amending section 18, chapter 114, Laws of 1929 as last amended by section 163, chapter 3, Laws of 1983 and RCW 57.20.100; adding a new section to chapter 52.14 RCW; adding a new section to chapter 52.22 RCW; adding new chapters to Title 52 RCW; decodifying RCW 52.36.040; recodifying RCW 52.04.200; recodifying RCW 52.22.020; recodifying RCW 52.22.050; recodifying RCW 52.28.020; recodifying RCW 52.28.030; recodifying RCW 52.28.050; repealing section 2, chapter 147, Laws of 1975 1st ex. sess. and RCW 52.36.095; and prescribing penalties.

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

Sec. 1. Section 1, chapter 34, Laws of 1939 as last amended by section 5, chapter 179, Laws of 1979 ex. sess. and RCW 52.04.020 are each amended to read as follows:

Fire protection districts for the ~~((elimination))~~ provision of fire ~~((hazards))~~ prevention services, fire suppression services, emergency medical services, and for the protection of life and property in ~~((territories))~~ areas outside of cities and towns, except where ~~((such))~~ the cities and towns have been annexed into a fire protection district, are ~~((hereby))~~ authorized to be established as provided in this ~~((act-provided))~~ title.

Sec. 2. Section 2, chapter 34, Laws of 1939 as last amended by section 1, chapter 13, Laws of 1963 ex. sess. and RCW 52.04.030 are each amended to read as follows:

(1) For the purpose of the formation of a fire protection district, a petition designating the boundaries of the proposed district, by metes and bounds, or by describing the lands to be included in the proposed district by United States townships, ranges and legal subdivisions, signed by not less than fifteen percent of the qualified registered electors who ~~((are-resident))~~ reside within the boundaries of ~~((such))~~ the district, and setting forth the object for the creation of ~~((such))~~ the district and alleging that the establishment of ~~((such))~~ the district ~~((shall))~~ will be conducive to the public safety, welfare, and convenience, and will be a benefit to the property included ~~((therein))~~ in the district, shall be filed with the county auditor of the county ~~((within))~~ in which ~~((such))~~ the proposed district is located, accompanied by an obligation signed by two or more petitioners, agreeing to

pay the cost of the publication of the notice (~~((hereinafter provided for))~~) required by this title. The organization of any fire protection district (~~((heretofore otherwise legally))~~) previously formed (~~((and which includes lands within its boundaries required by law to pay forest protection assessment))~~) is hereby approved and confirmed as a legally organized fire protection district in the state of Washington.

(2) The county auditor shall, within thirty days(;) from the date of filing (~~((such))~~) the petition, examine the signatures and certify to the sufficiency or insufficiency (~~((thereof, and))~~) of the signatures. For (~~((such))~~) this purpose, the county auditor shall have access to all registration books or records in the possession of the (~~((registration officers of the election precincts included, in whole or in part, within the boundaries of the proposed district))~~) county election officials. (~~((Such))~~) The books and records shall be prima facie evidence of the truth of (~~((said))~~) the certificate. No person having signed (~~((such a))~~) the petition (~~((shall be))~~) is allowed to withdraw his or her name (~~((therefrom))~~) after the filing of the (~~((same))~~) petition with the county auditor. If (~~((such))~~) the petition (~~((shall be))~~) is found to contain a sufficient number of signatures of (~~((qualified))~~) registered electors (~~((who are resident))~~) residing within the (~~((boundaries of such))~~) proposed district, the county auditor shall transmit the (~~((same))~~) petition, together with (~~((his))~~) the auditor's certificate of sufficiency (~~((attached thereto, to the board of county commissioners))~~), to the county legislative authority which shall (~~((thereupon))~~) by resolution (~~((entered upon its minutes, receive the same and fix a day and hour thereof when it will publicly hear said petition))~~) accept the petition and fix a time for a public hearing.

Sec. 3. Section 3, chapter 34, Laws of 1939 and RCW 52.04.040 are each amended to read as follows:

The hearing on (~~((said))~~) the petition shall be at the (~~((regular))~~) office of the (~~((board of county commissioners))~~) county legislative authority and the (~~((same))~~) hearing shall be held not less than twenty nor more than forty days from the date of receipt of (~~((said))~~) the petition with the certificate of sufficiency (~~((thereof))~~) from the county auditor. The hearing may be completed (~~((on the day and hour set therefor or the same))~~) at the scheduled time or may be adjourned from time to time as may be necessary for a determination of (~~((said))~~) the petition, but such adjournment or adjournments shall not extend the time for (~~((determining said))~~) considering the petition more than sixty days (~~((in all))~~) from the date of receipt of (~~((same by said board of county commissioners))~~) the petition by the county legislative authority.

Sec. 4. Section 4, chapter 34, Laws of 1939 and RCW 52.04.050 are each amended to read as follows:

A copy of (~~((said))~~) the petition with the names of the petitioners omitted, together with a notice signed by the clerk of (~~((said board of county commissioners))~~) the county legislative authority stating the (~~((day))~~) date,

hour, and place (~~when and~~) where the hearing on ~~((said))~~ the petition shall take place, shall be published for three consecutive ~~((weekly issues of))~~ weeks in the official paper of the county prior to the ~~((day))~~ date set for ~~((said))~~ the hearing. ~~((Said))~~ The clerk shall also ~~((cause))~~ post a copy of ~~((said))~~ the petition with the names of the petitioners omitted, together with a copy of ~~((said))~~ the notice attached, ~~((to be posted))~~ for not less than fifteen days prior to the ~~((day))~~ date of ~~((said))~~ the hearing in each of three public places within the boundaries of the proposed district, to be previously designated by ~~((him))~~ the clerk and made a matter of record in the proceedings on ~~((said))~~ the petition.

Sec. 5. Section 5, chapter 34, Laws of 1939 as amended by section 3, chapter 254, Laws of 1947 and RCW 52.04.060 are each amended to read as follows:

At the time and place ~~((fixed for))~~ of the hearing on ~~((said))~~ the petition or at any adjournment thereof ~~((as herein provided, the board of county commissioners)),~~ the county legislative authority shall ~~((hear said))~~ consider the petition and shall receive ~~((such))~~ evidence as it ~~((shall))~~ deems material in favor of or opposed to the formation of ~~((such))~~ the district or to the inclusion ~~((therein))~~ or exclusion ~~((therefrom))~~ of any lands ~~((, but))~~. No lands ~~((not within))~~ outside of the boundaries of the proposed district as described in ~~((said))~~ the petition ~~((, shall))~~ may be included within the district without a written ~~((grant))~~ petition describing the land, executed by all persons having ~~((any))~~ an interest of record ~~((therein))~~ in the lands, and filed ~~((in))~~ with the proceedings on ~~((such))~~ the petition. No land within the boundaries described in the petition, except that land which the ~~((commissioners))~~ county legislative authority finds will receive no benefits from the proposed district, ~~((shall))~~ may be excluded from the district.

Sec. 6. Section 6, chapter 34, Laws of 1939 and RCW 52.04.070 are each amended to read as follows:

The ~~((board of county commissioners))~~ county legislative authority ~~((shall have full))~~ has the authority to ~~((hear said))~~ consider the petition and ~~((to determine the same and))~~, if it finds that the lands or any portion of the ~~((same))~~ lands described in ~~((said))~~ the petition, and any lands added thereto by ~~((grant))~~ petition of those interested ~~((therein))~~, will be benefited ~~((thereby))~~ and that the formation of the district will be conducive to the public safety, welfare, and convenience, it shall make a finding by resolution ~~((so find))~~; otherwise it shall deny ~~((said))~~ the petition. If the ~~((board of county commissioners finds in favor of said))~~ county legislative authority approves the petition, it shall designate the name and number of the district, fix the boundaries ~~((thereof))~~ of the district, and ~~((cause))~~ direct that an election ~~((to))~~ be held ~~((therein))~~ within the proposed district for the purpose of determining whether ~~((or not))~~ the district shall be organized under ~~((the provisions of))~~ this ~~((act))~~ title and for the purpose of the election of



~~((At, or immediately prior, to, the opening of the polls for said election, a notice shall be posted by one of the election officials, in a conspicuous place at the polls, stating the day, hour, and place, when and where the returns of said election will be canvassed. Such returns shall be canvassed at the court house of said county on the Monday next following the day of said election, but said canvass may be adjourned from time to time when necessary to await the receipt of election returns, unavoidably delayed. The canvassing officials, upon conclusion of the canvass, shall forthwith certify and transmit the results thereof in writing to the board of county commissioners who shall thereupon examine the same))~~ The results of the election shall be canvassed by the canvassing board of the county and shall be transmitted to the county legislative authority.

Sec. 10. Section 10, chapter 34, Laws of 1939 as amended by section 2, chapter 70, Laws of 1941 and RCW 52.04.110 are each amended to read as follows:

If ~~((it is found upon examination of certificate of the canvassing officials that))~~ three-fifths of all the votes cast at ~~((said))~~ the election were cast for the proposition " . . . . . County Fire Protection District No. . . . . Yes," the ~~((board of county commissioners))~~ county legislative authority shall by resolution ~~((entered in the minutes of its proceedings,))~~ declare ~~((such))~~ the territory ~~((duty))~~ organized as a fire protection district under the name ~~((theretofore))~~ designated and shall declare the three candidates receiving the highest number of votes for fire commissioners the ~~((duty))~~ elected ~~((first))~~ fire commissioners of ~~((said))~~ the district.

Sec. 11. Section 11, chapter 34, Laws of 1939 and RCW 52.04.120 are each amended to read as follows:

The clerk of ~~((said board))~~ the county legislative authority shall ~~((duty))~~ certify a copy of ~~((said))~~ the resolution and ~~((cause the same to be filed for record in the offices of))~~ file it with the county auditor and ~~((of))~~ the county assessor ~~((of said county. Said certified copy shall be entitled to record in these offices without recording fee)).~~

Sec. 12. Section 12, chapter 34, Laws of 1939 as amended by section 4, chapter 254, Laws of 1947 and RCW 52.04.130 are each amended to read as follows:

If the ~~((certificate of the canvassing officials shows))~~ results of the election show that the proposition to organize the proposed fire protection district failed to receive three-fifths of ~~((all))~~ the votes cast ~~((at said election)),~~ the ~~((board of county commissioners))~~ county legislative authority shall ~~((enter a minute to that effect and all proceedings had to create))~~ record this fact and the proposed district shall ~~((become nullified and void))~~ not be formed.

Sec. 13. Section 13, chapter 34, Laws of 1939 and RCW 52.04.140 are each amended to read as follows:

Any person ~~((firm or corporation,))~~ or entity having a substantial interest ~~((involved,))~~ and feeling aggrieved by any finding, determination, or resolution of the ~~((board of county commissioners made))~~ county legislative authority in the proceedings for the organization of a fire protection district under ~~((the provisions of this act))~~ this title, may appeal ~~((from the same))~~ within five days after the ~~((same was made by said board,))~~ action of the county legislative authority to the superior court of ~~((said))~~ the county, in the same manner as ~~((that heretofore generally))~~ provided by law for appeals from the orders and determinations of ~~((said board))~~ the county legislative authority.

Sec. 14. Section 14, chapter 34, Laws of 1939 and RCW 52.04.150 are each amended to read as follows:

After the expiration of five days from the ~~((day))~~ approval of the resolution of the ~~((board of county commissioners))~~ county legislative authority declaring the district to be organized, and ~~((upon))~~ the filing of ~~((said))~~ the certified copies of the resolution of the ((board of county commissioners in the offices of)) county legislative authority with the county auditor and ((of)) the county assessor, ((as aforesaid,)) the creation of the district ((shall be)) is complete and its legal existence cannot thereafter be questioned by any person by reason of ((any)) a defect in the proceedings ((had)) for the organization ((thereof)) of the district.

Sec. 15. Section 46, chapter 34, Laws of 1939 and RCW 52.04.155 are each amended to read as follows:

Fire protection districts may be dissolved ~~((upon))~~ by a majority vote of the registered electors of the district at an election ~~((for that purpose called, noticed, conducted and canvassed in the manner provided in the act for special elections and no further district obligations thereafter shall be incurred, but said election))~~ conducted by the election officials of the county in which the district is located in accordance with the general election laws of the state. The proceedings for dissolution may be initiated by the adoption of a resolution by the board of commissioners of the district calling for the dissolution. The dissolution of the district shall not ((abridge or)) cancel ((any of the)) outstanding obligations of ((said)) the district or of ((any)) a local improvement district ((therein)) within the district, and the county ((board shall have authority to)) legislative authority may make annual levies against ((said)) the lands ((until their respective)) within the district until the obligations ((under)) of the districts are ((fully)) paid. When the obligations are fully paid, all moneys in ((any of the funds of the)) district funds and all collections of unpaid district taxes shall be transferred to the expense fund of the county.

Sec. 16. Section 2, chapter 179, Laws of 1979 ex. sess. and RCW 52.04.180 are each amended to read as follows:



The county legislative authority or authorities shall by resolution call a special election to be held in ~~((such))~~ the city or town and in the fire protection district at the next date provided in RCW 29.13.010 but not less than forty-five days from the date of the declaration of ~~((such))~~ the finding, and shall cause notice of ~~((such))~~ the election to be given as provided for in RCW 29.27.080.

The election on the annexation of the city or town into the fire protection district shall be conducted by the auditor of the county or counties in which the city or town and the fire protection district are located in accordance with the general election laws of the state ~~((and))~~. The results thereof shall be canvassed by the canvassing board of the county or counties. No person ~~((shall be))~~ is entitled to vote at ~~((such))~~ the election unless he or she is ~~((registered to vote))~~ a qualified elector in ~~((said))~~ the city or town or unless he or she is ~~((residing))~~ a qualified elector within the boundaries of the fire protection district ~~((and is registered to vote in a county in which all or a portion of such district is located for at least thirty days preceding the date of the election))~~. The ballot proposition shall be in substantially the following form:

"Shall the city or town of . . . . . be annexed to and be a part of . . . . . fire protection district?

YES \_\_\_\_\_  
NO \_\_\_\_\_"

If a majority of the persons voting on the proposition in the city or town and a majority of the persons voting on the proposition in the fire protection district ~~((shall))~~ vote in favor thereof, the city or town shall ~~((thereupon))~~ be annexed and shall be a part of ~~((such))~~ the fire protection district.

Sec. 17. Section 4, chapter 179, Laws of 1979 ex. sess. and RCW 52.04.190 are each amended to read as follows:

The annual tax levies authorized by chapter 52.16 RCW shall be imposed throughout the fire protection district, including any city or town annexed thereto. Any city or town annexed to a fire protection district ~~((shall be))~~ is entitled to levy up to three dollars and sixty cents per thousand dollars of assessed valuation less any regular levy made by the fire protection district or by a library district ~~((pursuant to the provisions of))~~ under RCW 27.12.390 in the incorporated area ~~((, notwithstanding any other provision of law))~~: PROVIDED, That the limitations upon regular property taxes imposed by chapter 84.55 RCW ~~((shall))~~ apply.

Sec. 18. Section 15, chapter 34, Laws of 1939 as amended by section 5, chapter 164, Laws of 1967 and RCW 52.08.010 are each amended to read as follows:

Fire protection districts created under this ~~((act shall be))~~ title are political subdivisions of the state and shall be held ~~((and construed))~~ to be

municipal corporations within ~~((the provisions of))~~ the laws and Constitution of the state of Washington. ~~((Such))~~ A fire protection district shall constitute a body corporate and ~~((shall))~~ possess all the usual powers of a corporation for public purposes as well as all other powers that may now or hereafter be specifically conferred by law.

Sec. 19. Section 16, chapter 34, Laws of 1939 and RCW 52.08.020 are each amended to read as follows:

~~((Such))~~ Fire protection districts ~~((shall))~~ have full authority to carry out ~~((the objects of their creation))~~ their purposes and to that end ~~((are authorized to))~~ may acquire, purchase, hold, lease, manage, occupy, and sell real and personal property, or any interest therein, to enter into and to perform any and all necessary contracts, to appoint and employ the necessary officers, agents, and employees, to sue and be sued, to exercise the right of eminent domain, to levy and enforce the collection of ~~((taxes))~~ assessments and special taxes in the manner and subject to the limitations ~~((herein))~~ provided in this title against the lands within the district~~(;)~~ for district revenues, and to do any and all lawful acts required and expedient to carry out the purpose of this ~~((act))~~ title.

Sec. 20. Section 18, chapter 34, Laws of 1939 and RCW 52.08.040 are each amended to read as follows:

The taking and damaging of property or property rights ~~((therein or thereto))~~ by ~~((any such))~~ a fire protection district to carry out ~~((any of))~~ the purposes of its organization are ~~((hereby))~~ declared to be for a public use ~~((and any such))~~. A district organized under this ~~((act shall have and))~~ title may exercise the power of eminent domain to acquire ~~((any))~~ property or property rights ~~((therein or thereto))~~ either inside or outside the district, for the use of ~~((such))~~ the district. ~~((Any such))~~ A district exercising the power of eminent domain shall proceed in the name of the district in the manner provided by law for the appropriation of real property or of real property rights ~~((therein or thereto;))~~ by private corporations.

Sec. 21. Section 19, chapter 34, Laws of 1939 and RCW 52.08.050 are each amended to read as follows:

~~((Such))~~ A fire protection district may~~(, at its option;)~~ unite in a single action, proceedings to condemn ~~((for its use;))~~ property which is held by separate owners. Two or more condemnation suits instituted separately may also, in the discretion of the court, upon a motion of an interested party, be consolidated~~((, upon motion of any interested party;))~~ into a single action. In ~~((such))~~ these cases, the jury shall render separate verdicts for each tract of land in different ownership. ~~((No))~~ A finding of the jury ~~((n))~~ or decree of the court as to damages shall not in any ~~((condemnation proceeding instituted by the district shall in any))~~ manner be ~~((held or))~~ construed to abridge or destroy the right of the district to levy and collect taxes for ~~((any and all))~~ district purposes against the uncondemned land

situated within the district. The title acquired by a fire protection district in condemnation proceedings shall be the fee simple title or ~~((such))~~ a lesser estate as ~~((shall be))~~ designated in the decree of appropriation.

Sec. 22. Section 3, chapter 70, Laws of 1941 as last amended by section 49, chapter 195, Laws of 1973 1st ex. sess. and RCW 52.08.060 are each amended to read as follows:

~~((Any))~~ A territory contiguous to a fire protection district and not within the boundaries of a city ~~((or))~~, town, or other fire protection district may be annexed to ~~((such))~~ the fire protection district~~((;))~~ for the purpose of obtaining fire ~~((fighting protection or))~~ suppression and prevention ~~((facilities))~~ services and emergency medical services, by petition of fifteen percent of the qualified registered electors residing within the territory proposed to be annexed. ~~((Such))~~ The petition shall be filed with the fire commissioners of the fire protection district and if the ~~((said))~~ fire commissioners ~~((shall))~~ concur in the ~~((said))~~ petition they shall ~~((then))~~ file ~~((such))~~ the petition with the county auditor who shall within thirty days ~~((from))~~ after the date of the filing ~~((such))~~ of the petition examine the signatures ~~((thereof))~~ on the petition and certify to the sufficiency or insufficiency ~~((thereof))~~ of the signatures. After the county auditor ~~((shall have))~~ has certified ~~((to))~~ the sufficiency of the petition, the proceedings ~~((thereafter))~~ by the ~~((board of county commissioners))~~ county legislative authority and the rights ~~((and))~~, powers, and duties of the ~~((board of county commissioners))~~ county legislative authority, petitioners, and objectors, and the election and canvass ~~((thereof))~~ of the election results shall be the same as in the original proceedings to form a fire protection district: PROVIDED, That the ~~((board of county commissioners shall have authority and it shall be its))~~ county legislative authority has the authority and duty to determine on an equitable basis, the amount of any obligation which the territory to be annexed to the district shall assume~~((, if any;))~~ to place the ~~((taxpayers))~~ property owners of the existing district on a fair and equitable relationship with the ~~((taxpayers))~~ property owners of the territory to be annexed ~~((by reason))~~ as a result of the benefits of ~~((coming into a going))~~ annexing to a district previously supported by the ((taxpayers)) property owners of the existing district((, and such)). This obligation may be paid to the district in yearly benefit charge installments to be fixed by the county ~~((board if within the one dollar per thousand dollars of assessed value annual tax limit and included in))~~ legislative authority. This benefit charge shall be collected with the annual tax levies against the property in ~~((such))~~ the annexed territory until fully paid. The amount of the obligation and the plan of payment ~~((thereof fixed))~~ established by the county ~~((board))~~ legislative authority shall be ~~((set out))~~ described in general terms in the notice of election for annexation and such benefit charge shall be limited to an amount not to exceed a total of fifty cents per thousand dollars of assessed valuation: PROVIDED, HOWEVER, That the special election shall be

held only within the boundaries of the territory proposed to be annexed to ~~((said))~~ the fire protection district. ~~((Upon))~~ On the entry of the order of the ~~((board of county commissioners))~~ county legislative authority incorporating ~~((such contiguous))~~ the territory ~~((with such))~~ into the existing fire protection district~~((s))~~, ~~((said))~~ the territory shall become subject to the indebtedness, bonded or otherwise, of ~~((said))~~ the existing district ~~((in like manner as the territory of said district))~~. ~~((Should such))~~ If the petition ~~((be))~~ is signed by sixty percent of the qualified registered electors residing within the territory proposed to be annexed, and ~~((should))~~ if the board of fire commissioners concur ~~((therein))~~, an election in ~~((such))~~ the territory and a hearing on ~~((such))~~ the petition shall be dispensed with and the ~~((board of county commissioners))~~ county legislative authority shall enter its order incorporating ~~((such))~~ the territory ~~((within))~~ into the ~~((said))~~ existing fire protection district.

Sec. 23. Section 1, chapter 59, Laws of 1965 and RCW 52.08.065 are each amended to read as follows:

The method of annexation provided for in RCW ~~((52.08.066, 52.08.067 and 52.08.068))~~ 52.04.031, 52.04.041, and 52.04.051 shall be an alternate method to that specified in RCW ~~((52.08.060))~~ 52.04.011.

Sec. 24. Section 2, chapter 59, Laws of 1965 and RCW 52.08.066 are each amended to read as follows:

A petition for annexation of an area contiguous to a fire district ~~((may))~~ shall be ~~((made))~~ in writing, addressed to and filed with the board of commissioners of the district to which annexation is desired. It must be signed by the owners, according to the records of the county auditor, of not less than sixty percent of the area of land ~~((for which))~~ included in the annexation ~~((is petitioned))~~ petition, shall set forth a legal description of the property ~~((according to government legal subdivisions or legal plats,))~~ and shall be accompanied by a plat which outlines the boundaries of the property ~~((sought))~~ to be annexed. The petition shall state the financial obligation, if any, to be assumed by the area to be annexed.

Sec. 25. Section 3, chapter 59, Laws of 1965 and RCW 52.08.067 are each amended to read as follows:

If the petition for annexation filed with the board of commissioners complies with the requirements of law, ~~((as proved to the satisfaction of))~~ the board ~~((of commissioners, it))~~ may ~~((entertain))~~ accept the petition, fix ~~((the))~~ a date for public hearing ~~((thereon))~~, and ~~((cause))~~ publish notice of the hearing ~~((to be published in one issue of))~~ in a newspaper of general circulation in the area proposed to be annexed and also ~~((posted))~~ post the notice in three public places within the area proposed for annexation. The notice shall specify the time and place of the hearing and invite interested persons to ~~((appear and voice approval or disapproval of the annexation))~~

attend. The expense of publication ~~((and posting))~~ of the notice shall be ~~((borne by the signers of the petition))~~ paid by the district.

Sec. 26. Section 4, chapter 59, Laws of 1965 and RCW 52.08.068 are each amended to read as follows:

~~((Following))~~ After the hearing, the board of commissioners shall determine by resolution whether ~~((annexation shall be made))~~ the area shall be annexed. It may annex all or any portion of the proposed area but may not include in the annexation ~~((any))~~ property not described in the petition. ~~((Upon passage))~~ After adoption of the resolution a ~~((certified))~~ copy shall be filed with the ~~((board of county commissioners of the county in which the annexed property is located))~~ county legislative authority.

Sec. 27. Section 1, chapter 21, Laws of 1965 as amended by section 29, chapter 42, Laws of 1970 ex. sess. and RCW 52.08.080 are each amended to read as follows:

~~((Any))~~ Fire protection districts may execute ~~((an))~~ executory conditional sales contracts ~~((with any other municipal corporation, the state or any of its political subdivisions, the government of the United States)),~~ installment promissory notes secured by a deed of trust, or mortgages with a governmental entity or ~~((any))~~ a private party for the purchase or sale of any real or personal property, or property rights ~~((, in connection with the exercise of any powers or duties which they now or hereafter are authorized to exercise, if the entire amount of))~~; PROVIDED, That the purchase price specified in ~~((such))~~ a contract or promissory note to purchase property does not result in a total indebtedness in excess of three-eighths of one percent of the value of the taxable property in ~~((such))~~ the fire protection district; PROVIDED FURTHER, That if ~~((such))~~ a proposed purchase contract or promissory note would result in a total indebtedness in excess of ~~((three-eighths of one percent of the value of the taxable property of such fire protection district, as the case may be))~~ that amount, a proposition ~~((in regard))~~ to determine whether ~~((or not such a))~~ that contract or promissory note may be executed shall be submitted to the voters for approval or rejection in the same manner that bond issues for capital purposes are submitted to the voters; AND PROVIDED FURTHER, That ~~((any))~~ a fire protection district may jointly execute contracts, promissory notes, deeds of trust, or mortgages authorized by this section with any governmental entity.

The term "value of the taxable property" shall have the meaning set forth in RCW 39.36.015.

Sec. 28. Section 3, chapter 125, Laws of 1973 and RCW 52.08.090 are each amended to read as follows:

The board of commissioners of each fire district may purchase liability insurance with ~~((such))~~ limits ~~((as they may))~~ it deems reasonable for the purpose of protecting ~~((their))~~ its officials and employees against liability for personal or bodily injuries and property damage arising from their acts

or omissions while performing or in good faith purporting to perform their official duties.

Sec. 29. Section 3, chapter 242, Laws of 1971 ex. sess. and RCW 52.12.015 are each amended to read as follows:

In ~~((any))~~ a fire protection district maintaining a fire department consisting wholly of personnel employed on a full-time, fully-paid basis, there shall be five fire commissioners. The two positions created on boards of fire commissioners by this section shall be filled initially as for a vacancy, except that the appointees shall draw lots, one appointee to serve until the next general fire district election after ~~((May 20, 1971))~~ the appointment, at which two commissioners shall be elected for six-year terms, and the other appointee to serve until the second general fire district election after ~~((May 20, 1971))~~ the appointment, at which two commissioners shall be elected for six-year terms.

Sec. 30. Section 23, chapter 34, Laws of 1939 as amended by section 32, chapter 126, Laws of 1979 ex. sess. and RCW 52.12.020 are each amended to read as follows:

Except as ~~((herein))~~ otherwise provided, the term of fire commissioner ~~((shall be))~~ is six years and shall begin in accordance with RCW 29.04.170. ~~((Except that))~~ Fire protection district elections ((are)) shall be held in odd-numbered years~~((elections shall be called, noticed, conducted, canvassed, and certificates of election issued by the same officials as for general elections for selection of county officials))~~ and shall be conducted by the election officials of the county in accordance with the general election laws of the state.

Sec. 31. Section 24, chapter 34, Laws of 1939 and RCW 52.12.030 are each amended to read as follows:

The polling places for ~~((such))~~ district elections shall be those of the county voting precincts which include any of the territory within the fire ~~((prevention))~~ protection districts~~((, and))~~. District elections may be located outside the boundaries of the district and ~~((no such election))~~ shall not be held to be irregular or void on that account.

Sec. 32. Section 25, chapter 34, Laws of 1939 as last amended by section 1, chapter 101, Laws of 1972 ex. sess. and RCW 52.12.040 are each amended to read as follows:

Not more than sixty nor less than forty-six days prior to the ~~((day))~~ date of election, any resident elector of the district~~((;))~~ desiring to become a candidate for office of fire commissioner~~((;))~~ shall file with the county auditor of ~~((his))~~ the county a statement of ~~((his))~~ candidacy~~((;))~~ for which ~~((no))~~ a fee shall not be charged. ~~((Such))~~ The resident electors so filing ~~((shall be))~~ are entitled to have their names appear as candidates on the ballot for ~~((said))~~ the election.

Sec. 33. Section 27, chapter 34, Laws of 1939 as amended by section 33, chapter 126, Laws of 1979 ex. sess. and RCW 52.12.060 are each amended to read as follows:

At the time of the ~~((next))~~ first general election occurring thirty or more days after the creation of ~~((the))~~ a district, three members of the board of fire commissioners shall be elected. The candidate receiving the highest number of votes shall serve for a term of six years beginning in accordance with RCW 29.04.170, the candidate receiving the next highest number of votes shall serve for a term of four years, ~~((as aforesaid))~~, and the candidate receiving the next highest number of votes shall serve for a term of two years ~~((, as aforesaid))~~. It is the intent of the law that the term of ~~((one))~~ a fire commissioner ~~((only))~~ shall expire biennially and that this relationship be preserved ~~((so))~~ as far as legally possible.

Sec. 34. Section 29, chapter 34, Laws of 1939 and RCW 52.12.070 are each amended to read as follows:

~~((Each fire commissioner))~~ Before beginning the duties of ~~((his))~~ office, each fire commissioner shall take and subscribe ~~((an))~~ the official oath for the faithful discharge of the duties of ~~((his))~~ office as required by RCW 29.01.135, which oath shall be filed in the office of the clerk of the superior court in the county ~~((where))~~ in which the district is situated.

Sec. 35. Section 30, chapter 34, Laws of 1939 as amended by section 2, chapter 112, Laws of 1965 and RCW 52.12.080 are each amended to read as follows:

The fire commissioners ~~((shall organize as a board and))~~ shall elect a chairman from their number and shall appoint a secretary of the district, who may or may not be a member of the board, for such term as they shall by resolution determine ~~((, but if serving as))~~. The secretary, if a member of the board, shall not receive additional compensation for serving as secretary.

The secretary of the district shall keep a record of the proceedings of the board ~~((and))~~, shall perform ~~((such))~~ other duties as ~~((shall be))~~ prescribed by the board or by law, and shall take and subscribe an official oath similar to that ~~((taken and subscribed by))~~ of the fire commissioners which oath shall be filed in the same office as that of the commissioners.

Sec. 36. Section 31, chapter 34, Laws of 1939 as amended by section 8, chapter 254, Laws of 1947 and RCW 52.12.090 are each amended to read as follows:

(1) The office of the fire commissioners and principal place of business of the district shall be at some place within the county in which the district is situated, to be designated by the board of fire commissioners.

(2) The board shall hold regular monthly meetings at ~~((their office on such day))~~ a place and date as ~~((they, by resolution previously adopted, shall))~~ it determines by resolution, and may adjourn ~~((such))~~ its meetings as ~~((may be))~~ required for the proper transaction of business. Special meetings

of the board (~~((may))~~) shall be called at any time (~~((by a majority of the commissioners or by the secretary and the chairman of the board. Any fire commissioner not joining in the call of a special meeting shall be entitled to a three days written notice by mail of the same, specifying generally the business proposed to be transacted at said special meeting, but when at any special meeting of the board all members are present, lack of previous notice thereof shall not invalidate the proceedings))~~) under the provisions of RCW 42.30.080.

Sec. 37. Section 32, chapter 34, Laws of 1939 and RCW 52.12.100 are each amended to read as follows:

All meetings of the board of fire commissioners shall be (~~((public))~~) conducted in accordance with chapter 42.30 RCW and a majority (~~((shall))~~) constitutes a quorum for the transaction of business. All records of the board shall be open to (~~((the))~~) inspection (~~((of any elector of the district at any meeting of the board))~~) in accordance with the provisions of RCW 42.17.250 through 42.17.340. The board (~~((shall have))~~) has the power and (~~((it shall be its))~~) duty to adopt a seal of the district, to manage and conduct the business affairs of the district, to make and execute all necessary contracts, to employ any necessary services, and to (~~((establish and promulgate))~~) adopt reasonable rules (~~((and regulations for the government of))~~) to govern the district and (~~((for the performance of))~~) to perform its functions, and generally to perform all such acts as may be necessary (~~((fully))~~) to carry out the objects of the creation of the district.

Sec. 38. Section 33, chapter 34, Laws of 1939 and RCW 52.16.010 are each amended to read as follows:

It (~~((shall be))~~) is the duty of the county treasurer of the county in which any fire district created under this (~~((act))~~) title is situated to receive and disburse (~~((all))~~) district revenues, to collect (~~((all))~~) taxes and assessments authorized and levied under this (~~((act))~~) title, and to credit (~~((all))~~) district revenues to the proper fund.

Sec. 39. Section 34, chapter 34, Laws of 1939 as last amended by section 120, chapter 167, Laws of 1983 and RCW 52.16.020 are each amended to read as follows:

In each county in which a fire protection district is situated, there (~~((are hereby created))~~) shall be in the county treasurer's office (~~((, for the use))~~) of each (~~((said))~~) district (~~((;))~~) the following funds: (1) Expense fund; (2) reserve fund; (3) local improvement district No. . . . . fund; (~~((and))~~) (4) general obligation bond fund; and (5) such other funds as the board of commissioners of the district may establish. (~~((All))~~) Taxes levied for administrative, operative, and maintenance purposes and for the purchase of (~~((firefighting))~~) fire fighting and emergency medical equipment and apparatus and for the (~~((housing thereof))~~) purchase of real property, when collected, and proceeds from the sale of general obligation bonds shall be placed by the county



treasurer in the ~~((expense))~~ proper fund. ~~((AH))~~ Taxes levied for the payment of general obligation bonds and interest thereon, when collected, shall be placed by the county treasurer in the general obligation bond fund. The board of fire commissioners may include in its annual budget items of possible outlay to be provided for and held in reserve for any district purpose, and taxes shall be levied therefor ~~((, and all))~~. Such taxes, when collected, shall be placed by the county treasurer in the reserve fund ~~((, said))~~. The reserve fund, or any part ~~((thereof))~~ of it, may be transferred by the county treasurer to ~~((any))~~ other funds of the district at any time ~~((upon))~~ by order of the board of fire commissioners. ~~((AH))~~ Special assessments levied against the lands in any improvement district within the district, when collected, shall be placed by the county treasurer in the local improvement district fund for ~~((such))~~ the local improvement district.

Sec. 40. Section 35, chapter 34, Laws of 1939 and RCW 52.16.030 are each amended to read as follows:

Annually after the county board of equalization has equalized the assessments for general tax purposes in that year, the secretary of the district shall prepare and certify a budget of the requirements of each district fund, ~~((certify the same))~~ and deliver it to the ~~((board of))~~ county ~~((commissioners))~~ legislative authority in ample time for it to make tax levies for ~~((the))~~ district purposes ~~((of the district))~~.

Sec. 41. Section 36, chapter 34, Laws of 1939 and RCW 52.16.040 are each amended to read as follows:

At the time of making general tax levies in each year the ~~((board of))~~ county ~~((commissioners))~~ legislative authority shall make the required levies for district purposes against the real and personal property in the district in accordance with the equalized valuations ~~((thereof))~~ of the property for general tax purposes and as a part of ~~((said))~~ the general taxes. ~~((Such))~~ The tax levies shall be a part of the general tax roll and shall be collected as a part of the general taxes against the property in the district.

Sec. 42. Section 37, chapter 34, Laws of 1939 as amended by section 121, chapter 167, Laws of 1983 and RCW 52.16.050 are each amended to read as follows:

The county treasurer shall pay out money received for the account of the district ~~((upon))~~ on warrants issued by the county auditor against the proper funds of the district. ~~((Said))~~ The warrants shall be issued on vouchers approved and signed by a majority of the district board and by the district secretary ~~((thereof))~~. The county treasurer ~~((shall also be authorized to))~~ may also pay general obligation bonds and the accrued interest thereon in accordance with their terms ~~((out of))~~ from the general obligation bond fund when interest or principal payments become due. The county treasurer shall report in writing monthly to the secretary of the district the

amount of money held by ~~((him))~~ the county in each fund and the amounts of receipts and disbursements for each fund during the preceding month.

Sec. 43. Section 39, chapter 34, Laws of 1939 as last amended by section 123, chapter 167, Laws of 1983 and RCW 52.16.070 are each amended to read as follows:

Except as authorized by ~~((virtue of))~~ the issuance and sale of general obligation bonds, ~~((and))~~ the creation of local improvements districts, and the issuance of local improvement bonds and warrants of the fire protection district, the board of fire commissioners ~~((shall have no authority to))~~ may not incur expenses or other financial obligations payable in any year in excess of the aggregate amount of taxes levied for that year, revenues derived from ~~((contracts, leases and fire protection services rendered to any other municipal corporation, person, firm or corporation, or state agency, grants, bequests, gifts or donations whether received from governmental or nongovernmental))~~ all other sources, and the cash balances on hand in the expense and reserve funds of the district on the first day of that year. In the event that there are any unpaid warrants drawn on any district ~~((fund or))~~ funds for expenses and obligations incurred and outstanding at the end of any calendar year, the ~~((same))~~ warrants may be paid from taxes collected in the subsequent year or years ~~((revenues, grants, bequests, gifts or donations))~~ and from other income.

Sec. 44. Section 8, chapter 24, Laws of 1951 2nd ex. sess. as last amended by section 126, chapter 167, Laws of 1983 and RCW 52.16.130 are each amended to read as follows:

To carry out the purposes for which fire protection districts are created, the board of fire commissioners of ~~((any such))~~ a district ~~((is hereby authorized to))~~ may levy each year, in addition to the levy or levies provided in RCW 52.16.120 for the payment of the principal and interest of any outstanding general obligation bonds, an ad valorem tax on all taxable property located in ~~((such))~~ the district not to exceed fifty cents per thousand dollars of assessed value: PROVIDED, That in no case may the total general levy for all purposes, except the levy for the retirement of general obligation bonds, exceed one dollar per thousand dollars of assessed value. Levies in excess of one dollar per thousand dollars of assessed value or in excess of the aggregate dollar rate limitations or both may be made for any district purpose when so authorized at a special election under ~~((the provisions of))~~ RCW 84.52.052. Any such tax when ~~((so))~~ levied shall be certified to the proper county officials for the collection of the ~~((same))~~ tax as for other general taxes. ~~((Such))~~ The taxes when collected shall be placed in the appropriate district fund or funds as provided by law, and shall be paid out on warrants of the auditor of the county in which the district is situated, upon authorization of the board of fire commissioners of ~~((such))~~ the district.

Sec. 45. Section 9, chapter 24, Laws of 1951 2nd ex. sess. as last amended by section 127, chapter 167, Laws of 1983 and RCW 52.16.140 are each amended to read as follows:

Notwithstanding the limitation of dollar rates contained in RCW 52.16.130, the board of fire commissioners of any ~~((such))~~ district ~~((is hereby authorized to))~~ may levy, in addition to any levy for the payment of the principal and interest of ~~((any))~~ outstanding general obligation bonds, an ad valorem tax on all property located in ~~((such))~~ the district of not to exceed fifty cents per thousand dollars of assessed value ~~((when such levy will not take dollar rates which other taxing districts may lawfully claim))~~ and which will not cause the combined levies to exceed the constitutional ~~((and/or))~~ or statutory limitations, and ~~((such))~~ the additional levy, or any portion ~~((thereof))~~ of the levy, may also be made when dollar rates of other taxing units ~~((is))~~ are released ~~((therefor))~~ by agreement with the other taxing units from their authorized levies.

Sec. 46. Section 11, chapter 24, Laws of 1951 2nd ex. sess. and RCW 52.16.150 are each amended to read as follows:

~~((Any))~~ A fire protection district may ~~((by resolution of its board of fire commissioners;))~~ accept and receive in behalf of the district~~((;))~~ any money or property donated, devised, or bequeathed to the district, and may carry out the terms of the donation, devise, or bequest, if within the powers granted by law to fire protection districts~~((or))~~. In the absence of such terms, a fire protection district may expend or use the ~~((same))~~ money or property for ~~((such))~~ district purposes as ~~((shall be))~~ determined by the board.

Sec. 47. Section 3, chapter 13, Laws of 1963 ex. sess. and RCW 52.16.170 are each amended to read as follows:

In the event that ~~((any))~~ lands lie ~~((both))~~ within both a fire protection district and a forest protection assessment area they shall be taxed and~~((or))~~ assessed as follows:

(1) If ~~((such))~~ the lands are wholly unimproved, they shall be subject to forest protection assessments but ~~((shall))~~ not ~~((be subject))~~ to fire protection district levies;

(2) If ~~((such))~~ the lands are wholly improved, they shall be subject to fire protection district levies but ~~((shall))~~ not ~~((be subject))~~ to forest protection assessments;

(3) If ~~((such))~~ the lands are partly improved and partly unimproved they shall be subject both to fire protection district levies and to forest protection assessments: **PROVIDED**, That upon request ~~((being made therefor))~~, accompanied by appropriate legal descriptions, the county assessor shall segregate any unimproved portions which each consist of twenty or more acres, and thereafter ~~((such))~~ the unimproved portion or portions shall be subject only to forest protection assessments.

Sec. 48. Section 40, chapter 34, Laws of 1939 as last amended by section 2, chapter 130, Laws of 1975 1st ex. sess. and RCW 52.20.010 are each amended to read as follows:

~~((In any instance where))~~ If, for fire protection or emergency medical purposes the acquisition, maintenance, and operation of real property, buildings, ~~((fire fighting equipment,))~~ apparatus, and instrumentalities ~~((necessary therefor))~~ needed to provide such services are of special benefit to part or all of the lands in the fire protection district, the board of fire commissioners ~~((shall have authority to))~~ may include ~~((such))~~ the lands in a local improvement district, and ~~((to))~~ may levy special assessments under a mode of annual installments extending over a period not exceeding twenty years on all property specially benefited by any local improvement, on the basis of the special benefits to pay in whole or in part the damages or costs of ~~((any))~~ improvements ordered in ~~((such))~~ the local improvement district. ~~((Such))~~ Local improvement districts may be initiated either by resolution of the board of fire commissioners or by petition signed by the owners of a majority of the acreage of lands to be included within the local improvement district.

If the petition procedure is followed, ~~((said))~~ the petition shall set forth generally the necessity for the creation of a local improvement district, outline the plan of fire or emergency medical protection to be accomplished, and the means by which the cost ~~((of the same))~~ shall be financed. Upon receipt of ~~((said))~~ a petition, the board of fire commissioners of ~~((said))~~ the district shall at its next regular meeting ~~((examine the same))~~ review the petition. The ~~((assessed))~~ owners of ~~((said))~~ the lands as shown on the general tax roll in the county treasurer's office, last equalized, shall be ~~((prima facie evidence of))~~ used to determine the ownership of the lands to be included in ~~((said))~~ the local improvement district. If ~~((said))~~ the petition is ~~((found))~~ sufficient, ~~((said))~~ the district board shall ~~((proceed to))~~ consider the ~~((same))~~ petition and ~~((to))~~ determine whether ~~((such))~~ the proposed local improvement appears feasible and of special benefit to the lands concerned.

~~((In case))~~ If the board of fire commissioners ~~((shall))~~ desire to initiate the formation of a local improvement district by resolution, it shall ~~((first pass))~~ adopt a resolution declaring its intention to order ~~((such))~~ the proposed improvement, ~~((setting))~~ set forth the nature and territorial extent of ~~((such))~~ the proposed improvement, ~~((designating))~~ designate the number of the proposed district, ~~((describing))~~ describe the boundaries ~~((thereof; stating)),~~ state the estimated costs and expenses of the improvement and the proportionate amount ~~((thereof))~~ of the costs which will be borne by the property within the proposed district, and ~~((fixing))~~ fix a date, time, and place for a public hearing on the formation of the proposed district.

Sec. 49. Section 41, chapter 34, Laws of 1939 as amended by section 3, chapter 130, Laws of 1975 1st ex. sess. and RCW 52.20.020 are each amended to read as follows:

If ~~((said))~~ the petition is found insufficient or if ~~((said))~~ the district board ~~((shall))~~ determines that ~~((such))~~ a local improvement district is ~~((unfeasible))~~ not feasible or is of no special benefit to the lands concerned, it shall dismiss ~~((said))~~ the petition. If ~~((said))~~ the district board ~~((shall))~~ approves ~~((said))~~ the petition or adopts a resolution of intention to order an improvement, it shall fix a ~~((day))~~ date, hour, and place for hearing the ~~((same))~~ matter and shall (1) mail notice of ~~((said))~~ the hearing at least fifteen days before the date fixed for the public hearing to the owner or reputed owner of each lot, tract, or parcel of land within the proposed local improvement district as shown on the tax rolls of the county treasurer at the address shown thereon, and (2) publish notice of ~~((said))~~ the hearing in a newspaper of general circulation in the county, ~~((to be selected by said board;))~~ for three consecutive ~~((weekly issues thereof published))~~ weeks prior to the day of ~~((said))~~ the hearing. The cost of ~~((said))~~ publication shall be ~~((advanced or paid in advance by the petitioners or, in the case of initiation by the board of fire commissioners, such costs shall be))~~ paid by the fire protection district. ~~((Such))~~ The notices shall describe the boundaries of the proposed local improvement district and the plan of fire or emergency medical protection proposed, or may refer to the resolution of intention describing the nature and territorial extent of the proposed improvement. ~~((Such))~~ The notices shall state the means by which ~~the~~ cost ~~((of the same))~~ shall be financed, shall state the ~~((day))~~ date, hour, and place of the hearing on ~~((said))~~ the petition and shall be signed by the secretary of the fire protection district. In addition, the notice given each owner or reputed owner by mail shall state the estimated cost and expense of ~~((such))~~ the improvement to be borne by the particular lot, tract, or parcel.

Sec. 50. Section 3, chapter 161, Laws of 1961 as amended by section 4, chapter 130, Laws of 1975 1st ex. sess. and RCW 52.20.025 are each amended to read as follows:

The hearing ~~((for which notice is prescribed in RCW 52.20.020, as now or hereafter amended;))~~ and all subsequent proceedings in connection with the local improvement, including but not limited to the levying, collection, and enforcement of local improvement assessments, and the authorization, issuance, and payment of local improvement bonds and warrants shall be in accordance with the provisions of law applicable to cities and towns set forth in chapters 35.43, 35.44, 35.45, 35.49, 35.50, and 35.53 RCW ~~((as now or hereafter amended, and))~~. Fire protection districts ~~((shall have and))~~ may exercise the powers set forth in ~~((such))~~ those chapters: PROVIDED, That no local improvement guaranty fund ~~((shall))~~ may be created: ~~((AND))~~ PROVIDED(;) FURTHER, That for the purposes of

RCW 52.16.070, 52.20.010, 52.20.020, and 52.20.025, (~~as now or hereafter amended;~~) with respect to the powers granted and the duties imposed in chapters 35.43, 35.44, 35.45, (~~35.49;~~) 35.50, and 35.53 RCW:

(1) The words "city or town" (~~shall be deemed to~~) mean fire protection district.

(2) The secretary of a fire protection district shall perform the duties of the "clerk" or "city or town clerk(~~or~~)."

(3) The board of fire commissioners of a fire protection district shall perform the duties of the "council" or "city or town council" or "legislative authority of a city or town(~~or~~)."

(4) The board of fire commissioners of a fire protection district shall perform the duties of the "mayor(~~or~~)."

(5) The word "ordinance" (~~shall be deemed to~~) means a resolution of the board of fire commissioners of a fire protection district.

(6) The treasurer of the county in which a fire protection district is situated shall perform the duties of the "treasurer" or "city or town treasurer(~~or~~)."

Sec. 51. Section 5, chapter 161, Laws of 1961 and RCW 52.20.027 are each amended to read as follows:

(~~Nothing contained in~~) RCW 52.20.010, 52.20.020, and 52.20.025 shall not apply to any tracts or parcels of wholly forest-type lands within the district which are required to pay forest protection assessments, as required (~~in~~) by RCW 76.04.360; however, both the tax levy or special assessments of the district and the forest patrol assessment shall apply (~~on~~) to the forest land portion of any tract or parcel which is in the district containing a combination of both forest-type lands and nonforest-type lands or improvements: PROVIDED, (~~HOWEVER;~~) That (~~the~~) an owner (~~shall have~~) has the right to have forest-type lands of more than twenty acres in extent separated from land bearing improvements and from nonforest-type lands for (~~such~~) taxation and assessment purposes upon furnishing to the assessor a written request containing the proper legal description.

Sec. 52. Section 45, chapter 34, Laws of 1939 as last amended by section 129, chapter 167, Laws of 1983 and RCW 52.20.060 are each amended to read as follows:

(1) (~~Said~~) The district board (~~shall~~) may also (~~have authority~~), if in accordance with the adopted (~~means~~) method of financing (~~said~~) the local improvement district, (~~to~~) issue and sell at par and accrued interest coupon or registered warrants payable within three years from the date thereof exclusively from the local improvement fund of the district. (~~Such~~) The coupon or registered warrants shall bear semiannual interest and shall be in such form as the board (~~shall~~) determines and shall state on their face that they are payable exclusively from the local improvement

fund of the district. Interest shall be payable on the first day of January and of July. Such warrants may be registered as provided in RCW 39.46.030.

(2) Notwithstanding subsection (1) of this section, such warrants may be issued and sold in accordance with chapter 39.46 RCW.

Sec. 53. Section 21, chapter 34, Laws of 1939 and RCW 52.20.070 are each amended to read as follows:

~~((No))~~ A fire protection district shall not be liable under any contract creating an obligation chargeable against the lands of any local improvement district therein, unless ~~((such))~~ the liability and the extent thereof is specifically stated in ~~((such))~~ the contract.

Sec. 54. Section 1, chapter 111, Laws of 1955 and RCW 52.22.010 are each amended to read as follows:

Territory within a fire protection district may be withdrawn ~~((therefrom))~~ from the district in the same manner provided by law for withdrawal of territory from water districts, as provided by chapter 57.28 RCW.

Sec. 55. Section 8, chapter 237, Laws of 1959 and RCW 52.22.040 are each amended to read as follows:

A city or town encompassing territory withdrawn under ~~((the provisions of))~~ chapter ~~((52.22))~~ 52.08 RCW shall determine the most effective and feasible fire protection and emergency medical protection for the withdrawn territory, or any part thereof, and the legislative authority of the city or town and the commissioners of the fire protection district may, without limitation ~~((on))~~ of any other powers provided by law:

(1) Enter into contracts to the same extent as fire protection districts and cities and towns may enter into contracts under authority of RCW ~~((52.08.030(3)))~~ 52.12.031(3), and

(2) Sell, purchase, rent, lease, or exchange property of every nature.

Sec. 56. Section 9, chapter 237, Laws of 1959 and RCW 52.22.060 are each amended to read as follows:

Fire protection district commissioners residing in territory withdrawn from a fire protection district shall be replaced in the manner provided for the filling of vacancies in RCW ~~((52.12.050))~~ 52.14.050.

Sec. 57. Section 12, chapter 254, Laws of 1947 and RCW 52.24.010 are each amended to read as follows:

A fire protection district ~~((organized under chapter 34, Laws of 1939 as amended))~~ may merge with another ~~((such))~~ adjacent fire protection district ~~((lying adjacent thereto, upon)),~~ on such terms and conditions as they agree upon, in the manner ~~((hereinafter))~~ provided in this title. The district desiring to merge with another district shall ~~((hereinafter))~~ be called the "merging district," and the district into which the merger is to be made shall be called the "merger district."

Sec. 58. Section 13, chapter 254, Laws of 1947 and RCW 52.24.020 are each amended to read as follows:

To effect such a merger, a petition ~~((therefor))~~ to merge shall be filed with the board of the merger district by the commissioners of the merging district. The commissioners of the merging district may sign and file the petition ~~((upon))~~ on their own initiative, and they shall file ~~((such))~~ a petition when it is signed by fifteen percent of the qualified electors resident in the merging district and presented to ~~((them))~~ the board of commissioners. The petition shall state the reasons for the merger ~~((; give a detailed statement of the district's finances, listing its assets and liabilities;))~~, state the terms and conditions under which the merger is proposed ~~((;))~~, and ~~((pray for))~~ request the merger.

Sec. 59. Section 14, chapter 254, Laws of 1947 and RCW 52.24.030 are each amended to read as follows:

The board of the merger district may, by resolution, reject or approve the petition ~~((; or it may concur therein))~~ as presented, or it may modify the terms and conditions of the proposed merger, and shall transmit the petition, together with a copy of its resolution ~~((thereon))~~ to the ~~((merger {merging}))~~ merging district. If the petition is ~~((concurred-in))~~ approved as presented or as modified, the board of the merging district shall ~~((forthwith present the petition))~~ send an elector-signed petition, if there is one, to the auditor of the county in which the merging district is situated, who shall within thirty days examine the signatures ((thereon)) and certify to the sufficiency or insufficiency ((thereof)) of the signatures, and for that purpose ((he)) shall have access to all registration books and records ((in the possession of the registration officers of the election precincts included, in whole or in part, within the merging district. Such books and records shall be prima facie evidence of truth of the certificate)). No signatures may be withdrawn from the petition after the filing. If there is no elector-signed petition, the merging district board shall adopt a resolution calling a special election in the merging district for the purpose of presenting the question of the merger to the electors.

Sec. 60. Section 15, chapter 254, Laws of 1947 and RCW 52.24.040 are each amended to read as follows:

If the auditor finds that the petition contains the signatures of a sufficient number of qualified electors, ~~((he))~~ the auditor shall return it, together with ~~((his))~~ a certificate of sufficiency ~~((attached thereto))~~, to the board of the merging district. ~~((Thereupon such))~~ The board shall then adopt a resolution, calling a special election in the merging district, ~~((at which shall be submitted to the electors thereof, the))~~ for the purpose of presenting the question of the merger to the electors.

Sec. 61. Section 17, chapter 254, Laws of 1947 and RCW 52.24.060 are each amended to read as follows:



If three-fifths of all the qualified electors in the merging district sign the petition to merge, no election on the question of the merger is necessary(~~(-In which case)~~) and the auditor shall return the petition, together with ~~((his))~~ a certificate of sufficiency ~~((attached thereto,))~~ to the board of the merging district. ~~((Thereupon))~~ The boards of the respective districts shall then adopt ~~((their concurrent))~~ resolutions ~~((of merger))~~ declaring the districts merged in the same manner and to the same effect as if the merger had been authorized by an election.

Sec. 62. Section 18, chapter 254, Laws of 1947 and RCW 52.24.070 are each amended to read as follows:

None of the obligations of the merged districts or of a local improvement district ~~((therein shall))~~ located in the merged districts may be affected by the merger and dissolution, and all land liable to be assessed to pay any of ~~((such))~~ the indebtedness shall remain liable to the same extent as if the ~~((merger))~~ districts had not been ~~((made,))~~ merged and any assessments ~~((theretofore))~~ previously levied against the land shall remain unimpaired and shall be collected in the same manner as if ~~((no merger had been made))~~ the districts had not merged. The commissioners of the merged district shall have all the powers ~~((possessed at the time of the merger by the commissioners))~~ of the two districts~~(;)~~ to levy, assess, and cause to be collected all assessments against any land in both districts ~~((which))~~ that may be necessary to ~~((provide for the payment of))~~ pay for the indebtedness thereof, and until the assessments are collected and all indebtedness of the districts paid, separate funds shall be maintained for each district as were maintained before the merger: PROVIDED, That the board of the merged district may, with the consent of the creditors of the districts merged, cancel any or all assessments ~~((theretofore))~~ previously levied, in accordance with the terms and conditions of the merger, ~~((to the end))~~ so that the lands in the respective districts ~~((shall))~~ bear their fair and proportionate share of ~~((such))~~ the indebtedness.

Sec. 63. Section 19, chapter 254, Laws of 1947 and RCW 52.24.080 are each amended to read as follows:

The commissioners of the merging district shall, ~~((forthwith))~~ upon completion of the merger, transfer, convey, and deliver to the merged district all property and funds of the merging district, together with all interest in and right to collect any assessments ~~((theretofore))~~ previously levied.

Sec. 64. Section 5, chapter 176, Laws of 1953 as last amended by section 2, chapter 18, Laws of 1965 ex. sess. and RCW 52.24.090 are each amended to read as follows:

A part of one district may be transferred and merged with an adjacent district ~~((whenever such))~~ if the area can be better served by the merged district. To effect such a merger, a petition, signed by a majority of the

commissioners of the merging district or signed by not less than fifteen per cent of the qualified electors residing in the area to be merged, shall be filed with the commissioners of the merging district~~((Such petition shall be promoted by one or more qualified electors within the area to be transferred))~~, if signed by electors, or with the commissioners of the merger district if signed by commissioners of the merging district. If the commissioners of the merging district ~~((act favorably upon))~~ approve the petition, ~~((then))~~ the petition shall be presented to the commissioners of the merger district. If the commissioners of the merger district ~~((act favorably upon))~~ approve the petition, an election shall be called in the area to be merged.

In the event that either board of fire district commissioners ~~((should))~~ does not ~~((concur with))~~ approve the petition, the petition may then be presented to a county review board established for such purposes~~((:)).~~ If there ~~((be))~~ is no county review board for such purposes then the petition shall be presented to the ~~((state review board and if there be no state review board; then to the county commissioners))~~ legislative body of the county in which the area to be merged is situated, ~~((who))~~ which shall decide if the area can be better served by ~~((such))~~ a merger~~((; upon)).~~ if there is an affirmative decision, an election shall be called in the area to be merged.

A majority of the votes cast ~~((shall be))~~ is necessary to approve the transfer.

Sec. 65. Section 6, chapter 176, Laws of 1953 and RCW 52.24.100 are each amended to read as follows:

If three-fifths of ~~((all))~~ the qualified electors in the area to be merged sign a petition to merge the districts, no election on the question of the merger is necessary, in which case the auditor shall return the petition, together with ~~((his))~~ a certificate of sufficiency ~~((attached thereto))~~, to the board~~((s))~~ of the ~~((merging))~~ merger district~~((s))~~. ~~((Thereupon))~~ The board~~((s))~~ of the ~~((respective))~~ merger district~~((s))~~ shall then adopt ~~((their concurrent))~~ a resolution~~((s of transfer))~~ declaring the portion of the district merged in the same manner and to the same effect as if the same had been authorized by an election.

Sec. 66. Section 1, chapter 34, Laws of 1939 as last amended by section 1, chapter 230, Laws of 1947 and RCW 52.32.010 are each amended to read as follows:

The respective areas, organized and established or attempted to be organized and established under the authority granted in chapter 34, Laws of 1939, as amended, which since their organization and establishment or attempted organization and establishment have continuously maintained their organization as fire protection districts established under the authority of ~~((said))~~ these statutes are ~~((hereby))~~ declared to be ~~((duty))~~ properly organized fire protection districts existing under and by virtue of the ~~((provisions~~

of said)) statutes having in each case, the boundaries set forth in the respective organization proceedings of each of them as shown by the files and records in the offices of the ~~((board of county commissioners))~~ legislative authority and auditor of the county in which the particular area lies.

Sec. 67. Section 1, chapter 255, Laws of 1947 as amended by section 130, chapter 167, Laws of 1983 and RCW 52.34.010 are each amended to read as follows:

The board of fire commissioners of ~~((any))~~ a fire protection district now existing or which may ~~((hereafter))~~ be organized under the laws of ~~((the))~~ this state ~~((of Washington))~~ may commence a special proceeding in the superior court of the state of Washington ~~((in and by which the))~~. These proceedings for the organization of the fire district ~~((or))~~, for the formation of any local improvement district therein, or proceedings for the authorization, issuance, and sale of coupon or registered warrants or general obligation bonds issued pursuant to RCW 52.16.061, either of the fire district or for a local improvement district therein, or both, whether ~~((such))~~ the bonds or coupon or registered warrants~~((, or any of them,))~~ have ~~((or have not))~~ been sold, or proceedings for any contract of the district involving the fire district or any local improvement district therein, and any other proceedings ~~((which))~~ that may affect the legality of the proceedings concerned or any or all of the proceedings above outlined, may be judicially examined, approved, and confirmed.

Sec. 68. Section 2, chapter 255, Laws of 1947 and RCW 52.34.020 are each amended to read as follows:

The board of fire commissioners of the fire protection district shall file in the superior court of the county in which the fire protection district was organized, a petition ~~((praying))~~ requesting in effect that the proceedings ~~((aforesaid or any or all of them))~~ be examined, approved, and confirmed by the court. The petition shall state the facts showing any of the proceedings ~~((which))~~ that the petition asks the court to examine, approve, and confirm, but need allege only generally that the fire protection district was ~~((duty))~~ properly organized and that the first board of fire commissioners was ~~((duty))~~ properly elected.

Sec. 69. Section 3, chapter 255, Laws of 1947 and RCW 52.34.030 are each amended to read as follows:

The court shall ~~((by court order))~~ fix the time for the hearing of ~~((said))~~ the petition and direct the clerk of the court to give notice of the filing of ~~((said))~~ the petition and of the time and place fixed for the hearing ~~((thereof))~~. The notice shall state the time and place ~~((fixed for))~~ of the hearing of the petition ~~((and the prayer of the petition))~~ and that any person interested in ~~((any of))~~ the proceedings sought by the petition to be examined, approved, and confirmed by the court, may on or before the ~~((day~~

~~fixed for~~) date of the hearing of ~~((said))~~ the petition, ~~((demur to or))~~ answer ~~((said))~~ the petition. The petition may be referred to and described in ~~((said))~~ the notice as the petition of the board of fire commissioners of ..... county fire protection district No. .... (giving the county and its number or any other name by which it is officially designated), ~~((praying))~~ requesting that the proceedings (naming them as set out in the ~~((prayer))~~ request of the petition), be examined, approved, and confirmed by ~~((said))~~ the court, and shall be signed by the clerk.

The notice shall be given by posting and publishing ~~((in the same manner and))~~ for the same length of time that the notice of the hearing on the petition before the ~~((board of county commissioners))~~ county legislative body to form the district was required by law to be posted and published, and ~~((the same))~~ it may be published in any legal newspaper designated in the order of the court fixing the time and place of the hearing of the petition and directing the clerk of the court to give notice thereof.

Sec. 70. Section 4, chapter 255, Laws of 1947 and RCW 52.34.040 are each amended to read as follows:

~~((Any))~~ A person interested in ~~((said))~~ the fire protection district, or in ~~((any))~~ a local improvement district therein, involved in the petition or in any proceedings sought by the petition to be examined, approved, and confirmed by the court, may ~~((demur to or))~~ answer ~~((said))~~ the petition. The statutes of this state respecting ~~((demurrers and))~~ answers to verified complaints ~~((shall be))~~ are applicable to ~~((demurrers and))~~ answers to ~~((said))~~ the petition. The person so ~~((demurring to or))~~ answering ~~((said))~~ the petition shall be the defendant ~~((to said))~~ in the special proceeding, and the board of fire commissioners shall be the plaintiff. Every material statement of the petition not specifically controverted by the answer must, for ~~((the))~~ purposes of ~~((said))~~ the special proceedings, be taken as true, and each person failing to answer the petition ~~((shall be))~~ is deemed to admit as true all the material statements of the petition.

Sec. 71. Section 5, chapter 255, Laws of 1947 and RCW 52.34.050 are each amended to read as follows:

The rules of pleading and practice governing civil actions ~~((where not inconsistent with the provisions of this chapter,))~~ are applicable to the special proceedings ~~((herein))~~ provided for except where inconsistent with this chapter. A motion for a new trial must be made upon the minutes of the court and in case of an order granting a new trial, the ~~((same))~~ order must specify the issue to be reexamined ~~((on such))~~ at the new trial~~((, and))~~. The findings of the court ~~((upon))~~ on the other issues shall not be affected by ~~((such))~~ the order granting a new trial.

Sec. 72. Section 6, chapter 255, Laws of 1947 as amended by section 131, chapter 167, Laws of 1983 and RCW 52.34.060 are each amended to read as follows:

~~((Upon))~~ At the hearing of ~~((such))~~ the special proceedings, the court ~~((shall have))~~ has power and jurisdiction to examine and determine the legality and validity of, and to approve and confirm, each and all of the proceedings for the organization of the fire protection district and for the formation of any local improvement district therein under ~~((the provisions of))~~ the law relating to such districts from and including the petition for the organization of the fire district and for the formation of any local improvement district therein and all other proceedings which affect the legality of ~~((said))~~ the districts, or the validity and legality of any coupon or registered warrants or bonds either of the fire district or for a local improvement district therein and all proceedings ~~((had))~~ conducted by the fire district for ~~((any))~~ a contract of the district involving the fire district or ~~((any))~~ a local improvement district therein, and any other proceeding which may affect the legality of ~~((any of))~~ the proceedings concerned.

Sec. 73. Section 7, chapter 255, Laws of 1947 and RCW 52.34.070 are each amended to read as follows:

The court ~~((shall have))~~ has full authority and jurisdiction to consider any question of laches, estoppel, and other infirmities in the position and claims of the defendants, to question the legality of the proceedings sought by the plaintiff to be confirmed by the court, and to pass upon and determine them. The court, in inquiring into the regularity, legality ~~((or))~~, and correctness ~~((of any))~~ of the proceedings sought by the board of fire commissioners in its petition to be examined, approved, and confirmed by the court, must disregard any error, irregularity, or omission which does not affect the substantial rights of the parties to ~~((said))~~ the special proceedings~~((, and))~~. The court may approve and confirm ~~((such))~~ the proceedings in part, and disapprove and declare illegal or invalid other or subsequent parts of the proceedings, or it may approve and confirm all of ~~((such))~~ the proceedings, and make and enter its decree accordingly.

Sec. 74. Section 8, chapter 255, Laws of 1947 and RCW 52.34.080 are each amended to read as follows:

The court shall find and determine, in these special proceedings, whether the notice of the filing of the petition and of the time and place of hearing ~~((thereof))~~ on the petition has been ~~((duty))~~ properly posted and published for the time and in the manner prescribed in this chapter. The costs of the special proceedings may be allowed and apportioned between all the parties, in the court's discretion ~~((of the court))~~.

Sec. 75. Section 9, chapter 255, Laws of 1947 and RCW 52.34.090 are each amended to read as follows:

An appeal from an order granting or refusing a new trial, or from the judgment, in the special proceedings must be taken by the party aggrieved within thirty days after the entry of ~~((said))~~ the order or ~~((said))~~ the judgment.

Sec. 76. Section 28, chapter 34, Laws of 1939 and RCW 52.36.010 are each amended to read as follows:

Special elections submitting propositions to the electors of ~~((the))~~ a fire district may be called at any time ~~((upon))~~ by resolution of the board of ~~((district))~~ fire district commissioners, and shall be ~~((called, noticed, held;))~~ conducted ~~((and canvassed))~~ in the same manner and by the same officials as provided ~~((herein))~~ for the election to determine whether the district shall be created. The qualifications for electors at all district elections shall be the same as for elections at general state and county elections.

Sec. 77. Section 2, chapter 88, Laws of 1969 as amended by section 1, chapter 43, Laws of 1980 and RCW 52.36.025 are each amended to read as follows:

~~((Any))~~ A fire protection district may permit, under conditions prescribed by the fire commissioners of the district, the use of its equipment and personnel beyond the boundaries of ~~((such))~~ the district. Any use made of ~~((such))~~ the equipment or personnel under ~~((the authority of))~~ this section shall be deemed an exercise of a governmental function of ~~((such))~~ the district.

Sec. 78. Section 3, chapter 88, Laws of 1969 and RCW 52.36.027 are each amended to read as follows:

~~((Whenever a fireman))~~ If a fire fighter engages in any duty outside the boundaries of ~~((such))~~ the district ~~((such))~~ the duty shall be considered as part of ~~((his))~~ the duty as ~~((fireman))~~ fire fighter for the district, and a ~~((fireman))~~ fire fighter who is injured while engaged in ~~((such))~~ the district shall be entitled to the same benefits that ~~((he or his))~~ the fire fighter or the fire fighter's dependents would be entitled to receive ~~((had he been injured))~~ if the injury occurred within the district.

Sec. 79. Section 1, chapter 72, Laws of 1949 as amended by section 2, chapter 256, Laws of 1971 ex. sess. and RCW 52.36.060 are each amended to read as follows:

~~((Any))~~ A fire protection district ~~((organized and existing under chapter 34, Laws of 1939, and subsequent amendments thereof, having a full))~~ with a fully-paid fire department~~((; shall have authority))~~ may, by resolution of its board of fire commissioners ~~((to))~~, provide for civil service in its fire department in the same manner, with the same powers, and with the same force and effect as ~~((to such district as that))~~ provided by chapter 41.08 RCW~~((;))~~ for cities, towns, and municipalities, including restrictions against the discharge of an employee because of ~~((his))~~ residence outside the limits of the ~~((city, town, municipality, or))~~ fire protection district.

Sec. 80. Section 1, chapter 256, Laws of 1971 ex. sess. and RCW 52.36.065 are each amended to read as follows:

~~((It is the purpose of RCW 52.36.060 and this section to recognize and to give effect to the existing public policy of this state, expressly declared in RCW 35.21.200 and impliedly recognized in RCW 52.36.060 and 35A.21.040, that))~~ Residence of an employee outside the limits of a ~~((city, town, or))~~ fire protection district ~~((shall))~~ is not ~~((be))~~ grounds for discharge of any regularly-appointed civil service employee otherwise qualified.

Sec. 81. Section 1, chapter 64, Laws of 1975 and RCW 52.36.090 are each amended to read as follows:

Any fire protection district which provides ~~((first-aid-vehicle-service pursuant to RCW 52.08.030, may pursuant to a))~~ emergency medical services, may by resolution establish and collect reasonable charges for ~~((such))~~ these services in order to reimburse the district for its costs of providing ~~((such))~~ emergency medical services.

Sec. 82. Section 1, chapter 102, Laws of 1979 ex. sess. as amended by section 1, chapter 146, Laws of 1983 and RCW 35.21.775 are each amended to read as follows:

Whenever a city or town has located within its territorial limits buildings or equipment, except those leased to a nontax-exempt person or organization, owned by the state or an agency or institution of the state, the state or agency or institution shall contract with the city or town for fire protection services necessary for the protection and safety of personnel and property pursuant to chapter 39.34 RCW, as now or hereafter amended. Nothing in this section shall be construed to require the state, or any state agency or institution, to contract for services which are performed by the staff and equipment of such an entity or by a fire protection district pursuant to RCW ~~((52.36.020))~~ 52.30.020. The director of planning and community affairs shall present in the budget submitted to the governor for the 1983-85 biennium, and each biennium thereafter, an amount sufficient to fund any fire protection service contracts negotiated under the provisions of this section.

Sec. 83. Section 3, chapter 209, Laws of 1969 ex. sess. as last amended by section 4, chapter 256, Laws of 1981 and RCW 41.26.030 are each amended to read as follows:

As used in this chapter, unless a different meaning is plainly required by the context:

(1) "Retirement system" means the "Washington law enforcement officers' and fire fighters' retirement system" provided herein.

(2) (a) "Employer" for persons who establish membership in the retirement system on or before September 30, 1977, means the legislative authority of any city, town, county or district or the elected officials of any municipal corporation that employs any law enforcement officer and/or fire fighter, any authorized association of such municipalities, and, except for

the purposes of RCW 41.26.150, any labor guild, association, or organization, which represents the fire fighters or law enforcement officers of at least seven cities of over 20,000 population and the membership of each local lodge or division of which is composed of at least sixty percent law enforcement officers or fire fighters as defined in this chapter.

(b) "Employer" for persons who establish membership in the retirement system on or after October 1, 1977, means the legislative authority of any city, town, county, or district or the elected officials of any municipal corporation that employs any law enforcement officer and/or fire fighter.

(3) "Law enforcement officer" means any person who is serving on a full time, fully compensated basis as a county sheriff or deputy sheriff, including sheriffs or deputy sheriffs serving under a different title pursuant to a county charter, city police officer, or town marshal or deputy marshal, with the following qualifications:

(a) No person who is serving in a position that is basically clerical or secretarial in nature, and who is not commissioned shall be considered a law enforcement officer;

(b) Only those deputy sheriffs, including those serving under a different title pursuant to county charter, who have successfully completed a civil service examination for deputy sheriff or the equivalent position, where a different title is used, and those persons serving in unclassified positions authorized by RCW 41.14.070 except a private secretary will be considered law enforcement officers;

(c) Only such full time commissioned law enforcement personnel as have been appointed to offices, positions, or ranks in the police department which have been specifically created or otherwise expressly provided for and designated by city charter provision or by ordinance enacted by the legislative body of the city shall be considered city police officers; and

(d) The term "law enforcement officer" also includes the executive secretary of a labor guild, association or organization (which is an employer under RCW 41.26.030(2) as now or hereafter amended) if such individual has five years previous membership in the retirement system established in chapter 41.20 RCW: PROVIDED, That for persons who establish membership in the retirement system on or after October 1, 1977, the provisions of this subparagraph shall not apply.

(4) "Fire fighter" means:

(a) any person who is serving on a full time, fully compensated basis as a member of a fire department of an employer and who is serving in a position which requires passing a civil service examination for fire fighter, or fireman if this title is used by the department, and who is actively employed as such;

(b) anyone who is actively employed as a full time fire fighter where the fire department does not have a civil service examination;

(c) supervisory fire fighter personnel;



(d) any full time executive secretary of an association of fire protection districts authorized under (~~chapter 52.08~~) RCW 52.12.031: PROVIDED, That for persons who establish membership in the retirement system on or after October 1, 1977, the provisions of this subparagraph shall not apply;

(e) the executive secretary of a labor guild, association or organization (which is an employer under RCW 41.26.030(2) as now or hereafter amended), if such individual has five years previous membership in a retirement system established in chapter 41.16 or 41.18 RCW: PROVIDED, That for persons who establish membership in the retirement system on or after October 1, 1977, the provisions of this subparagraph shall not apply;

(f) any person who is serving on a full time, fully compensated basis for an employer, as a fire dispatcher, in a department in which, on March 1, 1970, a dispatcher was required to have passed a civil service examination for fireman or fire fighter; and

(g) any person who on March 1, 1970, was employed on a full time, fully compensated basis by an employer, and who on May 21, 1971 was making retirement contributions under the provisions of chapter 41.16 or 41.18 RCW.

(5) "Retirement board" means the Washington public employees' retirement system board established in chapter 41.40 RCW, including two members of the retirement system and two employer representatives as provided for in RCW 41.26.050. The retirement board shall be called the Washington law enforcement officers' and fire fighters' retirement board and may enter in legal relationships in that name. Any legal relationships entered into in that name prior to the adoption of this 1972 amendatory act are hereby ratified.

(6) "Surviving spouse" means the surviving widow or widower of a member. The word shall not include the divorced spouse of a member.

(7) "Child" or "children" whenever used in this chapter means every natural born child and stepchild where that relationship was in existence prior to the date benefits are payable under this chapter, posthumous child, child legally adopted or made a legal ward of a member prior to the date benefits are payable under this chapter, and illegitimate child legitimized prior to the date any benefits are payable under this chapter, all while unmarried, and either under the age of eighteen years or mentally or physically handicapped as determined by the retirement board except a handicapped person in the full time care of a state institution. A person shall also be deemed to be a child up to and including the age of twenty years and eleven months while attending any high school, college, or vocational or other educational institution accredited, licensed, or approved by the state, in which it is located, including the summer vacation months and all other normal and regular vacation periods at the particular educational institution after which the child returns to school.

(8) "Member" means any fire fighter, law enforcement officer, or other person as would apply under subsections (3) or (4) of this section whose membership is transferred to the Washington law enforcement officers' and fire fighters' retirement system on or after March 1, 1970, and every law enforcement officer and fire fighter who is employed in that capacity on or after such date.

(9) "Retirement fund" means the "Washington law enforcement officers' and fire fighters' retirement system fund" as provided for herein.

(10) "Employee" means any law enforcement officer or fire fighter as defined in subsections (3) and (4) above.

(11) (a) "Beneficiary" for persons who establish membership in the retirement system on or before September 30, 1977, means any person in receipt of a retirement allowance, disability allowance, death benefit, or any other benefit described herein.

(b) "Beneficiary" for persons who establish membership in the retirement system on or after October 1, 1977, means any person in receipt of a retirement allowance or other benefit provided by this chapter resulting from service rendered to an employer by another person.

(12) (a) "Final average salary" for persons who establish membership in the retirement system on or before September 30, 1977, means (i) for a member holding the same position or rank for a minimum of twelve months preceding the date of retirement, the basic salary attached to such same position or rank at time of retirement; (ii) for any other member, including a civil service member who has not served a minimum of twelve months in the same position or rank preceding the date of retirement, the average of the greatest basic salaries payable to such member during any consecutive twenty-four month period within such member's last ten years of service for which service credit is allowed, computed by dividing the total basic salaries payable to such member during the selected twenty-four month period by twenty-four; (iii) in the case of disability of any member, the basic salary payable to such member at the time of disability retirement; (iv) in the case of a member who hereafter vests pursuant to RCW 41.26.090, the basic salary payable to such member at the time of vesting.

(b) "Final average salary" for persons who establish membership in the retirement system on or after October 1, 1977, means the monthly average of the member's basic salary for the highest consecutive sixty months of service prior to such member's retirement, termination, or death. Periods constituting authorized unpaid leaves of absence may not be used in the calculation of final average salary.

(13) (a) "Basic salary" for persons who establish membership in the retirement system on or before September 30, 1977, means the basic monthly rate of salary or wages, including longevity pay but not including

overtime earnings or special salary or wages, upon which pension or retirement benefits will be computed and upon which employer contributions and salary deductions will be based.

(b) "Basic salary" for persons who establish membership in the retirement system on or after October 1, 1977, means salaries or wages earned by a member during a payroll period for personal services, including overtime payments, as reported by the employer on the wage and tax statement submitted to the federal internal revenue service, and shall include wages and salaries deferred under provisions established pursuant to sections 403(b) and 457 of the United States Internal Revenue Code, but shall exclude lump sum payments for deferred annual sick leave, unused accumulated vacation, unused accumulated annual leave, or any form of severance pay: PROVIDED, That in any year in which a member serves in the legislature the member shall have the option of having such member's basic salary be the greater of:

(i) the basic salary the member would have received had such member not served in the legislature; or

(ii) such member's actual basic salary received for nonlegislative public employment and legislative service combined. Any additional contributions to the retirement system required because basic salary under subparagraph (i) of this subsection is greater than basic salary under subparagraph (ii) of this subsection shall be paid by the member for both member and employer contributions.

(14) (a) "Service" for persons who establish membership in the retirement system on or before September 30, 1977, means all periods of employment for an employer as a fire fighter or law enforcement officer, for which compensation is paid, together with periods of suspension not exceeding thirty days in duration. For the purposes of this chapter service shall also include service in the armed forces of the United States as provided in RCW 41.26.190. Credit shall be allowed for all months of service rendered by a member from and after the member's initial commencement of employment as a fire fighter or law enforcement officer, during which the member worked for seventy or more hours, or was on disability leave or disability retirement. Only months of service shall be counted in the computation of any retirement allowance or other benefit provided for in this chapter. In addition to the foregoing, for members retiring after May 21, 1971 who were employed under the coverage of a prior pension act before March 1, 1970, "service" shall include (i) such military service not exceeding five years as was creditable to the member as of March 1, 1970, under the member's particular prior pension act, and (ii) such other periods of service as were then creditable to a particular member under the provisions of RCW 41.18.165, 41.20.160 or 41.20.170. However, in no event shall credit be allowed for any service rendered prior to March 1, 1970, where

the member at the time of rendition of such service was employed in a position covered by a prior pension act, unless such service, at the time credit is claimed therefor, is also creditable under the provisions of such prior act: PROVIDED, That if such member's prior service is not creditable due to the withdrawal of his contributions plus accrued interest thereon from a prior pension system, such member shall be credited with such prior service, as a law enforcement officer or fire fighter, by paying to the Washington law enforcement officers' and fire fighters' retirement system, on or before March 1, 1975, an amount which is equal to that which was withdrawn from the prior system by such member, as a law enforcement officer or fire fighter: PROVIDED FURTHER, That if such member's prior service is not creditable because, although employed in a position covered by a prior pension act, such member had not yet become a member of the pension system governed by such act, such member shall be credited with such prior service as a law enforcement officer or fire fighter, by paying to the Washington law enforcement officers' and fire fighters' retirement system, on or before March 1, 1975, an amount which is equal to the employer's contributions which would have been required under the prior act when such service was rendered if the member had been a member of such system during such period: AND PROVIDED FURTHER, That where a member is employed by two employers at the same time, he shall only be credited with service to one such employer for any month during which he rendered such dual service.

(b) "Service" for persons who establish membership in the retirement system on or after October 1, 1977, means periods of employment by a member for one or more employers for which basic salary is earned for ninety or more hours per calendar month.

Members of the retirement system who are elected or appointed to a state elective position may elect to continue to be members of this retirement system.

Years of service shall be determined by dividing the total number of months of service by twelve. Any fraction of a year of service as so determined shall be taken into account in the computation of such retirement allowance or benefits.

If a member receives basic salary from two or more employers during any calendar month, the individual shall receive one month's service credit during any calendar month in which multiple service for ninety or more hours is rendered.

(15) "Accumulated contributions" means the employee's contributions made by a member plus accrued interest credited thereon.

(16) "Actuarial reserve" means a method of financing a pension or retirement plan wherein reserves are accumulated as the liabilities for benefit payments are incurred in order that sufficient funds will be available on the

date of retirement of each member to pay the member's future benefits during the period of retirement.

(17) "Actuarial valuation" means a mathematical determination of the financial condition of a retirement plan. It includes the computation of the present monetary value of benefits payable to present members, and the present monetary value of future employer and employee contributions, giving effect to mortality among active and retired members and also to the rates of disability, retirement, withdrawal from service, salary and interest earned on investments.

(18) "Disability board" means either the county disability board or the city disability board established in RCW 41.26.110 for persons who establish membership in the retirement system on or before September 30, 1977.

(19) "Disability leave" means the period of six months or any portion thereof during which a member is on leave at an allowance equal to the member's full salary prior to the commencement of disability retirement. The definition contained in this subsection shall apply only to persons who establish membership in the retirement system on or before September 30, 1977.

(20) "Disability retirement" for persons who establish membership in the retirement system on or before September 30, 1977, means the period following termination of a member's disability leave, during which the member is in receipt of a disability retirement allowance.

(21) "Position" means the employment held at any particular time, which may or may not be the same as civil service rank.

(22) "Medical services" for persons who establish membership in the retirement system on or before September 30, 1977, shall include the following as minimum services to be provided. Reasonable charges for these services shall be paid in accordance with RCW 41.26.150.

(a) Hospital expenses: These are the charges made by a hospital, in its own behalf, for

(i) Board and room not to exceed semiprivate room rate unless private room is required by the attending physician due to the condition of the patient.

(ii) Necessary hospital services, other than board and room, furnished by the hospital.

(b) Other medical expenses: The following charges are considered "other medical expenses", provided that they have not been considered as "hospital expenses".

(i) The fees of the following:

(A) A physician or surgeon licensed under the provisions of chapter 18.71 RCW;

(B) An osteopath licensed under the provisions of chapter 18.57 RCW;

(C) A chiropractor licensed under the provisions of chapter 18.25 RCW.

(ii) The charges of a registered graduate nurse other than a nurse who ordinarily resides in the member's home, or is a member of the family of either the member or the member's spouse.

(iii) The charges for the following medical services and supplies:

(A) Drugs and medicines upon a physician's prescription;

(B) Diagnostic x-ray and laboratory examinations;

(C) X-ray, radium, and radioactive isotopes therapy;

(D) Anesthesia and oxygen;

(E) Rental of iron lung and other durable medical and surgical equipment;

(F) Artificial limbs and eyes, and casts, splints, and trusses;

(G) Professional ambulance service when used to transport the member to or from a hospital when he is injured by an accident or stricken by a disease;

(H) Dental charges incurred by a member who sustains an accidental injury to his teeth and who commences treatment by a legally licensed dentist within ninety days after the accident;

(I) Nursing home confinement or hospital extended care facility;

(J) Physical therapy by a registered physical therapist;

(K) Blood transfusions, including the cost of blood and blood plasma not replaced by voluntary donors;

(L) An optometrist licensed under the provisions of chapter 18.53 RCW.

(23) "Regular interest" means such rate as the director may determine.

(24) "Retiree" for persons who establish membership in the retirement system on or after October 1, 1977, means any member in receipt of a retirement allowance or other benefit provided by this chapter resulting from service rendered to an employer by such member.

(25) "Department" means the department of retirement systems created in chapter 41.50 RCW.

(26) "Director" means the director of the department.

(27) "State actuary" or "actuary" means the person appointed pursuant to RCW 44.44.010(2).

(28) "State elective position" means any position held by any person elected or appointed to state-wide office or elected or appointed as a member of the legislature.

Sec. 84. Section 18, chapter 114, Laws of 1929 as last amended by section 163, chapter 3, Laws of 1983 and RCW 57.20.100 are each amended to read as follows:

A district may, in addition to the levies mentioned in RCW 57.16.020, 57.16.040 and 57.20.010, levy a general tax on all property located in the district each year not to exceed fifty cents per thousand dollars of assessed

value against the assessed valuation of the property where such water district maintains a fire department as authorized by RCW 57.16.010 to 57.16.040, inclusive, but such levy shall not be made where any property within such water district lies within the boundaries of any fire protection district created under (~~RCW 52.04.010 to 52.04.160, inclusive~~) Title 52 RCW. The taxes so levied shall be certified for collection as other general taxes, and the proceeds, when collected, shall be placed in such water district funds as the commissioners may direct and paid out on warrants issued for water district purposes.

NEW SECTION. Sec. 85. There is added to chapter 52.14 RCW a new section to be codified as RCW 52.14.015 to read as follows:

In the event a three member board of commissioners of any fire protection district determines by resolution and approves by unanimous vote of the board that it would be in the best interest of the district to increase the number of commissioners from three to five, or in the event the board is presented with a petition signed by fifteen percent of the qualified electors resident within the district calling for such an increase in the number of commissioners of the district, the board shall submit a resolution to the legislative body of the county requesting that an election be held. Upon receipt of the resolution, the legislative authority of the county shall call a special election to be held within the fire protection district at which election the following proposition shall be submitted to the voters:

Shall the board of commissioners of \_\_\_\_\_ county fire protection district no. \_\_\_\_\_ be increased from three members to five members?

Yes \_\_\_\_\_

No \_\_\_\_\_

If the proposition receives a majority approval at the election, the board of commissioners of the fire protection district shall be increased to five members. The two additional members shall be appointed in the same manner as provided in RCW 52.14.020.

NEW SECTION. Sec. 86. There is added to chapter 52.22 RCW a new section to be codified as RCW 52.22.111 to read as follows:

All fire protection districts are governed by Title 52 RCW.

NEW SECTION. Sec. 87. Section 2, chapter 147, Laws of 1975 1st ex. sess. and RCW 52.36.095 are each repealed.

NEW SECTION. Sec. 88. RCW 52.36.040 is decodified.

NEW SECTION. Sec. 89. The following sections of the Revised Code of Washington, as existing or amended by this act, are hereby recodified in existing and new chapters of Title 52 RCW:

(1) RCW 52.04.020 is recodified as RCW 52.02.020;

(2) RCW 52.04.030 is recodified as RCW 52.02.030;

(3) RCW 52.04.040 is recodified as RCW 52.02.040;

- (4) RCW 52.04.050 is recodified as RCW 52.02.050;
- (5) RCW 52.04.060 is recodified as RCW 52.02.060;
- (6) RCW 52.04.070 is recodified as RCW 52.02.070;
- (7) RCW 52.04.080 is recodified as RCW 52.02.080;
- (8) RCW 52.04.090 is recodified as RCW 52.02.090;
- (9) RCW 52.04.100 is recodified as RCW 52.02.100;
- (10) RCW 52.04.110 is recodified as RCW 52.02.110;
- (11) RCW 52.04.120 is recodified as RCW 52.02.120;
- (12) RCW 52.04.130 is recodified as RCW 52.02.130;
- (13) RCW 52.04.140 is recodified as RCW 52.02.140;
- (14) RCW 52.04.150 is recodified as RCW 52.02.150;
- (15) RCW 52.04.155 is recodified as RCW 52.10.010;
- (16) RCW 52.04.170 is recodified as RCW 52.04.061;
- (17) RCW 52.04.180 is recodified as RCW 52.04.071;
- (18) RCW 52.04.190 is recodified as RCW 52.04.081;
- (19) RCW 52.04.200 is recodified as RCW 52.04.101;
- (20) RCW 52.08.010 is recodified as RCW 52.12.011;
- (21) RCW 52.08.020 is recodified as RCW 52.12.021;
- (22) RCW 52.08.030 is recodified as RCW 52.12.031;
- (23) RCW 52.08.040 is recodified as RCW 52.12.041;
- (24) RCW 52.08.050 is recodified as RCW 52.12.051;
- (25) RCW 52.08.060 is recodified as RCW 52.04.011;
- (26) RCW 52.08.065 is recodified as RCW 52.04.021;
- (27) RCW 52.08.066 is recodified as RCW 52.04.031;
- (28) RCW 52.08.067 is recodified as RCW 52.04.041;
- (29) RCW 52.08.068 is recodified as RCW 52.04.051;
- (30) RCW 52.08.080 is recodified as RCW 52.12.061;
- (31) RCW 52.08.090 is recodified as RCW 52.12.071;
- (32) RCW 52.12.010 is recodified as RCW 52.14.010;
- (33) RCW 52.12.015 is recodified as RCW 52.14.020;
- (34) RCW 52.12.020 is recodified as RCW 52.14.025;
- (35) RCW 52.12.030 is recodified as RCW 52.14.030;
- (36) RCW 52.12.040 is recodified as RCW 52.14.040;
- (37) RCW 52.12.050 is recodified as RCW 52.14.050;
- (38) RCW 52.12.060 is recodified as RCW 52.14.060;
- (39) RCW 52.12.070 is recodified as RCW 52.14.070;
- (40) RCW 52.12.080 is recodified as RCW 52.14.080;
- (41) RCW 52.12.090 is recodified as RCW 52.14.090;
- (42) RCW 52.12.100 is recodified as RCW 52.14.100;
- (43) RCW 52.22.010 is recodified as RCW 52.08.011;
- (44) RCW 52.22.020 is recodified as RCW 52.08.021;
- (45) RCW 52.22.040 is recodified as RCW 52.08.035;
- (46) RCW 52.22.050 is recodified as RCW 52.08.041;
- (47) RCW 52.22.060 is recodified as RCW 52.08.051;



- (48) RCW 52.24.010 is recodified as RCW 52.06.010;
- (49) RCW 52.24.020 is recodified as RCW 52.06.020;
- (50) RCW 52.24.030 is recodified as RCW 52.06.030;
- (51) RCW 52.24.040 is recodified as RCW 52.06.040;
- (52) RCW 52.24.050 is recodified as RCW 52.06.050;
- (53) RCW 52.24.060 is recodified as RCW 52.06.060;
- (54) RCW 52.24.070 is recodified as RCW 52.06.070;
- (55) RCW 52.24.080 is recodified as RCW 52.06.080;
- (56) RCW 52.24.085 is recodified as RCW 52.06.085;
- (57) RCW 52.24.090 is recodified as RCW 52.06.090;
- (58) RCW 52.24.100 is recodified as RCW 52.06.100;
- (59) RCW 52.28.010 is recodified as RCW 52.12.101;
- (60) RCW 52.28.020 is recodified as RCW 52.12.102;
- (61) RCW 52.28.030 is recodified as RCW 52.12.103;
- (62) RCW 52.28.040 is recodified as RCW 52.12.104;
- (63) RCW 52.28.050 is recodified as RCW 52.12.105;
- (64) RCW 52.32.010 is recodified as RCW 52.22.011;
- (65) RCW 52.34.010 is recodified as RCW 52.22.021;
- (66) RCW 52.34.020 is recodified as RCW 52.22.031;
- (67) RCW 52.34.030 is recodified as RCW 52.22.041;
- (68) RCW 52.34.040 is recodified as RCW 52.22.051;
- (69) RCW 52.34.050 is recodified as RCW 52.22.061;
- (70) RCW 52.34.060 is recodified as RCW 52.22.071;
- (71) RCW 52.34.070 is recodified as RCW 52.22.081;
- (72) RCW 52.34.080 is recodified as RCW 52.22.091;
- (73) RCW 52.34.090 is recodified as RCW 52.22.101;
- (74) RCW 52.36.010 is recodified as RCW 52.30.010;
- (75) RCW 52.36.020 is recodified as RCW 52.30.020;
- (76) RCW 52.36.025 is recodified as RCW 52.12.111;
- (77) RCW 52.36.027 is recodified as RCW 52.12.121;
- (78) RCW 52.36.060 is recodified as RCW 52.30.040;
- (79) RCW 52.36.065 is recodified as RCW 52.30.050; and
- (80) RCW 52.36.090 is recodified as RCW 52.12.131.

Passed the Senate March 2, 1984.

Passed the House February 24, 1984.

Approved by the Governor March 27, 1984.

Filed in Office of Secretary of State March 27, 1984.

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## CHAPTER 231

[Engrossed Substitute Senate Bill No. 4794]

### CENTENNIAL PARTNERSHIP ACT

AN ACT Relating to the centennial partnership corporation; creating new sections; providing an expiration date; making an appropriation; and declaring an emergency.