

(4) when any person shall win over twenty dollars in money or merchandise from any punch board or pull-tab, every licensee hereunder shall keep a public record thereof for at least ninety days thereafter containing such information as the commission shall deem necessary: **AND PROVIDED FURTHER**, That taxation of bingo and raffles shall never be in an amount greater than ten percent of the gross revenue received therefrom less the amount paid for or as prizes. Taxation of amusement games shall only be in an amount sufficient to pay the actual costs of enforcement of the provisions of this chapter by the county, city or town law enforcement agency and in no event shall such taxation exceed two percent of the gross revenue therefrom less the amount paid for as prizes: **PROVIDED FURTHER**, That no tax shall be imposed under the authority of this chapter on bingo, raffles or amusement games when such activities or any combination thereof are conducted by any bona fide charitable or nonprofit organization as defined in RCW 9.46.020(3), which organization has no paid operating or management personnel and has gross income from bingo, raffles or amusement games, or any combination thereof, not exceeding five thousand dollars per year less the amount paid for as prizes. Taxation of punch boards and pull-tabs shall not exceed five percent of gross receipts, nor shall taxation of social card games exceed twenty percent of the gross revenue from such games.

Passed the Senate April 28, 1985.

Passed the House April 28, 1985.

Approved by the Governor May 21, 1985.

Filed in Office of Secretary of State May 21, 1985.

CHAPTER 469

[Senate Bill No. 3800]

LEGAL PUBLICATIONS—UNIFORMITY

AN ACT Relating to publication; amending RCW 4.28.090, 4.28.110, 8.12.300, 8.12.430, 8.12.460, 12.04.100, 15.28.300, 16.04.050, 17.08.020, 17.08.070, 19.76.100, 25.12.040, 27.40.034, 28B.60.050, 30.44.210, 32.04.040, 35.03.020, 35.07.240, 35.16.020, 35.21.320, 35.21.530, 35.22.060, 35.22.170, 35.23.352, 35.24.220, 35.27.300, 35.33.061, 35.42.080, 35.43.140, 35.44.090, 35.47.010, 35.61.030, 35.61.190, 35.61.260, 35.61.270, 35.70.060, 35.68.030, 35.68.050, 35.70.080, 35.94.020, 35A.09.050, 35A.12.160, 35A.33.060, 36.29.060, 36.34.020, 36.34.090, 36.40.060, 36.40.100, 36.55.040, 36.82.190, 53.20.010, 53.20.050, 53.25.040, 53.25.120, 54.08.010, 56.24.070, 56.24.080, 57.04.030, 57.28.040, 65.12.135, 79.92.090, 80.32.010, 81.64.020, 84.24.030, 85.05.030, 85.05.040, 85.05.072, 85.05.110, 85.05.560, 85.06.030, 85.06.040, 85.06.110, 85.07.020, 85.08.070, 85.15.040, 85.18.040, 85.20.030, 85.20.090, 85.22.030, 85.22.080, 85.24.040, 85.24.070, 85.24.150, 85.32.060, 85.36.010, 86.16.067, 87.03.310, 87.03.430, 87.03.655, 87.03.755, 87.53.080, 87.56.060, 87.56.080, 87.56.130, 88.32.070, 91.08.070, 91.08.310, and 91.08.500; adding a new section to chapter 35.21 RCW; adding a new section to chapter 35.22 RCW; adding a new section to chapter 35.30 RCW; and adding a new section to chapter 35A.21 RCW.

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

Sec. 1. Section 8, chapter 127, Laws of 1893 and RCW 4.28.090 are each amended to read as follows:

Whenever any corporation, created by the laws of this state, or late territory of Washington, does not have an officer in this state upon whom legal service of process can be made, an action or proceeding against ~~((such))~~ the corporation may be commenced in any county where the cause of action may arise, or ~~((said))~~ the corporation may have property, and service may be made upon ~~((such))~~ the corporation by depositing a copy of the summons, writ, or other process, in the office of the secretary of state, which shall be taken, deemed and treated as personal service on ~~((such))~~ the corporation: PROVIDED, A copy of ~~((said))~~ the summons, writ, or other process, shall be deposited in the post office, postage paid, directed to the secretary or other proper officer of ~~((such))~~ the corporation, at the place where the main business of ~~((such))~~ the corporation is transacted, when ~~((such))~~ the place of business is known to the plaintiff, and be published at least once a week for six weeks in ~~((some))~~ a newspaper ~~((printed and published))~~ of general circulation at the seat of government of this state, before ~~((such))~~ the service shall be deemed perfect.

Sec. 2. Section 10, chapter 127, Laws of 1893 as amended by section 2, chapter 86, Laws of 1895 and RCW 4.28.110 are each amended to read as follows:

The publication shall be made in a newspaper ~~((printed and published))~~ of general circulation in the county where the action is brought ~~((and if there be no newspaper in the county, then in a newspaper printed and published in an adjoining county, and if there is no such newspaper in an adjoining county, then in a newspaper printed and published at the capital of the state)))~~ once a week for six consecutive weeks: PROVIDED, That publication of summons shall not be ~~((had))~~ made until after the filing of the complaint, and the service of the summons shall be deemed complete at the expiration of the time prescribed for publication ~~((as aforesaid))~~. The summons must be subscribed by the plaintiff or his attorney or attorneys. The summons shall contain the date of the first publication, and shall require the defendant or defendants upon whom service by publication is desired, to appear and answer the complaint within sixty days from the date of the first publication of ~~((such))~~ the summons; and ~~((said))~~ the summons for publication shall also contain a brief statement of the object of the action. ~~((Said))~~ The summons for publication shall be substantially as follows:

In the superior court of the State of Washington for the county of

.....

....., Plaintiff,
vs. No.
....., Defendant.

The State of Washington to the said (naming the defendant or defendants to be served by publication):

You are hereby summoned to appear within sixty days after the date of the first publication of this summons, to wit, within sixty days after the day of, 1....., and defend the above entitled action in the above entitled court, and answer the complaint of the plaintiff, and serve a copy of your answer upon the undersigned attorneys for plaintiff, at his (or their) office below stated; and in case of your failure so to do, judgment will be rendered against you according to the demand of the complaint, which has been filed with the clerk of said court. (Insert here a brief statement of the object of the action.)

.....
Plaintiff's Attorneys.
P.O. Address
County
Washington.

Sec. 3. Section 25, chapter 153, Laws of 1907 and RCW 8.12.300 are each amended to read as follows:

After the return of such assessment roll, the court shall make an order setting a time for the hearing thereof before the court, which day shall be at least twenty days after return of ((such)) the roll. It shall be the duty of ((such)) the commissioners to give notice of ((such)) the assessment and of the day fixed by the court for the hearing thereof in the following manner:

(1) They shall at least twenty days prior to the date fixed for the hearing on ((said)) the roll, mail to each owner of the property assessed, whose name and address is known to them, a notice substantially in the following form:

"Title of Cause. To: Pursuant to an order of the superior court of the State of Washington, in and for the county of, there will be a hearing in the above entitled cause on at upon the assessment roll prepared by the commissioners heretofore appointed by said court to assess the property specially benefited by the (here describe nature of improvement); and you are hereby required if you desire to make any objections to ((said)) the assessment roll, to file your objections to the same before the date herein fixed for the hearing upon ((said)) the roll, a description of your property and the amount assessed against it for the

aforesaid improvement is as follows: (Description of property and amount assessed against it.)

.....
.....
.....

Commissioners."

(2) They shall cause at least twenty days' notice to be given by posting notice of the hearing on ~~((such))~~ the assessment roll in at least three public places in ~~((such))~~ the city, one of which shall be in the neighborhood of ~~((such))~~ the proposed improvement, and ~~((when a daily newspaper is published in such city;))~~ by publishing the same ~~((in))~~ at least ~~((five successive issues of said paper, or if no daily newspaper is published in such city and a weekly newspaper is published therein, then in at least each issue of such weekly newspaper))~~ for two successive weeks ~~((or if no daily or weekly newspaper is published in such city, then))~~ in ~~((a))~~ the official newspaper ~~((published in the county in which such city is situated. Such))~~ of the city. The notice so required to be posted and published, may be substantially as follows:

"Title of Cause. Special assessment notice. Notice is hereby given to all persons interested, that an assessment roll has been filed in the above entitled cause providing for the assessment upon the property benefited of the cost of (here insert brief description of improvement) and that ~~((said))~~ the roll has been set down for hearing on the day of at The boundaries of ~~((said))~~ the assessment district are substantially as follows: (here insert an approximate description of the assessment district). All persons desiring to object to ~~((said))~~ the assessment roll are required to file their objections before ~~((said))~~ the date fixed for the hearing upon ~~((said))~~ the roll, and appear on the day fixed for hearing before said court.

.....
.....
.....

Commissioners."

Sec. 4. Section 14, chapter 154, Laws of 1915 as amended by section 3, chapter 115, Laws of 1925 ex. sess. and RCW 8.12.430 are each amended to read as follows:

Whenever the assessment for any such improvement shall be payable in installments, the owner of any lot, tract, or parcel of land or other property charged with any such assessment may pay ~~((such))~~ the assessment or any portion thereof, without interest, within thirty days after such notice of ~~((such))~~ the assessment.

The city treasurer shall, as soon as the certified copy of the assessment roll has been placed in his hands for collection, publish a notice in the official newspaper of the city for two consecutive daily or two consecutive

weekly issues, that the ((said)) roll is in his hands for collection and that any assessment thereon or any portion of any such assessment may be paid at any time within thirty days from the date of the first publication of ((said)) the notice without penalty, interest or costs, and the unpaid balance, if any, may be paid in equal annual installments, or any such assessment may be paid at any time after the first thirty days following the date of the first publication of ((such)) the notice by paying the entire unpaid portion thereof with all penalties and costs attached, together with all interest thereon to the date of delinquency of the first installment thereof next falling due.

((Such)) The notice shall further state that the first installment of ((such)) the assessment shall become due and payable during the thirty day period succeeding a date one year after the date of first publication of ((such)) the notice, and annually thereafter each succeeding installment shall become due and payable in like manner.

If the whole or any portion of any assessment remains unpaid after the first thirty day period herein provided for, interest upon the whole unpaid sum shall be charged at the bond rate, and each year thereafter one of ((said)) the installments, together with interest due upon the whole of the unpaid balance, shall be collected, except that where the assessment is payable in twenty years, installments of interest only shall be collected for the first ten years, as provided in RCW 8.12.420.

Any installment not paid prior to the expiration of the thirty day period during which ((such)) the installment is due and payable, shall thereupon become delinquent. All delinquent installments shall be subject to a charge of five percent penalty levied upon both principal and interest due on ((such)) the installments, and all delinquent installments, except installments of interest when the assessment is payable in twenty years, as provided in RCW 8.12.420, shall, until paid, be subject to a charge for interest at the bond rate.

The bonds herein provided for shall not be issued prior to twenty days after the expiration of the thirty days first above mentioned, but may be issued at any time thereafter. In all cases where any sum is paid as herein provided, the same shall be paid to the city treasurer, or to the officer whose duty it is to collect ((said)) the assessments, and all sums so paid shall be applied solely to the payment of the awards, interest and costs of ((such)) the improvements or the redemption of the bonds issued therefor.

~~((In case any city has no official newspaper, any publication required under the provisions of this chapter may be made in any newspaper of general circulation published therein, or in case there be no such newspaper, then in a newspaper published in the county in which such city is located and of general circulation in such city:))~~

Sec. 5. Section 18, chapter 154, Laws of 1915 as amended by section 15, chapter 167, Laws of 1983 and RCW 8.12.460 are each amended to read as follows:

The city treasurer shall pay the interest on the bonds authorized to be issued by this chapter out of the respective local improvement funds from which they are payable. Whenever there shall be sufficient money in any local improvement fund against which bonds have been issued under the provisions of this chapter, over and above sufficient for the payment of interest on all unpaid bonds, to pay the principal of one or more bonds, the treasurer shall call in and pay such bonds. ~~((Such))~~ The bonds shall be called in and paid in their numerical order, commencing with number one. ~~((Such))~~ The call shall be made by publication in the city official newspaper in its first publication following the delinquency of the installment of the assessment or as soon thereafter as is practicable, and shall state that bonds No. (giving the serial numbers of the bonds called) will be paid on the day the next interest payments on ~~((said))~~ the bonds shall become due, and interest on ~~((said))~~ the bonds shall cease upon such date~~((~~PROVIDED~~, That in any city not having an official newspaper, such publication may be made in any newspaper of general circulation published therein, or in case there be no such newspaper, then in a newspaper published in the county in which such city is located and of general circulation in such city))~~.

Sec. 6. Section 27, page 337, Laws of 1873 as amended by section 1720, Code of 1881 and RCW 12.04.100 are each amended to read as follows:

In case personal service cannot be had by reason of the absence of the defendant from the county in which the action is sought to be commenced, it shall be proper to publish the summons or notice with a brief statement of the object and prayer of the claim or complaint, in some ~~((weekly))~~ newspaper ~~((published))~~ of general circulation in the county wherein the action is commenced~~((; or if there is no paper published in such county, then in some newspaper published in the nearest adjoining county))~~, which notice shall be published not less than once a week for three weeks prior to the time fixed for the hearing of the cause, which shall not be less than four weeks from the first publication of ~~((said))~~ the notice.

~~((Said))~~ The notice may be substantially as follows:

The State of Washington, }
County of } ss.

In justice's court, justice.

To

You are hereby notified that has filed a complaint (or claim as the case may be) against you in said court which will come on to be heard at my office in, in county, state of

Washington, on the day of, A.D. 19.., at the hour of o'clock m., and unless you appear and then and there answer, the same will be taken as confessed and the demand of the plaintiff granted. The object and demand of said claim (or complaint, as the case may be) is (here insert a brief statement).

Complaint filed, A.D. 19...

., J. P.

Sec. 7. Section 15.28.300, chapter 11, Laws of 1961 as amended by section 38, chapter 7, Laws of 1975 1st ex. sess. and RCW 15.28.300 are each amended to read as follows:

Every rule, regulation, or order promulgated by the commission shall be filed with the director, and shall be published in a legal ((daily)) newspaper of general circulation in each of the three districts. All such rules, regulations, or orders shall become effective pursuant to the provisions of RCW 34.04.040.

Sec. 8. Section 7, chapter 31, Laws of 1893 and RCW 16.04.050 are each amended to read as follows:

If the owner or keeper of such offending animals is unknown to plaintiff at the commencement of the action, or if on the trial it appears that the defendant is not the proper party, defendant, and the proper party is unknown, service of the summons or notice shall be made by publication, by publishing a copy of the summons or notice, with a notice attached, stating the object of the action and giving a description of the animals seized, in a ((weekly)) newspaper ((published nearest to the residence of)) of general circulation in the area where the plaintiff((, if there be one published in the county; and if not, by posting said summons or notice with said notice attached in three public places in the county, in either case not)) resides less than ten days previous to the day of trial.

Sec. 9. Section 2, chapter 194, Laws of 1937 as amended by section 3, chapter 169, Laws of 1977 ex. sess. and RCW 17.08.020 are each amended to read as follows:

Upon petition of registered land owners representing not less than five percent of the number of farms in the county as shown by the last United States census, the ((boards of)) county ((commissioners)) legislative authorities of the respective counties and the director of the state department of agriculture shall thoroughly investigate, which investigation shall include a public hearing, notice of which shall be posted under the direction of the director of the state department of agriculture, in at least five conspicuous places within the posted area at least fifteen days prior to the hearing. If ((such)) the investigation shall indicate a need therefor there shall be created, by a regularly promulgated order, a weed extermination area or areas, within their counties or within the state of Washington for the purpose of destroying, preventing, and exterminating any particular weed, weeds or

plants, or all weeds or plants, which are now or may hereafter be classed by the agricultural experiment station of Washington State University as noxious or poison weeds or plants detrimental to agriculture or to livestock, when the ~~((boards of))~~ county ~~((commissioners))~~ legislative authorities and the director of the department of agriculture of the state of Washington find the creation of such an area and the extermination of noxious or poison weeds or plants growing thereon to be in the interest of the general public welfare of their respective counties or of the state of Washington, and when ~~((such))~~ the investigation shows that conditions are such as to prevent the organization of a weed district in the manner prescribed in RCW 17.04.010 through 17.04.070, 17.04.240 and 17.04.250. If the ~~((boards of))~~ county ~~((commissioners))~~ legislative authorities and the director of the state department of agriculture cannot agree on the establishment or in other matters pertaining to weed extermination areas, the decision of the director shall be final. Upon the establishing of any weed extermination area or areas as provided in this section, the ~~((boards of))~~ county ~~((commissioners))~~ legislative authorities and the director of the state department of agriculture shall cause this fact to be published once a week for three consecutive weeks in a newspaper ~~((published in the county in which such weed extermination area is situated and))~~ of general circulation in ~~((such))~~ the county in which the weed extermination area is situated and ~~((such))~~ the notice shall state the boundaries of the weed extermination area so established. A weed extermination area when established as provided herein shall be maintained as such for a period of not less than five years. Any weed district organized or reorganized as provided in RCW 17.04.010 through 17.04.070, 17.04.240 and 17.04.250 is hereby authorized to maintain its status and organization and to exercise all powers and subject to the limitations granted to it in prior sections of this chapter, even when part or all of such weed district is also included in a weed extermination area.

Sec. 10. Section 8, chapter 13, Laws of 1957 and RCW 17.08.070 are each amended to read as follows:

Methods and rules to be followed in extermination areas may be changed or modified by the authority setting up the areas whenever in their judgment a change is justified, practical, and in the interest of the public welfare. Upon the determination of methods, rules and regulations to be followed in any area, the boards and the director shall publish ~~((such))~~ the methods, rules, and regulations weekly for three consecutive weeks in a newspaper ~~((published in the county in which the area is located and))~~ of general circulation in the county.

Sec. 11. Section 1, chapter 38, Laws of 1897 as amended by section 1, chapter 302, Laws of 1981 and RCW 19.76.100 are each amended to read as follows:

All persons engaged in the manufacture, bottling or selling of ale, porter, lager beer, soda, mineral water, or other beverages in casks, kegs, bottles or boxes, with their names or other marks of ownership stamped or marked thereon, may file in the office of the secretary of state a description of names or marks so used by them, and ~~((cause))~~ publish the same ~~((to be printed for six successive weeks))~~ in a ~~((weekly newspaper, printed in the English language, in counties where no daily newspaper is printed or published, and in counties where a daily newspaper is printed and published, the same shall be published in a daily))~~ newspaper of general circulation in the county, printed in the English language, ~~((six times))~~ once a week for six successive weeks, in counties where ~~((such))~~ the articles are manufactured, bottled or sold.

Sec. 12. Section 25.12.040, chapter 15, Laws of 1955 and RCW 25.12.040 are each amended to read as follows:

~~((Such))~~ The partnership cannot commence before the filing of the certificate of partnership, and if a false statement is made in ~~((such))~~ the certificate, all the persons subscribing thereto are liable as general partners for all the debts of the partnership. The partners shall, for four consecutive weeks immediately after the filing of the certificate of partnership, publish a copy of it in some ~~((weekly))~~ newspaper ~~((published))~~ of general circulation in the county where the principal place of business of the partnership is, ~~((or if no such paper be published therein, then in some newspaper of general circulation therein;))~~ and until ~~((such))~~ the publication is made and completed, the partnership is to be deemed general.

Sec. 13. Section 1, chapter 159, Laws of 1975 1st ex. sess. and RCW 27.40.034 are each amended to read as follows:

The board of regents may provide, by rule or regulation, for:

(1) The permanent acquisition of documents or materials on loan to the state museum at the University of Washington, if ~~((such))~~ the documents or materials have not been claimed by the owner thereof within ninety days after notice is sent by certified mail, return receipt requested, to the owner at his last known address by the board of regents and if ~~((such))~~ the certified letter be returned because it could not be delivered to the addressee, public notice shall be published by the University of Washington once each week during two successive weeks in a ~~((daily))~~ newspaper circulating in the city of Seattle and the county of King describing the unclaimed documents or materials, giving the name of the reputed owner thereof and requesting all persons who may have any knowledge of the whereabouts of ~~((such))~~ the owner to contact the office of the museum of the University of Washington: PROVIDED HOWEVER, That more than one item may be described in each of ~~((such))~~ the notices;

(2) The return to the rightful owner of documents or materials in the possession of the museum, which documents or materials are determined to have been stolen: PROVIDED, That any person claiming to be the rightful

legal owner of ~~((such))~~ the documents or materials who wishes to challenge ~~((such))~~ the determination by ~~((said))~~ the board shall have the right to commence a declaratory judgment action pursuant to chapter 7.24 RCW in the superior court for King county to determine the validity of his claim of ownership to ~~((such))~~ the documents or materials.

***Sec. 14. Section 28B.60.050, chapter 223, Laws of 1969 ex. sess. and RCW 28B.60.050 are each amended to read as follows:**

For the purpose of organizing a development district, a petition, signed by the required number of holders of title or evidence of title to land within the proposed district shall be presented to the ~~((board of))~~ county ~~((commissioners))~~ legislative authority of the county in which the proposed district or the greater portion thereof, is situated, which petition shall contain the following:

(1) A description of the lands to be included in the operation of the district, in legal subdivisions or fractions thereof, and the name of the county or counties in which ~~((said))~~ the lands are situated.

(2) The signature and post office address of each petitioner, together with the legal description of the particular lands within the proposed district owned by ~~((said))~~ the respective petitioners.

(3) A general statement of the probable location of the community college facilities, either existing or planned, and a brief outline of the plan of improvements contemplated by the organization of the district.

(4) A statement of the number of directors, either three or five, desired for the administration of the district and of the name by which the petitioners desire the district to be designated.

(5) Any other matter deemed material.

(6) A prayer requesting the ~~((board))~~ county legislative authority to take the steps necessary to organize the district.

The petition must be accompanied by a good and sufficient bond, to be approved by the ~~((board of))~~ county ~~((commissioners))~~ legislative authority, in double the amount of the probable cost of organizing the district, and conditioned that the bondsmen will pay all of the costs in case ~~((such))~~ the organization ~~((shall))~~ is not ~~((be effected. Said))~~ affected. The petition shall be presented at a regular meeting of the ~~((said board))~~ county legislative authority, or at any special meeting ordered to consider and act upon ~~((said))~~ the petition, and shall be published at least once a week during the three weeks (three issues) before the time at which the same is to be presented, in ~~((some))~~ a newspaper of general circulation ~~((printed and published))~~ in the county or counties where ~~((said))~~ the petition is to be presented, together with a notice signed by the clerk of the ~~((board of))~~ county ~~((commissioners))~~ legislative authority stating the time of the meeting at which the same will be presented. The ~~((board))~~ county legislative authority shall, in addition to publishing as provided herein, cause a copy of the notice to be mailed to the address for each parcel of property located within the district as set forth in the property

rolls of each county treasurer's office servicing land within the district. However, failure to receive actual notice shall not exempt any land or property from being included in the district.

In the event that the boundaries of the contemplated development district lie within more than one county, the petition shall be presented in the same manner before the ~~((board-of))~~ county ~~((commissioners))~~ legislative authority of each county and the procedures for notice and publication prescribed for one county shall be followed in each county. However, the time of hearing shall be arranged so that the members of the county ~~((commissioners))~~ legislative authority from the county which has the smallest area of the proposed district may attend the hearing in the other county, if they should so desire. The ~~((said))~~ notice, together with a map of the district, shall also be served by registered mail at least thirty days before the ~~((said))~~ hearing upon the chief educational officer for community colleges at Olympia, Washington, who shall, at the expense of the district in case it is later organized, otherwise at the expense of the petitioners' bondsmen, make ~~((such))~~ an investigation of the proposed plans of the community college development district as he may deem necessary, and file a report of his findings together with a statement of his costs, with the ~~((board-of))~~ county ~~((commissioners))~~ legislative authority at or prior to the time or times set for ~~((said))~~ the hearing or hearings.

*Sec. 14 was vetoed, see message at end of chapter.

Sec. 15. Section 30.44.210, chapter 33, Laws of 1955 and RCW 30.44.210 are each amended to read as follows:

After the expiration of two years from the time of mailing the notice, the supervisor shall mail in a securely closed postpaid registered letter, addressed to ~~((such))~~ the person at his last known address, a final notice stating that two years have elapsed since the sending of the notice referred to in RCW 30.44.200, and that the supervisor will sell all the property or articles of value set out in the notice, at a specified time and place, not less than thirty days after the time of mailing ~~((such))~~ the final notice. Unless ~~((such))~~ the person shall, on or before the day mentioned, claim the property, identify himself and offer evidence of his right thereto, to the satisfaction of the supervisor, the supervisor may sell all the property or articles of value listed in the notice, at public auction, at the time and place stated in the final notice: PROVIDED, That a notice of the time and place of sale has been published once within ten days prior to the sale in a newspaper ~~((published))~~ of general circulation in the county where the sale is held. Any such property held by the supervisor, the owner of which is not known, may be sold at public auction after it has been held by the supervisor for two years, provided, that a notice of the time and place of sale has been published once within ten days prior to the sale in a newspaper ~~((published))~~ of general circulation in the county where the sale is held.

Sec. 16. Section 32.04.040, chapter 13, Laws of 1955 and RCW 32-.04.040 are each amended to read as follows:

Any savings bank may make a written application to the supervisor for leave to change its place of business to another place in the same county. The application shall state the reasons for ~~((such))~~ the proposed change, and shall be signed and acknowledged by a majority of its board of trustees. If the proposed place of business is within the limits of the city or town in which the present place of business of the savings bank is located, ~~((such))~~ the change may be made upon the written approval of the supervisor; if beyond ~~((such))~~ the limits, notice of intention to make ~~((such))~~ the application, signed by two principal officers of the savings bank, shall be published once a week for two successive weeks immediately preceding ~~((such))~~ the application in a ~~((daily))~~ newspaper ~~((published))~~ of general circulation in the city of Olympia and shall be published in like manner in a newspaper to be designated by the supervisor, ~~((published))~~ of general circulation in the county in which the present place of business of the bank is located. If the supervisor grants his certificate authorizing the change of location, which in his discretion he may do, the savings bank shall cause ~~((such))~~ the certificate to be published once in each week for two successive weeks in the newspapers in which the notice of application was published. When the requirements of this section have been fully complied with, the savings bank may, upon or after the day specified in the certificate, remove its property and effects to the location designated therein, and thereafter its principal place of business shall be the location so specified; and it shall have all the rights and powers in ~~((such))~~ the new location which it possessed at its former location.

Sec. 17. Section 35.03.020, chapter 7, Laws of 1965 as amended by section 2, chapter 270, Laws of 1969 ex. sess. and RCW 35.03.020 are each amended to read as follows:

A petition shall first be presented under the provisions of RCW 35.03-.005 through 35.03.050 to the county auditor of ~~((such))~~ the county, signed by at least five hundred qualified electors of the county, residents within the limits of ~~((such))~~ the proposed corporation, which petition shall set forth and particularly describe the proposed boundaries of ~~((such))~~ the corporation, state the name of the proposed corporation, and state the number of inhabitants therein as nearly as may be, and shall pray that the same may be incorporated under the provisions of this chapter. The county auditor shall within thirty days from the time of receiving ~~((said))~~ the petition determine that the legal description of the area proposed to be incorporated is correct and that there is a sufficient number of valid signatures. Upon such determination, the county auditor shall transmit ~~((said))~~ the petitions accompanied by the certificate of sufficiency to the ~~((board-of))~~ county ~~((commissioners))~~ legislative authority except that in counties in which a

boundary review board exists under chapter 36.93 RCW, ~~((said))~~ the petition and the certificate of sufficiency shall be transmitted to the boundary review board. If a period of sixty days shall elapse from the filing of the ~~((said))~~ petition with the boundary review board without ~~((such))~~ the board's jurisdiction having been invoked, as provided in RCW 36.93.100, the proposed incorporation shall be deemed to have been approved by the board. Upon presentation of ~~((said))~~ the petition in counties in which there is no boundary review board, the ~~((board of))~~ county ~~((commissioners))~~ legislative authority shall ascertain the number of inhabitants residing within ~~((said))~~ the proposed boundaries. If, in the opinion of the ~~((board of))~~ county ~~((commissioners))~~ legislative authority, the population within ~~((such))~~ the proposed boundaries can be ascertained from the figures compiled from the last federal state census for ~~((said))~~ the county, ~~((such))~~ those population figures shall be used, otherwise ~~((said board of))~~ the county ~~((commissioners))~~ legislative authority shall make an enumeration of all persons residing within ~~((said))~~ the proposed boundaries. If the ~~((board of))~~ county ~~((commissioners shall))~~ legislative authority ascertains that there are twenty thousand or more inhabitants within ~~((said))~~ the proposed boundaries, ~~((they))~~ it shall set a date for hearing on ~~((said))~~ the petition, the same to be published in accordance with the notice required by RCW 29.27.080 prior to ~~((such))~~ the hearing in some newspaper ~~((published in said))~~ of general circulation in the county, together with a notice stating the time and place of the meeting at which ~~((said))~~ the petition will be heard. ~~((Such))~~ The hearing may be adjourned from time to time, not to exceed one month in all, and, on the final hearing, the ~~((board of))~~ county ~~((commissioners))~~ legislative authority shall make such changes in the proposed boundaries as ~~((they))~~ it may find to be proper, but may not enlarge the same, nor reduce the same so that the population therein would be less than twenty thousand inhabitants: PROVIDED, That if the jurisdiction of the boundary review board has been invoked and it has approved the proposed incorporation or has modified it so that the statutory requirements for incorporation have still been satisfied, then the ~~((said))~~ petition shall not be referred to the ~~((board of))~~ county ~~((commissioners))~~ legislative authority for action and hearing thereon as provided above. Within thirty days after the conclusion of the final hearing on the proposed incorporation before a boundary review board, that board shall file its written decision of approval, modification, or rejection with the ~~((board of))~~ county ~~((commissioners))~~ legislative authority.

Sec. 18. Section 35.07.240, chapter 7, Laws of 1965 and RCW 35.07-.240 are each amended to read as follows:

Upon the filing of a petition for the involuntary dissolution of a town, the superior court shall enter an order fixing the time for hearing thereon at a date not less than thirty days from date of filing. The state auditor shall give notice of ~~((such))~~ the hearing by publication in a ~~((weekly))~~ newspaper

of general circulation in the county, once a week for three successive (~~issues~~) weeks, and by posting in three public places in the town, stating therein the purpose of the petition and the date and place of hearing thereon.

Sec. 19. Section 35.16.020, chapter 7, Laws of 1965 and RCW 35.16-.020 are each amended to read as follows:

Notice of a special corporate limit reduction election shall be published for at least four weeks prior to the election in ((~~α~~) the official newspaper (~~(printed and published in)~~) of the city or town. The notice shall distinctly state the proposition to be submitted, shall designate specifically the area proposed to be excluded and the boundaries of the city or town as they would be after the proposed exclusion of territory therefrom and shall require the voters to cast ballots which contain the words "For reduction of corporate limits" and "Against reduction of corporate limits" or words equivalent thereto. This notice shall be in addition to the notice required by chapter 29.27 RCW.

Sec. 20. Section 35.21.320, chapter 7, Laws of 1965 and RCW 35.21-.320 are each amended to read as follows:

All city and town warrants shall draw interest from and after their presentation to the treasurer, but no compound interest shall be paid on any warrant directly or indirectly. The city or town treasurer shall pay all warrants in the order of their number and date of issue whenever there are sufficient funds in the treasury applicable to the payment. If five hundred dollars (or any sum less than five hundred dollars as may be prescribed by ordinance) is accumulated in any fund having warrants outstanding against it, the city or town treasurer shall publish a call for warrants to that amount in the next issue of ((~~α~~) the official newspaper (~~(published in)~~) of the city or town (~~((or posted in three conspicuous places in the municipality if no newspaper is published therein) describing))~~). The notice shall describe the warrants so called by number and specifying the fund upon which they were drawn: PROVIDED, That no call need be made until the amount accumulated is equal to the amount due on the warrant longest outstanding: PROVIDED FURTHER, That no more than two calls shall be made in any one month.

Any city or town treasurer who knowingly fails to call for or pay any warrant in accordance with the provisions of this section shall be fined not less than twenty-five dollars nor more than five hundred dollars and conviction thereof shall be sufficient cause for removal from office.

Sec. 21. Section 35.21.530, chapter 7, Laws of 1965 and RCW 35.21-.530 are each amended to read as follows:

When a city or town codifies its ordinances, it shall file a typewritten or printed copy of ((~~such~~) the codification in the office of the city or town clerk. After the first reading of the title of the adopting ordinance and of

the title of the code to be adopted thereby, the legislative body of the city or town shall schedule a public hearing thereon. Notice of the hearing shall be published once not more than fifteen nor less than ten days prior to the hearing in the official newspaper of the city (~~((published in such city or town))~~), indicating that its ordinances have been compiled, or codified and that a copy of such compilation or codification is on file in the city or town clerk's office for inspection. (~~((If there is no official newspaper, then the notice shall be published in some other newspaper published in the city or town, and if there is no newspaper published in the city or town, then it shall be published or posted in at least three public places in such city or town as the city or town legislative body may direct:))~~) The notice shall state the time and place of the hearing.

Sec. 22. Section 35.22.060, chapter 7, Laws of 1965 as amended by section 8, chapter 47, Laws of 1965 ex. sess. and RCW 35.22.060 are each amended to read as follows:

The board of freeholders shall convene within ten days after their election and frame a charter for the city and within thirty days thereafter, they, or a majority of them, shall submit the charter to the legislative authority of the city, which, within five days thereafter, shall cause it to be published in the (~~((daily newspaper of largest general circulation published in the city, or if no daily newspaper is published therein, then it shall be published in the))~~) newspaper having the largest general circulation within the city at least once each week for four weeks next preceding the day of submitting the same to the electors for their approval.

Sec. 23. Section 35.22.170, chapter 7, Laws of 1965 as amended by section 12, chapter 47, Laws of 1965 ex. sess. and RCW 35.22.170 are each amended to read as follows:

The proposed new, altered or revised charter shall be published in the (~~((daily newspaper of largest general circulation published in the city, or if no daily newspaper is published therein, then it shall be published in the))~~) newspaper having the largest general circulation within the city at least once each week for four weeks next preceding the day of submitting the same to the electors for their approval.

Sec. 24. Section 35.23.352, chapter 7, Laws of 1965 as last amended by section 2, chapter 89, Laws of 1979 ex. sess. and RCW 35.23.352 are each amended to read as follows:

(1) Any second or third class city or any town may construct any public work or improvement by contract or day labor without calling for bids therefor whenever the estimated cost of (~~((such))~~) the work or improvement, including cost of materials, supplies and equipment will not exceed the sum of fifteen thousand dollars. Whenever the cost of (~~((such))~~) the public work or improvement, including materials, supplies and equipment, will exceed

fifteen thousand dollars, the same shall be done by contract. All such contracts shall be let at public bidding upon posting notice calling for sealed bids upon the work. ~~((Such))~~ The notice thereof shall be posted in a public place in the city or town and by publication in the official newspaper once each week for two consecutive weeks before the date fixed for opening the bids. The notice shall generally state the nature of the work to be done that plans and specifications therefor shall then be on file in the city or town hall for public inspections, and require that bids be sealed and filed with the council or commission within the time specified therein. Each bid shall be accompanied by a bid proposal deposit in the form of a cashier's check, postal money order, or surety bond to the council or commission for a sum of not less than five percent of the amount of the bid, and no bid shall be considered unless accompanied by such bid proposal deposit. ~~((If there is no official newspaper the notice shall be published in a newspaper published or of general circulation in the city or town.))~~ The council or commission of the city or town shall let the contract to the lowest responsible bidder or shall have power by resolution to reject any or all bids and to make further calls for bids in the same manner as the original call. When the contract is let then all bid proposal deposits shall be returned to the bidders except that of the successful bidder which shall be retained until a contract is entered into and a bond to perform the work furnished, with surety satisfactory to the council or commission, in the full amount of the contract price. If the bidder fails to enter into the contract in accordance with his bid and furnish ~~((such))~~ a bond within ten days from the date at which he is notified that he is the successful bidder, the check or postal money order and the amount thereof shall be forfeited to the council or commission or the council or commission shall recover the amount of the surety bond. If no bid is received on the first call the council or commission may readvertise and make a second call, or may enter into a contract without any further call or may purchase the supplies, material or equipment and perform ~~((such))~~ the work or improvement by day labor.

(2) In addition to the procedures of subsection (1) of this section, a second or third class city or a town may use a small works roster and award contracts under this subsection for contracts of twenty thousand dollars or less.

(a) The city or town may maintain a small works roster comprised of all contractors who have requested to be on the roster and are, where required by law, properly licensed or registered to perform such work in this state.

(b) Whenever work is done by contract, the estimated cost of which is twenty thousand dollars or less, and the city uses the small works roster, the city or town shall invite proposals from all appropriate contractors on the small works roster: PROVIDED, That whenever possible, the city or town shall invite at least one proposal from a minority contractor who shall

otherwise qualify under this section. ~~((Such))~~ The invitation shall include an estimate of the scope and nature of the work to be performed, and materials and equipment to be furnished.

(c) When awarding such a contract for work, the estimated cost of which is twenty thousand dollars or less, the city or town shall award the contract to the contractor submitting the lowest responsible bid.

(3) Any purchase of supplies, material, equipment or services other than professional services, except for public work or improvement, where the cost thereof exceeds two thousand dollars shall be made upon call for bids: PROVIDED, That the limitations herein shall not apply to any purchases of materials at auctions conducted by the government of the United States, any agency thereof or by the state of Washington or a political subdivision thereof.

(4) Bids shall be called annually and at a time and in the manner prescribed by ordinance for the publication in a newspaper published or of general circulation in the city or town of all notices or newspaper publications required by law. The contract shall be awarded to the lowest responsible bidder.

(5) For advertisement and competitive bidding to be dispensed with as to purchases between two thousand and four thousand dollars, the city legislative authority must authorize by resolution a procedure for securing telephone and/or written quotations from enough vendors to assure establishment of a competitive price and for awarding ~~((such))~~ the contracts for purchase of materials, equipment, or services to the lowest responsible bidder. Immediately after the award is made, the bid quotations obtained shall be recorded and open to public inspection and shall be available by telephone inquiry.

Sec. 25. Section 35.24.220, chapter 7, Laws of 1965 and RCW 35.24.220 are each amended to read as follows:

Every ordinance of a city of the third class shall be published at least once in ~~((a newspaper published in the city, such publication to be made in))~~ the city's official newspaper ~~((if there is one. If there is no official newspaper or other newspaper published in the city then publication shall be made by printing and posting the ordinance in at least three public places in the city in such manner as the city council may direct))~~.

Sec. 26. Section 35.27.300, chapter 7, Laws of 1965 and RCW 35.27.300 are each amended to read as follows:

Every ordinance shall be published at least once in ~~((a))~~ the official newspaper ~~((published in))~~ of the town ~~((or, if there is no such newspaper, it shall be printed and posted in at least three public places therein))~~.

Sec. 27. Section 8, chapter 95, Laws of 1969 ex. sess. as amended by section 2, chapter 67, Laws of 1973 and RCW 35.33.061 are each amended to read as follows:

Immediately following the filing of the preliminary budget with the clerk, the clerk shall publish a notice once each week for two consecutive weeks stating that the preliminary budget for the ensuing fiscal year has been filed with the clerk; that a copy thereof will be furnished to any taxpayer who will call at the clerk's office therefor and that the legislative body of the city or town will meet on or before the first Monday of the month next preceding the beginning of the ensuing fiscal year for the purpose of fixing the final budget, designating the date, time and place of the legislative budget meeting and that any taxpayer may appear thereat and be heard for or against any part of the budget. The publication of ~~((such))~~ the notice shall be made in the official newspaper of the city or town ~~((if there is one, otherwise in a newspaper of general circulation in the city or town or if there be no newspaper of general circulation in the city or town, then by posting in three public places fixed by ordinance as the official places for posting the city's or town's official notices))~~.

Sec. 28. Section 35.42.080, chapter 7, Laws of 1965 and RCW 35.42-.080 are each amended to read as follows:

A lease and lease back agreement requiring a lessee to build on city or town property shall be made pursuant to a call for bids upon terms most advantageous to the city or town. The call for bids shall be given by posting notice thereof in a public place in the city or town and by publication in the official newspaper of the city or town once each week for two consecutive weeks before the date fixed for opening the bids. ~~((If there is no official newspaper, the notice shall be published in a newspaper of general circulation in the city or town.))~~ The city council or commission of the city or town may by resolution reject all bids and make further calls for bids in the same manner as the original call. If no bid is received on the first call, the city council or commission may readvertise and make a second call, or may execute a lease without any further call for bids.

Sec. 29. Section 35.43.140, chapter 7, Laws of 1965 as amended by section 1, chapter 203, Laws of 1984 and RCW 35.43.140 are each amended to read as follows:

Any local improvement to be paid for in whole or in part by the levy and collection of assessments upon the property within the proposed improvement district may be initiated by a resolution of the city or town council or other legislative authority of the city or town, declaring its intention to order the improvement, setting forth the nature and territorial extent of the improvement and notifying all persons who may desire to object thereto to appear and present their objections at a time to be fixed therein.

In the case of trunk sewers and trunk water mains the resolution must describe the routes along which the trunk sewer, subsewer and branches of trunk water main and laterals are to be constructed.

In case of dikes or other structures to protect the city or town or any part thereof from overflow or to open, deepen, straighten, or enlarge watercourses, waterways and other channels the resolution must set forth the place of commencement and ending thereof and the route to be used.

In the case of auxiliary water systems, or extensions thereof or additions thereto for protection of the city or town or any part thereof from fire, the resolution must set forth the routes along which the auxiliary water system or extensions thereof or additions thereto are to be constructed and specifications of the structures or works necessary thereto or forming a part thereof.

The resolution shall be published in at least two consecutive issues of the official newspaper of the city or town, (~~(or if there is no official newspaper, in any legal newspaper of general circulation therein;)~~) the first publication to be at least fifteen days before the day fixed for the hearing.

The hearing herein required may be held before the city or town council, or other legislative authority, or before a committee thereof. The legislative authority of a city having a population of fifteen thousand or more may designate an officer to conduct the hearings. The committee or hearing officer shall report recommendations on the resolution to the legislative authority for final action.

Sec. 30. Section 35.44.090, chapter 7, Laws of 1965 and RCW 35.44-.090 are each amended to read as follows:

At least fifteen days before the date fixed for hearing, notice thereof shall be mailed to the owner or reputed owner of the property whose name appears on the assessment roll, at the address shown on the tax rolls of the county treasurer for each item of property described on the list. In addition thereto the notice shall be published at least five times in (~~(a daily)~~) the official newspaper (~~(or at least two times in a weekly newspaper)~~) of the city or town, the last publication to be at least fifteen days before the date fixed for hearing.

~~((If the city or town has an official newspaper, the notice must be published therein; otherwise it may be published in any legal newspaper of general circulation in the city or town.))~~

Sec. 31. Section 1, chapter 6, Laws of 1965 ex. sess. and RCW 35.47-.010 are each amended to read as follows:

Any city or town having any outstanding and unpaid local improvement bonds or warrants issued in connection with a local improvement therein to which the local guaranty fund law is not applicable and that have been delinquent for more than fifteen years, by ordinance, may direct that the money, if any, remaining in a given local improvement fund for which no real property is held in trust shall be distributed by the city or town on a pro rata basis, without any reference to numerical order, to the holders of outstanding bonds or warrants for each such fund, excluding the accrued

interest thereon. If ~~((such))~~ the outstanding bonds or warrants are not presented for payment within one year after the last date of publication of notice provided for herein, the money being held in the local improvement fund of a city or town shall be deemed abandoned, and shall be transferred to the city or town general fund: PROVIDED, That ~~((such))~~ the city or town shall publish a notice once each week for two successive weeks in ~~((a))~~ the official newspaper ~~((published in such))~~ of the city or town in which it is indicated that L.I.D. bonds for L.I.D. improvement Nos. to inclusive must be presented to the city or town for payment not later than one year from this date or the money being held in the local improvement fund of the city or town shall be transferred to the city or town general fund.

Sec. 32. Section 35.61.030, chapter 7, Laws of 1965 and RCW 35.61-.030 are each amended to read as follows:

In submitting the ~~((said))~~ question to the voters for their approval or rejection, the city council or commission shall pass an ordinance declaring its intention to submit the proposition of creating a metropolitan park district to the qualified voters of the city. The ordinance shall be published once a week for ~~((at least five days))~~ two consecutive weeks in ~~((a daily))~~ the official newspaper ~~((published in))~~ of the city, and the city council or commission shall cause to be placed upon the ballot for the election, at the proper place, the proposition which shall be expressed in the following terms:

- "For the formation of a metropolitan park district."
- "Against the formation of a metropolitan park district."

Sec. 33. Section 35.61.190, chapter 7, Laws of 1965 and RCW 35.61-.190 are each amended to read as follows:

Whenever there is money in the metropolitan park district fund and the commissioners of the park district deem it advisable to apply any part thereof to the payment of bonded indebtedness, they shall advertise in a ~~((daily))~~ newspaper ~~((published))~~ of general circulation within ~~((said))~~ the park district for the presentation to them for payment of as many bonds as they may desire to pay with the funds on hand, the bonds to be paid in numerical order, beginning with the lowest number outstanding and called by number.

Thirty days after the first publication of the notice by the board calling in bonds they shall cease to bear interest, and this shall be stated in the notice.

Sec. 34. Section 35.61.260, chapter 7, Laws of 1965 and RCW 35.61-.260 are each amended to read as follows:

Upon the filing of an annexation petition with the board of park commissioners, if the commissioners concur in the petition, they shall provide for a hearing to be held for the discussion of the proposed annexation at the

office of the board of park commissioners, and shall give due notice thereof by publication at least ~~((five days))~~ once a week for two consecutive weeks before the hearing in a ~~((daily))~~ newspaper ~~((published))~~ of general circulation in the park district.

Sec. 35. Section 35.61.270, chapter 7, Laws of 1965 and RCW 35.61-.270 are each amended to read as follows:

If the park commissioners concur in the petition, they shall cause the proposal to be submitted to the electors of ~~((such))~~ the territory proposed to be annexed, at an election to be held in ~~((such))~~ the territory, which shall be called, canvassed and conducted in accordance with the general election laws. The board of park commissioners by resolution shall fix a time for the holding of the election to determine the question of annexation, and in addition to the notice required by RCW 29.27.080 shall give notice thereof by causing notice to be published ~~((for five days in five))~~ once a week for two consecutive ~~((issues of))~~ weeks in a ~~((daily))~~ newspaper ~~((published in said))~~ of general circulation in the park district, and by posting notices in five public places within the territory proposed to be annexed in ~~((said))~~ the district.

The ballot to be used at ~~((such))~~ the election shall be in the following form:

- "For annexation to metropolitan park district."
- "Against annexation to metropolitan park district."

Sec. 36. Section 35.70.060, chapter 7, Laws of 1965 and RCW 35.70-.060 are each amended to read as follows:

The notice shall be served:

(1) By delivering a copy to the owner or reputed owner of each parcel of land affected, or to the authorized agent of the owners, or

(2) By leaving a copy thereof at the usual place of abode of ~~((such))~~ the owner in the city or town with a person of suitable age and discretion residing therein, or

(3) If the owner is a nonresident of the city or town and his place of residence is known by mailing a copy to the owner addressed to his last known place of residence, or

(4) If the place of residence of the owner is unknown or if the owner of any parcel of land affected is unknown, by publication in ~~((two weekly issues of))~~ the official newspaper of ~~((such))~~ the city or town ~~((or if there be no official newspaper then in any weekly newspaper published in said city or town. Such))~~ once a week for two consecutive weeks. The notice shall specify a reasonable time within which ~~((said))~~ the sidewalk shall be constructed which in the case of publication of the notice shall not be less than sixty days from the date of the first publication of such notice.

Sec. 37. Section 35.68.030, chapter 7, Laws of 1965 and RCW 35.68-.030 are each amended to read as follows:

If all or any portion of the cost is to be assessed against the abutting property owner, or if the abutting property owner is required to construct the improvement, the resolution shall fix a time from and after its passage, and a place, for hearing on the resolution. The resolution shall be published for two consecutive weeks before the time of hearing in the official newspaper or regularly published official publication of the city or town and a notice of the date of ~~((such))~~ the hearing shall be given each owner or reputed owner of the abutting property by mailing to the owner or reputed owner of the property as shown on the tax rolls of the county treasurer, at the address shown thereon a notice of the date of hearing, ~~((such))~~ the mailing to be at least ten days before the date fixed for ~~((such))~~ the hearing. ~~((If there be no official newspaper or official publication in the city the resolution may be published in any newspaper of general circulation therein:))~~ If the publication and mailing is made as herein required, proof thereof by affidavit shall be filed with the city clerk, comptroller or auditor of the city before the hearing. The hearing may be postponed from time to time to a definite date until the hearing is held. At the time of hearing the council shall hear persons who appear for or against the improvement, and determine whether it will or will not proceed with the improvement and whether it will make any changes in the original plan, and what the changes shall be. This action may be taken by motion adopted in the usual manner.

Sec. 38. Section 35.68.050, chapter 7, Laws of 1965 and RCW 35.68-.050 are each amended to read as follows:

Where all or any portion of the costs are to be assessed against the abutting property, an assessment roll shall be prepared by the proper city official or by the city council which shall to the extent necessary be based on benefits and which shall describe the property assessed, the name of the owner, if known, otherwise stating that the owner is unknown and fixing the amount of the assessment. The assessment roll shall be filed with the city clerk, and when so filed the council shall by resolution fix a date for hearing thereon and direct the clerk to give notice of ~~((such))~~ the hearing and the time and place thereof. The notice of hearing shall be mailed to the person whose name appears on the county treasurer's tax roll as the owner or reputed owner of the property, at the address shown thereon, and shall be published before the date fixed for the hearing for two consecutive weeks in the official newspaper or regular official publication of the city ~~((; or if there is no official newspaper or official publication, in a newspaper of general circulation in the city))~~. The notice shall be mailed and first publication made at least ten days before the hearing date. Proof of mailing and publication shall be made by affidavit and shall be filed with the city clerk before the date fixed for the hearing. Following the hearing the city council shall by ordinance affirm, modify, or reject or order recasting of the assessment roll. An appeal may be taken to the superior court from the ordinance confirming the assessment roll in the same manner as is provided for appeals

from the assessment roll by chapters 35.43 to 35.54 RCW, inclusive, as now or hereafter amended.

Sec. 39. Section 35.70.080, chapter 7, Laws of 1965 and RCW 35.70-.080 are each amended to read as follows:

Thereupon the city or town council shall set a date for hearing any protests against the proposed assessment roll and shall cause a notice of the time and place of ~~((said))~~ the hearing to be published once a week for two successive weeks in the official newspaper of ~~((said))~~ the city or town ~~((or if there is no official newspaper then in any weekly newspaper published in such city or town))~~, the date of ~~((said))~~ the hearing to be not less than thirty days from the date of the first publication of ~~((said))~~ the notice. At the hearing or at any adjournment thereof the council by ordinance shall assess the cost of constructing the sidewalk against the abutting property in accordance with the benefits thereto.

Sec. 40. Section 35.94.020, chapter 7, Laws of 1965 and RCW 35.94-.020 are each amended to read as follows:

The legislative authority of the city, if it deems it advisable to lease or sell ~~((such))~~ the works, plant, or system, or any part thereof, shall adopt a resolution stating whether it desires to lease or sell. If it desires to lease, the resolution shall state the general terms and conditions of the lease, but not the rent. If it desires to sell the general terms of sale shall be stated, but not the price. The resolution shall direct the city clerk, or other proper official, to publish the resolution not less than once a week for four weeks in the official newspaper of the city ~~((if there is one, or if not, then in any newspaper published in the city, or if there is none, then in any newspaper published in the county in which the city is located))~~, together with a notice calling for sealed bids to be filed with the clerk or other proper official not later than a certain time, accompanied by a certified check payable to the order of the city, for such amount as the resolution shall require, or a deposit of a like sum in money. Each bid shall state that the bidder agrees that if his bid is accepted and he fails to comply therewith within the time hereinafter specified, the check or deposit shall be forfeited to the city. If bids for a lease are called for, bidders shall bid the amount to be paid as the rent for each year of the term of the lease. If bids for a sale are called for, the bids shall state the price offered. The legislative authority of the city may reject any or all bids and accept any bid which it deems best. At the first meeting of the legislative authority of the city held after the expiration of the time fixed for receiving bids, or at some later meeting, the bids shall be considered. In order for ~~((such))~~ the legislative authority to declare it advisable to accept any bid it shall be necessary for two-thirds of all the members elected to ~~((such))~~ the legislative authority to vote in favor of a resolution making the declaration. If the resolution is adopted it shall be necessary, in order that ~~((such))~~ the bid be accepted, to enact an ordinance accepting it and directing the execution of a lease or conveyance by the mayor and city clerk or

other proper official. ~~((Such))~~ The ordinance shall not take effect until it has been submitted to the voters of the city for their approval or rejection at the next general election or at a special election called for that purpose, and a majority of the voters voting thereon have approved it. If approved it shall take effect as soon as the result of the vote is proclaimed by the mayor. If it is so submitted and fails of approval, it shall be rejected and annulled. The mayor shall proclaim the vote as soon as it is properly certified.

Sec. 41. Section 35A.09.050, chapter 119, Laws of 1967 ex. sess. and RCW 35A.09.050 are each amended to read as follows:

The proposed new, altered, or revised charter shall be published in the ~~((daily newspaper of largest general circulation published in the city, or if no daily newspaper is published therein, then it shall be published in the))~~ newspaper having the largest general circulation within the city at least once each week for four weeks next preceding the day of submitting the same to the electors for their approval.

Sec. 42. Section 35A.12.160, chapter 119, Laws of 1967 ex. sess. and RCW 35A.12.160 are each amended to read as follows:

Promptly after adoption, every ordinance shall be published, ~~((verbatim;))~~ at least once in ~~((a newspaper printed and published within the city, such publication to be made in))~~ the city's official newspaper ~~((if there is one. If there is no official newspaper or other newspaper printed and published within the city, then publication shall be made by printing and posting the ordinance in at least three public places in the city designated by ordinance as the official posting places for city notices))~~.

Sec. 43. Section 35A.33.060, chapter 119, Laws of 1967 ex. sess. as amended by section 1, chapter 67, Laws of 1973 and RCW 35A.33.060 are each amended to read as follows:

Immediately following the filing of the preliminary budget with the clerk, the clerk shall publish a notice once each week for two consecutive weeks stating that the preliminary budget for the ensuing fiscal year has been filed with the clerk, that a copy thereof will be furnished to any taxpayer who will call at the clerk's office therefor and that the legislative body of the city will meet on or before the first Monday of the month next preceding the beginning of the ensuing fiscal year for the purpose of fixing the final budget, designating the date, time and place of the legislative budget meeting and that any taxpayer may appear thereat and be heard for or against any part of the budget. The publication of ~~((such))~~ the notice shall be made in the official newspaper of the city ~~((if there is one, otherwise in a newspaper of general circulation in the city or if there be no newspaper of general circulation in the city, then by posting in three public places fixed by ordinance as the official places for posting the city's official notices))~~.

Sec. 44. Section 36.29.060, chapter 4, Laws of 1963 as amended by section 4, chapter 100, Laws of 1980 and RCW 36.29.060 are each amended to read as follows:

Whenever the county treasurer has in his hands the sum of five hundred dollars belonging to any fund upon which warrants are outstanding, he shall make a call for ~~((such))~~ the warrants to that amount in the order of their issue. The county treasurer shall either notify all holders of warrants covered by the call or cause ~~((such))~~ the call to be published in some newspaper ~~((published))~~ of general circulation in the county in the first issue of ~~((such))~~ the newspaper after such sum has been accumulated ~~((, and if there is no such newspaper, the call shall be posted in three conspicuous places in the county))~~. The call shall describe by number the warrants called, and specify the funds upon which they were drawn: PROVIDED, That the ~~((board of))~~ county ~~((commissioners))~~ legislative authority may prescribe a less sum than five hundred dollars, upon the accumulation of which the call shall be made as to any particular fund: PROVIDED FURTHER, That if the warrant longest outstanding on any fund exceeds the sum of five hundred dollars, or exceeds the sum fixed by the ~~((board of))~~ county ~~((commissioners))~~ legislative authority, no call need be made for warrants on ~~((such))~~ the fund until the amount due on ~~((such))~~ the warrant has accumulated. No more than two calls for the redemption of warrants shall be made by the treasurer in any month. The treasurer shall pay on demand, in the order of their issue, any warrants when there shall be in the treasury sufficient funds applicable to such payment.

Sec. 45. Section 36.34.020, chapter 4, Laws of 1963 as amended by section 1, chapter 144, Laws of 1967 ex. sess. and RCW 36.34.020 are each amended to read as follows:

Whenever the ~~((board of))~~ county ~~((commissioners))~~ legislative authority desires to dispose of any county property except:

- (1) When selling to a governmental agency;
- (2) When personal property to be disposed of is to be traded in upon the purchase of a like article;
- (3) When the value of the property to be sold is less than five hundred dollars;
- (4) When the ~~((board))~~ county legislative authority by a resolution setting forth the facts has declared an emergency to exist; it shall publish notice of its intention so to do once each week during two successive weeks in ~~((three different))~~ a legal newspaper ~~((s-published))~~ of general circulation in the county ~~((, or if there are less than three in as many legal newspapers as are published in the county))~~.

Sec. 46. Section 36.34.090, chapter 4, Laws of 1963 and RCW 36.34-.090 are each amended to read as follows:

Whenever county property is to be sold at public auction, the county auditor shall publish notice thereof once during each of two successive calendar weeks in ~~((three different))~~ a newspaper~~((s published))~~ of general circulation in the county ~~((or if there are less than three, in as many newspapers as are published in the county))~~. Notice thereof must also be posted in a conspicuous place in the courthouse. The posting and date of first publication must be at least ten days before the day fixed for the sale.

Sec. 47. Section 36.40.060, chapter 4, Laws of 1963 and RCW 36.40.060 are each amended to read as follows:

The ~~((board))~~ county legislative authority shall then publish a notice stating that it has completed and placed on file its preliminary budget for the county for the ensuing fiscal year, a copy of which will be furnished any citizen who will call at its office for it, and that it will meet on the first Monday in October thereafter for the purpose of fixing the final budget and making tax levies, designating the time and place of ~~((such))~~ the meeting, and that any taxpayer may appear thereat and be heard for or against any part of the budget. The notice shall be published once each week for two consecutive weeks immediately following adoption of the preliminary budget in the official newspaper of the county ~~((, or if there is none, in a legal newspaper in the county))~~. The ~~((board))~~ county legislative authority shall provide a sufficient number of copies of the detailed and comparative preliminary budget to meet the reasonable demands of taxpayers therefor and the same shall be available for distribution not later than two weeks immediately preceding the first Monday in October.

Sec. 48. Section 36.40.100, chapter 4, Laws of 1963 as last amended by section 1, chapter 97, Laws of 1973 and RCW 36.40.100 are each amended to read as follows:

The estimates of expenditures itemized and classified as required in RCW 36.40.040 and as finally fixed and adopted in detail by the board of county commissioners shall constitute the appropriations for the county for the ensuing fiscal year; and every county official shall be limited in the making of expenditures or the incurring of liabilities to the amount of ~~((such))~~ the detailed appropriation items or classes respectively: PROVIDED, That upon a resolution formally adopted by the board at a regular or special meeting and entered upon the minutes, transfers or revisions within departments, or supplemental appropriations to the budget from unanticipated federal or state funds may be made: PROVIDED FURTHER, That the board shall publish notice of the time and date of the meeting at which the supplemental appropriations resolution will be adopted, and the amount of the appropriation, once each week, for two consecutive weeks prior to ~~((such))~~ the meeting in the official newspaper of the county ~~((or if there is none, in a legal newspaper in the county))~~.

Sec. 49. Section 36.55.040, chapter 4, Laws of 1963 and RCW 36.55-.040 are each amended to read as follows:

On application being made to the ~~((board of))~~ county ~~((commissioners))~~ legislative authority for franchise, ~~((the board))~~ it shall fix a time and place for hearing the same, and shall cause the county auditor to give public notice thereof at the expense of the applicant, by posting notices in three public places in the county seat of the county at least fifteen days before the day fixed for the hearing. The ~~((board))~~ county legislative authority shall also publish a like notice two times in ~~((some daily))~~ the official newspaper ~~((published in))~~ of the county, ~~((or if no daily newspaper is published in the county, then the newspaper doing the county printing,))~~ the last publication to be not less than five days before the day fixed for the hearing. The notice shall state the name or names of the applicant or applicants, a description of the county roads by reference to section, township and range in which the county roads or portions thereof are physically located, to be included in the franchise for which the application is made, and the time and place fixed for the hearing.

Sec. 50. Section 36.82.190, chapter 4, Laws of 1963 and RCW 36.82-.190 are each amended to read as follows:

The ~~((board))~~ county legislative authority shall then publish a notice setting day of hearing for the adoption of the final supplemental budget covering ~~((such))~~ the excess funds, designating the time and place of hearing and that anyone may appear thereat and be heard for or against any part of ~~((said))~~ the preliminary supplemental budget. The notice shall be published once a week for two consecutive weeks immediately following the adoption of the preliminary supplemental budget in the official newspaper of the county ~~((, or if there is none, in a newspaper of general circulation in the county))~~. The ~~((board))~~ county legislative authority shall provide a sufficient number of copies of the preliminary supplemental budget to meet reasonable public demands and they shall be available not later than two weeks immediately preceding the hearing.

Sec. 51. Section 6, chapter 92, Laws of 1911 as last amended by section 3, chapter 166, Laws of 1943 and RCW 53.20.010 are each amended to read as follows:

It shall be the duty of the port commission of any port district, before creating any improvements hereunder, to adopt a comprehensive scheme of harbor improvement in ~~((such))~~ the port district, after a public hearing thereon, of which ~~((at least ten days'))~~ notice shall be published once a week for two consecutive weeks in a ~~((daily))~~ newspaper of general circulation in ~~((such))~~ the port district, and no expenditure for the carrying on of any harbor improvements shall be made by ~~((said))~~ the port commission other than the necessary salaries, including engineers, clerical and office expenses of ~~((such))~~ the port district, and the cost of engineering, surveying, preparation and collection of data necessary for the making and adoption of

a general scheme of harbor improvements in ((such)) the port district, unless and until ((such)) the comprehensive scheme of harbor improvement has been so officially adopted by the port commission.

Sec. 52. Section 10, chapter 92, Laws of 1911 and RCW 53.20.050 are each amended to read as follows:

Whenever a petition signed by one hundred freeholders in the district to be therein described, shall be filed with the port commission, asking that any portion of the general plan adopted be ordered, and defining the boundaries of a local improvement district to be assessed in whole or in part to pay the cost thereof, it shall be the duty of the port commission to fix a date for hearing on ((such)) the petition, after which it may alter the boundaries of ((such)) the proposed district and prepare and adopt detail plans of any such local improvement, declare the estimated cost thereof, what proportion of ((such)) the cost shall be borne by ((such)) the proposed local improvement district, and what proportion of the cost, if any, but in any event not to exceed fifty percent, shall be borne by the entire port district. At any time within two years thereafter, upon petition of the owners of a majority of the lands in ((such)) the proposed local improvement district, fixed by the port commission, as shown in the office of the auditor of ((such)) the county, asking that ((such)) the improvement be ordered, the port commission shall forthwith by resolution order ((such)) the improvement, provide the general funds of the port district to be applied thereto, acquire all lands necessary therefor, pay all damages caused thereby, and commence in the name of the port district such eminent domain proceedings and supplemental assessment or reassessment proceedings to pay all eminent domain awards as may be necessary to entitle ((said)) the port district to proceed with such work, and shall thereafter proceed with ((such)) the work, and shall make and file with the county treasurer its roll levying special assessments in the amount to be paid by special assessment against the property situated within ((such)) the local improvement district in proportion to the special benefits to be derived by the property in ((such)) the local improvement district from ((such)) the improvement. Before the approval of ((such)) the roll a notice shall be published ((ten-days)) once a week for two consecutive weeks in one or more ((daily)) newspapers of general circulation in ((such)) the local improvement district, stating that ((such)) the roll is on file and open to inspection in the office of the clerk of the port commission, and fixing a time not less than fifteen nor more than thirty days from the date of the first publication of ((such)) the notice within which protests must be filed with the clerk of ((said)) the port commission against any assessments shown thereon, and fixing a time when a hearing shall be held by ((said)) the commission on ((said)) the protests. After ((such)) the hearing the port commission may alter any and all assessments shown on ((such)) the roll and may then by resolution approve

the same, but in the event of any assessment being raised a new notice similar to ~~((such))~~ the first notice shall be given, after which final approval of ~~((such))~~ the roll may be made by the port commission. Any person feeling aggrieved by any such assessments shall perfect an appeal to the superior court of ~~((such))~~ the county within ten days after ~~((such))~~ the approval in the manner now provided by law for appeals from assessments levied by cities of the first class in this state. Engineering and office expenses in all cases shall be borne by the general district.

Sec. 53. Section 4, chapter 73, Laws of 1955 and RCW 53.25.040 are each amended to read as follows:

A port commission may, after a public hearing thereon, of which at least ten days' notice shall be published in a ~~((daily))~~ newspaper of general circulation in the port district, create industrial development districts within the district and define the boundaries thereof, if it finds that the creation of ~~((such))~~ the industrial development district is proper and desirable in establishing and developing a system of harbor improvements and industrial development in ~~((such))~~ the port district.

Sec. 54. Section 12, chapter 73, Laws of 1955 as amended by section 1, chapter 138, Laws of 1963 and RCW 53.25.120 are each amended to read as follows:

The port commission shall give notice of the proposed sale by publication in ~~((two))~~ a newspaper~~((s-published))~~ of general circulation in the county, ~~((if there are two such newspapers,))~~ and by posting in three public places in the port district at least ten days before the date fixed for the hearing thereon.

The notice shall describe the property to be sold and state that at the time and place specified therein, the commission will meet at its usual meeting place, designating it, to hear and determine the advisability of the sale.

The hearing shall be held not more than twenty days from the publication of notice. At the hearing the commission shall hear the reasons of any taxpayer in the port district, for or against the sale.

No sales shall be made, however, of the property of any industrial development district until the purchaser thereof shall have submitted to the port commission plans and specifications for the development of ~~((said))~~ the property, and ~~((said))~~ the plans and specifications shall be approved in writing before ~~((said))~~ the property shall be conveyed, and the conditions upon which ~~((said))~~ the properties are conveyed shall be set forth in the instrument conveying title thereof with the further condition that all of the ~~((said))~~ conditions set forth shall be covenants running with the land. All properties acquired in the manner herein set forth shall be devoted to the public use herein provided for.

Sec. 55. Section 3, chapter 1, Laws of 1931 as last amended by section 1, chapter 240, Laws of 1979 ex. sess. and RCW 54.08.010 are each amended to read as follows:

At any general election held in an even-numbered year, the county legislative authority of any county in this state may, or, on petition of ten percent of the qualified electors of ((such)) the county based on the total vote cast in the last general county election held in an even-numbered year, shall, by resolution, submit to the voters of ((such)) the county the proposition of creating a public utility district which shall be coextensive with the limits of ((such)) the county as now or hereafter established. A form of petition for the creation of a public utility district shall be submitted to the county auditor within ten months prior to the election at which ((such)) the proposition is to be submitted to the voters. Petitions shall be filed with the county auditor not less than four months before ((such)) the election and the county auditor shall within thirty days examine the signatures thereof and certify to the sufficiency or insufficiency thereof. If ((such)) the petition be found to be insufficient, it shall be returned to the persons filing the same, who may amend or add names thereto for ten days, when the same shall be returned to the county auditor, who shall have an additional fifteen days to examine the same and attach his certificate thereto. No person having signed ((such)) the petition shall be allowed to withdraw his name therefrom after the filing of the same with the county auditor: PROVIDED, That each signature shall be dated and that no signature dated prior to the date on which the form of petition was submitted to the county auditor shall be valid. Whenever ((such)) the petition shall be certified to as sufficient, the county auditor shall forthwith transmit the same, together with his certificate of sufficiency attached thereto, to the county legislative authority which shall submit ((such)) the proposition to the voters of ((said)) the county at the next general election in an even-numbered year occurring forty-five days after submission of the proposition to ((said)) the legislative authority. The notice of the election shall state the boundaries of the proposed public utility district and the object of such election, and shall in other respects conform to the requirements of the general laws of the state of Washington, governing the time and manner of holding elections. In submitting the ((said)) question to the voters for their approval or rejection, the proposition shall be expressed on ((said)) the ballot substantially in the following terms:

- Public Utility District No. YES
- Public Utility District No. NO

Any petition for the formation of a public utility district may describe a less area than the entire county in which the petition is filed, the boundaries of which shall follow the then existing precinct boundaries and not divide any voting precinct; and in the event that such a petition is filed the

county legislative authority shall fix a date for a hearing on such petition, and shall publish the petition, without the signatures thereto appended, for two weeks prior to the date of the hearing, together with a notice stating the time of the meeting when ~~((such))~~ the petition will be heard. ~~((Such))~~ The publication, and all other publications required by this act, shall be in a newspaper ~~((published in the proposed or established public utility district, or, if there be no such newspaper, then in a newspaper published))~~ of general circulation in the county in which ~~((such))~~ the district is situated ~~((, and of general circulation in such county))~~. The hearing on ~~((such))~~ the petition may be adjourned from time to time, not exceeding four weeks in all. If upon the final hearing the county legislative authority shall find that any lands have been unjustly or improperly included within the proposed public utility district and will not be benefited by inclusion therein, it shall change and fix the boundary lines in such manner as it shall deem reasonable and just and conducive to the public welfare and convenience, and make and enter an order establishing and defining the boundary lines of the proposed public utility district: PROVIDED, That no lands shall be included within the boundaries so fixed lying outside the boundaries described in the petition, except upon the written request of the owners of ~~((such))~~ those lands. Thereafter the same procedure shall be followed as prescribed in this chapter for the formation of a public utility district including an entire county, except that the petition and election shall be confined solely to the lesser public utility district.

No public utility district created after September 1, 1979, shall include any other public utility district within its boundaries: PROVIDED, That this paragraph shall not alter, amend, or modify provisions of chapter 54.32 RCW.

Sec. 56. Section 1, chapter 11, Laws of 1967 ex. sess. as amended by section 3, chapter 17, Laws of 1982 1st ex. sess. and RCW 56.24.070 are each amended to read as follows:

The territory adjoining or in close proximity to a district may be annexed to and become a part of the district in the following manner: Twenty percent of the number of registered voters residing in the territory proposed to be annexed who voted at the last election may file a petition with the district commissioners and cause the question to be submitted to the electors of the territory whether ~~((such))~~ the territory will be annexed and become a part of the district. If the commissioners concur in the petition, they shall file it with the county election officer, who shall, within ten days, examine the signatures thereon and certify to the sufficiency or insufficiency thereof; and for such purpose the county election officer shall have access to all registration books in the possession of the officers of any city or town in the proposed district. If the petition contains a sufficient number of signatures, the election officer shall transmit it, together with a certificate of sufficiency attached thereto to the sewer commissioners of the district. If there are no

electors residing in the territory to be annexed, the petition may be signed by such a number as appear of record to own at least a majority of the acreage in the territory, and the petition shall disclose the total number of acres of land in the territory and the names of all record owners of land therein. If the commissioners are satisfied as to the sufficiency of the petition and concur therein, they shall send it, together with their certificate of concurrence attached thereto to the county legislative authority.

The county legislative authority, upon receipt of a petition certified to contain a sufficient number of signatures of electors, or upon receipt of a petition signed by such a number as own at least a majority of the acreage, together with a certificate of concurrence signed by the sewer commissioners, at a regular or special meeting shall cause to be published once a week for at least two weeks in ~~((two successive issues of some weekly))~~ a newspaper in general circulation throughout the territory proposed to be annexed a notice that the petition has been filed, stating the time of the meeting at which it shall be presented, and setting forth the boundaries of the territory proposed to be annexed.

Sec. 57. Section 2, chapter 11, Laws of 1967 ex. sess. and RCW 56-24.080 are each amended to read as follows:

When ~~((such))~~ the petition is presented for hearing, the ~~((said board of))~~ county ~~((commissioners))~~ legislative authority shall hear the same or may adjourn ~~((said))~~ the hearing from time to time not exceeding one month in all, and any person, firm or corporation may appear before the ~~((board of))~~ county ~~((commissioners))~~ legislative authority and make objections to the proposed boundary lines or to the annexation of the territory described in the petition; and upon a final hearing the ~~((said board of))~~ county ~~((commissioners))~~ legislative authority shall make such changes in the proposed boundary lines as ~~((they))~~ it deems to be proper and shall establish and define ~~((such))~~ the boundaries and shall find whether the proposed annexation of the ~~((said))~~ territory as established by the ~~((said board of))~~ county ~~((commissioners))~~ legislative authority to the ~~((said))~~ sewer district will be conducive to the public health, welfare and convenience and will be of special benefit to the land included within the boundaries of the territory proposed to be annexed to the ~~((said))~~ sewer district and so established by the ~~((said board of))~~ county ~~((commissioners))~~ legislative authority: PROVIDED, That no lands which will not, in the judgment of ~~((said board))~~ the county legislative authority, be benefited by inclusion therein, shall be included within the boundaries of ~~((said))~~ the territory as so established and defined: PROVIDED FURTHER, That no change shall be made by the ~~((said board of))~~ county ~~((commissioners))~~ legislative authority in the ~~((said))~~ boundary lines, including any territory outside of the boundary lines described in the petition: AND PROVIDED FURTHER, That no person having signed ~~((such))~~ the petition as herein provided for shall be

allowed to withdraw his or her name therefrom after the filing of the same with the board of sewer commissioners ~~((to said))~~ of the sewer district.

Upon the entry of the findings of the final hearing to the ~~((said))~~ petition by the ~~((said))~~ county ~~((commissioners of such county))~~ legislative authority, if ~~((they))~~ it finds the ~~((said))~~ proposed annexation of the territory to the ~~((said))~~ sewer district to be conducive to the public health, welfare and convenience and to be of special benefit to the land proposed to be annexed and included within the boundaries of the district, ~~((they))~~ it shall give notice of a special election to be held within the boundaries of the territory proposed to be annexed to ~~((said))~~ the sewer district for the purpose of determining whether the same shall be annexed to the ~~((said))~~ sewer district; and ~~((such))~~ the notice shall particularly describe the boundaries established by the ~~((board of))~~ county ~~((commissioners))~~ legislative authority on its final hearing of the ~~((said))~~ petition, and shall state the name of the sewer district to which the ~~((said))~~ territory is proposed to be annexed, and the same shall be published once a week for at least two weeks prior to ~~((such))~~ the election in a ~~((weekly))~~ newspaper ~~((printed and published))~~ of general circulation within the county within which ~~((said))~~ the district is located, ~~((and in case no such newspaper be printed or published in such county, then in some such newspaper of general circulation therein for two successive issues thereof;))~~ and shall be posted for the same period in at least four public places within the boundaries of the district proposed to be annexed, which notice shall designate the places within the territory proposed to be annexed to ~~((said))~~ the sewer district where the said election shall be held, and shall require the voters to cast ballots which shall contain the words:

For Annexation to Sewer District
or
Against Annexation to Sewer District

The ~~((said))~~ county ~~((commissioners))~~ legislative authority shall name the persons to act as judges at such election.

Sec. 58. Section 2, chapter 114, Laws of 1929 as last amended by section 10, chapter 17, Laws of 1982 1st ex. sess. and RCW 57.04.030 are each amended to read as follows:

For the purpose of formation of water districts, a petition shall be presented to the county legislative authority of each county in which the proposed water district is located, which petition shall set forth the object for the creation of the district, shall designate the boundaries thereof and set forth the further fact that establishment of the district will be conducive to the public health, convenience and welfare and will be of benefit to the property included in the district. The petition shall be signed by at least twenty-five percent of the qualified electors who shall be qualified electors on the date of filing the petition, residing within the district described in the

petition. The petition shall be filed with the county election officer of each county in which the proposed district is located, who shall, within ten days examine and verify the signatures of the signers residing in the county; and for such purpose the county election official shall have access to all registration books in the possession of the officers of any incorporated city or town in such proposed district. No person having signed such a petition shall be allowed to withdraw his name from the petition after the filing of the petition with the county election officer. The petition shall be transmitted to the election officer of the county in which the largest land area of the district is located who shall certify to the sufficiency or insufficiency of the number of signatures. If the petition shall be found to contain a sufficient number of signatures, the county election officer shall then transmit the same, together with a certificate of sufficiency attached thereto to the county legislative authority of each county in which the proposed district is located. Following receipt of a petition certified to contain a sufficient number of signatures, at a regular or special meeting the county legislative authority shall cause to be published once a week for at least two weeks in (~~successive issues of~~) one or more (~~weekly~~) newspapers of general circulation in the proposed district, a notice that such a petition has been presented, stating the time of the meeting at which the petition shall be considered, and setting forth the boundaries of the proposed district. When such a petition is presented for hearing, each county legislative authority shall hear the petition or may adjourn the hearing from time to time not exceeding one month in all. Any person, firm, or corporation may appear before the county legislative authority and make objections to the establishment of the district or the proposed boundary lines thereof. Upon a final hearing each county legislative authority shall make such changes in the proposed boundary lines within the county as (~~they~~) it deems to be proper and shall establish and define (~~such~~) the boundaries and shall find whether the proposed water district will be conducive to the public health, welfare and convenience and be of special benefit to the land included within the boundaries of the proposed district. No lands which will not, in the judgment of the county legislative authority, be benefited by inclusion therein, shall be included within the boundaries of the district. No change shall be made by the county legislative authority in the boundary lines to include any territory outside of the boundaries described in the petition, except that the boundaries of any proposed district may be extended by the county legislative authority to include other lands in the county upon a petition signed by the owners of all of the land within the proposed extension.

Sec. 59. Section 4, chapter 55, Laws of 1941 as amended by section 3, chapter 112, Laws of 1951 and RCW 57.28.040 are each amended to read as follows:

Upon receipt by the commissioners of a petition and certificate of sufficiency of the auditor, or if the petition is signed by landowners and the

commissioners are satisfied as to the sufficiency of the signatures thereon, they shall at a regular or special meeting fix a date for hearing on the petition and give notice that the petition has been filed, stating the time and place of the meeting of the commissioners at which the petition will be heard and setting forth the boundaries of the territory proposed to be withdrawn. The notice shall be published ~~((for))~~ at least ~~((two weeks in))~~ once a week for two successive ~~((issues of a weekly))~~ weeks in a newspaper ~~((printed in the county in which the district is located and))~~ of general circulation therein, and if no such newspaper is printed in the county, then in some newspaper of general circulation in the county and district. Any additional notice of the hearing may be given as the commissioners may by resolution direct.

Prior to fixing the time for a hearing on any such petition, the commissioners in their discretion may require the petitioners to furnish a satisfactory bond conditioned that the petitioners shall pay all costs incurred by the water district in connection with ~~((such))~~ the petition, including the cost of an election if one is held pursuant thereto, and should the petitioners fail or refuse to post such a bond, if one is required by the water commissioners, then there shall be no duty on the part of the commissioners to act upon the petition.

Sec. 60. Section 20, chapter 250, Laws of 1907 and RCW 65.12.135 are each amended to read as follows:

The summons shall be directed to the defendants and require them to appear and answer the application within twenty days after the service of the summons, exclusive of the day of service; and ~~((said))~~ the summons shall be served as is now provided for the service of summons in civil actions in the superior court in this state, except as herein otherwise provided. The summons shall be served upon nonresident defendants and upon "all such unknown persons or parties," defendant, by publishing ~~((said))~~ the summons in a newspaper of general circulation ~~((printed and published))~~ in the county where the application is filed, once in each week for three consecutive weeks, and ~~((such))~~ the service by publication shall be deemed complete at the end of the twenty-first day from and including the first publication, provided that if any named defendant assents in writing to the registration as prayed for, which assent shall be endorsed upon the application or filed therewith and be duly witnessed and acknowledged, then in all such cases no service of summons upon ~~((said))~~ the defendant shall be necessary.

Sec. 61. Section 77, chapter 21, Laws of 1982 1st ex. sess. and RCW 79.92.090 are each amended to read as follows:

Upon completion of the valuation of any tract of harbor area applied for under RCW 79.92.080, the department of natural resources shall notify the applicant of the terms and conditions upon which the re-lease will be granted and of the rental fixed. ~~((Such))~~ The applicant or his successor in

interest shall have the option for the period of sixty days from the date of the service of ((such)) notice in which to accept a lease on the terms and conditions and at the rental so fixed and determined by the department. If ((such)) the terms and conditions and rental are accepted a new lease shall be granted for the term applied for. If ((such)) the terms and conditions are not accepted by the applicant within ((said)) the period of time, or within such further time, not exceeding three months, as the department shall grant, the same shall be deemed rejected by the applicant, and the department shall give eight weeks' notice by publication once a week in one or more ((weekly)) newspapers ((printed and)) of general circulation in the county in which ((such)) the harbor area is ((situate)) located, that a lease of ((such)) the harbor area will be sold on such terms and conditions and at such rental, at a time and place specified in ((such)) the notice (which shall not be more than three months from the date of the first publication of ((said)) the notice) to the person offering at ((such)) the public sale to pay the highest sum as a cash bonus at the time of sale of such lease. Notice of ((such)) the sale shall be served upon the applicant at least six weeks prior to the date thereof. The person paying the highest sum as a cash bonus shall be entitled to lease ((such)) the harbor area: PROVIDED, That if ((such)) the lease ((be)) is not sold at ((such)) the public sale the department may at any time or times again fix the terms, conditions and rental, and again advertise ((such)) the lease for sale as above provided and upon similar notice: AND PROVIDED FURTHER, That upon failure to secure any sale of ((such)) the lease as above prescribed, the department may issue revocable leases without requirement of improvements for one year periods at a minimum rate of two percent.

Sec. 62. Section 80.32.010, chapter 14, Laws of 1961 and RCW 80.32.010 are each amended to read as follows:

The legislative authority of the city or town having control of any public street or road, or, where ((such)) the street or road is not within the limits of any incorporated city or town, then the ((board-of)) county ((commissioners)) legislative authority of the county wherein ((such)) the road or street is situated, may grant authority for the construction, maintenance and operation of transmission lines for transmitting electric power, together with poles, wires and other appurtenances, upon, over, along and across any such public street or road, and in granting ((such)) this authority the legislative authority of ((such)) the city or town, or the ((board-of)) county ((commissioners)) legislative authority, as the case may be, may prescribe the terms and conditions on which ((such)) the transmission line and its appurtenances, shall be constructed, maintained and operated upon, over, along and across ((such)) the road or street, and the grade or elevation at which the same shall be constructed, maintained and operated: PROVIDED, That on application being made to the ((board-of)) county ((commissioners)) legislative authority for such authority, the ((board)) county

legislative authority shall fix a time and place for hearing the same, and shall cause the county auditor to give public notice thereof at the expense of the applicant, by posting written or printed notices in three public places in the county seat of the county, and in at least one conspicuous place on the road or street or part thereof, for which application is made, at least fifteen days before the day fixed for such hearing, and by publishing a like notice ~~((three times in some daily))~~ once a week for two consecutive weeks in the official county newspaper ~~((published in the county, or if no daily newspaper is published in the county, then the newspaper doing the county printing))~~, the last publication to be at least five days before the day fixed for ~~((such))~~ the hearing, which notice shall state the name or names of the applicant or applicants, a description of the roads or streets or parts thereof for which the application is made, and the time and place fixed for the hearing. ~~((Such))~~ The hearing may be adjourned from time to time by order of the ~~((board))~~ county legislative authority. If after such hearing the ~~((board))~~ county legislative authority shall deem it to be for the public interest to grant ~~((such))~~ the authority in whole or in part, ~~((the board))~~ it may make and enter the proper order granting the authority applied for or such part thereof as ~~((the board))~~ it deems to be for the public interest, and shall require ~~((such))~~ the transmission line and its appurtenances to be placed in such location on or along the road or street as ~~((the board))~~ it finds will cause the least interference with other uses of the road or street. In case any such transmission line is or shall be located in part on private right of way, the owner thereof shall have the right to construct and operate the same across any county road or county street which intersects ~~((such))~~ the private right of way, if ~~((such))~~ the crossing is so constructed and maintained as to do no unnecessary damage: PROVIDED, That any person or corporation constructing ~~((such))~~ the crossing or operating ~~((such))~~ the transmission line on or along ~~((such))~~ the county road or county street shall be liable to the county for all necessary expense incurred in restoring ~~((such))~~ the county road or county street to a suitable condition for travel.

Sec. 63. Section 81.64.020, chapter 14, Laws of 1961 and RCW 81.64.020 are each amended to read as follows:

On application being made to the ~~((board-of))~~ county ~~((commissioners))~~ legislative authority for such authority, the ~~((board))~~ county legislative authority shall fix a time and place for hearing the same, and shall cause the county auditor to give public notice thereof at the expense of the applicant, by posting written or printed notices in three public places in the county seat of the county, and in at least one conspicuous place on the road or street or part thereof, for which application is made, at least thirty days before the day fixed for ~~((such))~~ the hearing, and by publishing a like notice ~~((three times in some daily))~~ once a week for two consecutive weeks in the official county newspaper ~~((published in the county, or if no daily newspaper is published in the county, then the newspaper doing the county printing))~~,

the last publication to be at least five days before the day fixed for ~~((such))~~ the hearing, which notice shall state the name or names of the applicant or applicants, a description of the roads or streets or parts thereof for which the application is made, and the time and place fixed for the hearing. ~~((Such))~~ The hearing may be adjourned from time to time by order of the ~~((board))~~ county legislative authority. If, after ~~((such))~~ the hearing, the ~~((board))~~ county legislative authority shall deem it to be for the public interest to grant ~~((such))~~ the authority in whole or in part, ~~((the board))~~ it may make and enter the proper order granting the authority applied for or such part thereof as ~~((the board))~~ it deems to be for the public interest, and shall require such railroad or railway and its appurtenances to be placed in such location on or along the road or street as ~~((the board))~~ it finds will cause the least interference with other uses of the road or street.

Sec. 64. Section 84.24.030, chapter 15, Laws of 1961 as amended by section 185, chapter 278, Laws of 1975 1st ex. sess. and RCW 84.24.030 are each amended to read as follows:

The department of revenue shall cause a notice, signed by it, to be served upon the owner in the manner hereinafter provided, which notice shall be addressed to the owner and also "to all persons known and unknown having or claiming any interest in the property in this notice described", shall describe ~~((such))~~ the property with the same particularity as the same is required by law to be described upon the assessment rolls, and shall give notice that at a time to be fixed in ~~((such))~~ the notice (which time shall not be less than ten, nor more than thirty days after the date of the last publication of ~~((such))~~ the notice hereinafter provided), ~~((such))~~ the department of revenue will, at its office proceed to reassess and retax ~~((said))~~ the property for the particular year or years involved (naming them) and further giving notice that ~~((said))~~ the owner or other interested persons may appear at the time and place set forth in ~~((said))~~ the notice, and show cause, if any there be, why ~~((such))~~ the reassessment and retaxation should not be made, and make such showing as they shall desire to make as to the claimed illegality of ~~((such))~~ the tax. ~~((Such))~~ The notice shall also be published once a week for three consecutive weeks in a newspaper ~~((printed and published and))~~ of general circulation in one of the counties in which ~~((such))~~ the property is located. A copy of ~~((such))~~ the notice shall also be mailed not less than ten days prior to the date fixed for ~~((such))~~ the hearing to the prosecuting attorney of each county in which the property is located.

The notice referred to in this section shall be served either (1) in the same manner as personal service of summons in civil actions is made, or (2) by depositing a true copy thereof in the United States post office at Olympia, Washington, securely wrapped and plainly addressed to ~~((such))~~ the owner at his last known address. Proof of ~~((such))~~ service shall be made by the affidavit of the person making ~~((such))~~ the service.

**Sec. 65. Section 3, chapter 117, Laws of 1895 as last amended by section 3, chapter 146, Laws of 1921 and RCW 85.05.030 are each amended to read as follows:*

~~((Said)) The petition shall be presented at a regular or special meeting of the ((board of)) county ((commissioners)) legislative authority of ((said)) the county, and shall be published once a week for at least two weeks in ((two successive issues of)) some ((weekly)) newspaper ((printed and published in said)) of general circulation in the county, ((and in case no such newspaper be printed or published in such county, then in some such newspaper of general circulation therein,)) before the time at which the same is to be presented, together with a notice stating the time of the meeting at which the same shall be presented. When ((such)) the petition is presented for hearing, the ((board of)) county ((commissioners)) legislative authority shall hear the same, or may adjourn ((said)) the hearing from time to time, not exceeding one month in all, and any person or corporation may appear before ((said board of)) the county ((commissioners)) legislative authority and make objections to the establishment of ((said)) the district, or the proposed boundary lines thereof, and upon a final hearing ((said board of county commissioners)) the county legislative authority shall make such changes in the proposed boundaries as ((they)) it deems to be proper, and shall establish and define ((such)) the boundaries, and shall ascertain and determine the number of acres of land that will be benefited by ((said)) the proposed system of dikes, and shall find whether the proposed diking system will be conducive to the public health, welfare and convenience, increase the public revenue, and be of special benefit to the majority of the land included within the ((said)) boundaries of ((said)) the proposed district so established by ((said board of county commissioners)) the county legislative authority: PROVIDED, That no changes shall be made by ((said board of county commissioners)) the county legislative authority in ((said)) the boundary lines to include any territory outside of the boundaries described in ((said)) the petition: PROVIDED FURTHER, That any person or persons owning land within the proposed boundaries and who did not sign ((said)) the petition, or any person, persons, or corporations owning land not included within the proposed boundaries, may file a petition with the ((board of)) county ((commissioners)) legislative authority asking that the proposed boundaries be extended to include other lands described therein, setting forth in ((said)) the petition the reason therefor, but no person, persons, or corporations not owning lands included within the boundaries, as originally petitioned for, shall have the right to file such petition unless they ask therein to have their own lands included within the proposed boundaries: PROVIDED, Any corporation owning land included within the boundaries described in the original petition, may also petition the ((board of)) county ((commissioners)) legislative authority for an extension of the proposed boundaries: PROVIDED FURTHER, That the boundaries of any diking district heretofore or~~

hereafter established may be extended by the ~~((board-of))~~ county ~~((commissioners))~~ legislative authority to include other lands in ~~((said))~~ the county, upon petition signed by the owners of a majority of the acreage of said land within the proposed extension, which ~~((said))~~ the petition for extension shall set forth and contain, with reference to the extension, such matters and things and data so far as applicable, as is provided for in the petition required for presentation to the ~~((board-of))~~ county ~~((commissioners))~~ legislative authority for the purpose of the formation of the original diking district: **PROVIDED FURTHER**, That all necessary expense incident to making ~~((such))~~ the extension, together with a proportionate share of the first cost of any system of dikes existing in the original diking district at the time of making ~~((such))~~ the extension, shall be levied against and apportioned to the land included in ~~((such))~~ the extension, as in this act provided. In such case, the ~~((board-of))~~ county ~~((commissioners))~~ legislative authority shall give like notice as provided for in this section of the hearing of the original petition, and the final hearing thereof may, in such case, be continued from time to time, for a period of not exceeding sixty days, and if, upon final hearing, the ~~((board-of))~~ county ~~((commissioners))~~ legislative authority deems it advisable and to the best interests of all concerned, ~~((they))~~ it may grant the prayer of said petitioners in whole or in part, and ~~((said-board-of-county-commissioners))~~ the county legislative authority of ~~((such))~~ the county shall enter an order on the records of ~~((their))~~ its office setting forth all facts found by ~~((them))~~ it upon the final hearing of ~~((said))~~ the petition, and which may be adduced by ~~((them))~~ it from the evidence heard upon the final hearing thereof.

*Sec. 65 was vetoed, see message at end of chapter.

*Sec. 66. Section 4, chapter 117, Laws of 1895 and RCW 85.05.040 are each amended to read as follows:

Upon the entry of the findings on the final hearing of ~~((said))~~ the petition as set forth in the last preceding section, ~~((said-board-of-county-commissioners-of-said))~~ the county legislative authority of the county, if ~~((they))~~ it finds ~~((said))~~ the proposed system of dikes will be conducive to the public health, welfare and convenience and will increase the public revenue and be of special benefit to the majority of the lands included within ~~((said))~~ the boundaries, shall give notice of an election to be held in such proposed diking district for the purpose of determining whether the same shall be organized under the provisions of this act as a diking district of the state of Washington, and for the further purpose of choosing at ~~((such))~~ the election three commissioners who shall be known and designated as "dike commissioners" for ~~((said))~~ the district proposed to be organized, which ~~((said))~~ three commissioners shall, upon their election, be the district authorities of ~~((said))~~ the diking district; and ~~((such))~~ the notice shall particularly describe the boundaries as established by the ~~((board-of))~~ county ~~((commissioners))~~ legislative authority on its final hearing of ~~((said))~~ the petition, and shall state the name of ~~((such))~~ the proposed diking district and approximately the number of acres of land in

((said)) the district to be benefited thereby, and the same shall be published once a week for at least two weeks prior to ((such)) the election in a ((weekly)) newspaper ((printed and published)) of general circulation within the county within which ((said)) the district is located, ((and in case no such newspaper be printed or published in such county, then in some such newspaper of general circulation therein, for two successive issues thereof,)) and shall be posted for the same period in at least four public places within the boundaries of ((said)) the proposed district, which notice shall designate the place within the proposed district where the ((said)) election shall be held, and require the voters to cast ballots which shall contain the words "Diking district, yes," or "Diking district, no," and also the names of the persons voted for commissioners of ((said)) the diking district. The ((board of)) county ((commissioners)) legislative authority shall also appoint two judges, one inspector and two clerks for ((such)) the election, whose compensation shall be the same as in other elections for the election of county and state officers, and shall be a charge upon ((said)) the district, in case the same be established, and shall be paid in the same manner as other expenses are paid which are incurred in the establishment and construction of ((said)) the improvement. In case ((said)) the district ((be)) is not established, then all costs and expenses shall be collectible from the bond hereinbefore provided for, and any person having a charge against ((said)) the district shall have a right of action thereon.

*Sec. 66 was vetoed, see message at end of chapter.

Sec. 67. Section 3, chapter 153, Laws of 1915 and RCW 85.05.072 are each amended to read as follows:

Notice of ((such)) the hearing shall be given by posting in three public places within ((such)) the district a true copy of ((said)) the resolution signed by the commissioners of the diking district and attested with the seal thereof, which notice shall be posted for at least ten days prior to the day fixed in ((said)) the resolution for ((said)) the hearing. Notice shall also be published at least once in a newspaper of general circulation in the district at least ten days before the date of the hearing.

Sec. 68. Section 11, chapter 117, Laws of 1895 as amended by section 56, chapter 292, Laws of 1971 ex. sess. and RCW 85.05.110 are each amended to read as follows:

A summons stating briefly the objects of the petition and containing a description of the land, real estate, premises or property sought to be appropriated, and those which it is claimed will be benefited by ((such)) the improvement, and stating the court wherein ((said)) the petition is filed, the date of the filing thereof and when the defendants are required to appear (which shall be ten days, exclusive of the day of service, if served within the county in which the petition is pending, and if in any other county, then twenty days after such service, and if served by publication, then within thirty days from the date of the first publication), shall be served on each

and every person named therein as owner, encumbrancer, tenant or otherwise interested therein. ((Said)) The summons must be subscribed by the commissioners, or their attorney, running in the name of the state of Washington and directed to the defendants; and service thereof shall be made by delivering a copy of such summons to each of the persons or parties so named therein, if a resident of the state, or in case of the absence of such person or party from his or her usual place of abode, by leaving a copy of ((such)) the notice at his or her usual place of abode; or in case of a foreign corporation, at its principal place of business in this state with some person of more than sixteen years of age; in case of domestic corporations ((said)) service shall be made upon the president, secretary or other director or trustee of ((such)) the corporation; in case of persons under eighteen years of age, on their guardians, or in case no guardian shall have been appointed, then on the person who has the care and custody of ((such)) the person; in case of idiots, lunatics or insane persons, on their guardian, or in case no guardian shall have been appointed, then on the person in whose care or charge they are found. In case the land, real estate, premises or other property sought to be appropriated, or which it is claimed will be benefited by ((such)) the improvement, is state, tide, school or county land, the summons shall be served on the auditor of the county in which the land, real estate, premises or other property sought to be appropriated, or which it is claimed will be benefited, is situated. In all cases where the owner or person claiming an interest in ((such)) the real or other property is a non-resident of this state, or where the residence of ((such)) the owner or person is unknown, and an affidavit of one or more of the commissioners of ((said)) the district shall be filed that ((such)) owner or person is a nonresident of this state, or that after diligent inquiry his residence is unknown or cannot be ascertained by such deponent, service may be made by publication thereof in a newspaper ((published)) of general circulation in the county where such lands are situated once a week for three successive weeks(~~and in case no newspaper is published in such county, then such publication may be had in a newspaper published in the county nearest to the county in which lies the land sought to be appropriated, or which it is claimed will be benefited by said improvement~~). ((Such)) The publication shall be deemed service upon each nonresident person or persons whose residence is unknown. ((Such)) The summons may be served by any competent person eighteen years of age or over. Due proof of service of ((such)) the summons by affidavit of the person serving the same, or by the printer's affidavit of publication, shall be filed with the clerk of ((such)) the court before the court shall proceed to hear the matter. Want of service of ((such)) the notice shall render the subsequent proceedings void as to the person not served; but all persons or parties having been served with summons as herein provided, either by publication or otherwise, shall be bound by the subsequent proceedings. In all cases not otherwise provided for, service of

notice, order and other papers in the proceeding authorized by this chapter may be made as the superior court, or the judge thereof, may direct: PROVIDED, That personal service upon any party outside of this state shall be of like effect as service by publication.

Sec. 69. Section 1, chapter 43, Laws of 1913 and RCW 85.05.560 are each amended to read as follows:

Any two or more contiguous diking districts heretofore organized or which may hereafter be organized under the diking laws of the state of Washington, desiring to consolidate into one district, may, upon petition signed by the owners of real property representing a majority of the acreage therein to the commissioners of their respective districts, effect ~~((such))~~ the consolidation by the commissioners of ~~((said))~~ the districts so desiring to consolidate giving thirty days' notice of an election for ~~((such))~~ that purpose to be held in each of ~~((said))~~ the districts, setting forth in ~~((said))~~ the notice the date of ~~((said))~~ the election, and the object of the same, ~~((said))~~ the notice to be given and posted in the same manner as notice of the annual election of commissioners, as provided in the general diking law, and the further publication of the same once a week for at least three successive ~~((issues))~~ weeks in a ~~((weekly))~~ newspaper ~~((published in the county in which such districts are located, and))~~ of general circulation in ~~((said))~~ the districts~~((:PROVIDED, That where there is no newspaper so published and circulated, the publication of the notice of said election may be dispensed with))~~.

**Sec. 70. Section 3, chapter 115, Laws of 1895 as last amended by section 2, chapter 86, Laws of 1913 and RCW 85.06.030 are each amended to read as follows:*

Such petition shall be presented at a regular or special meeting of the ~~((board of))~~ county ~~((commissioners))~~ legislative authority of ~~((said))~~ the county, and shall be published once a week for at least two weeks in ~~((two successive issues of some weekly newspaper printed and published in said county; and in case no such newspaper be printed or published in such county, then in some such))~~ a newspaper of general circulation ~~((therein))~~ in the county, before the time at which the same is to be presented, together with a notice stating the time of the meeting at which the same shall be presented. When ~~((such))~~ the petition is presented for hearing the ~~((board of))~~ county ~~((commissioners))~~ legislative authority shall hear the same, or may adjourn ~~((said))~~ the hearing from time to time, not exceeding one month in all, and any person or corporation may appear before ~~((said board of))~~ the county ~~((commissioners))~~ legislative authority and make objections to the establishment of ~~((said))~~ the district, or the proposed boundary lines thereof, and upon final hearing ~~((said board of))~~ the county ~~((commissioners))~~ legislative authority shall make such changes in the proposed boundaries as they may deem to be proper, and shall establish and define ~~((such))~~ the boundaries, and shall ascertain and determine the number of acres of land that will be benefited by ~~((said))~~ the proposed

drainage system, the number of freeholders residing within ((said)) the boundaries of the ((said)) proposed district, and shall find whether the proposed drainage system will be conducive to the public health, welfare and convenience, increase the public revenue, and be of special benefit to the majority of the lands included within ((said)) the boundaries of the ((said)) proposed district so established by ((said-board-of)) the county ((commissioners)) legislative authority: PROVIDED, That no changes shall be made by ((said board-of)) the county ((commissioners)) legislative authority in ((said)) the boundary lines so as to include any territory outside the boundaries described in ((said)) the petition: PROVIDED, FURTHER, That any person or persons owning land within the proposed boundaries, and who did not sign ((said)) the petition, or any person, persons or corporations owning land not included within the proposed boundaries, may file a petition with the ((board-of)) county ((commissioners)) legislative authority asking that the proposed boundaries be extended so as to include other lands described therein, setting forth in ((said)) the petition the reasons therefor: PROVIDED, HOWEVER, That no person, persons or corporations not owning lands included within the proposed boundaries, as originally petitioned for, shall have the right to file ((such)) the petition unless they ask therein to have their own lands included within the proposed boundaries: PROVIDED, FURTHER, That any corporation owning land included within the boundaries described in the original petition, may also petition the ((board-of)) county ((commissioners)) legislative authority for an extension of the proposed boundaries: PROVIDED, FURTHER, That the boundaries of any drainage district heretofore or hereafter established may be extended by the ((board-of)) county ((commissioners)) legislative authority so as to include other lands in ((said)) the county upon petition signed by the owners of a majority of the acreage of ((said)) the land within the proposed extension, which ((said)) the petition for extension shall set forth and contain with reference to the extension such matters and things and data so far as applicable, as is provided for in the petition required for presentation to the ((board-of)) county ((commissioners)) legislative authority for the purpose of the formation of the original drainage district: PROVIDED, FURTHER, That all necessary expense incident to making ((such)) the extension, together with a proportionate share of the first cost of any drainage system existing in the original district at the time of making ((such)) the extensions, shall be levied against and apportioned to the lands included in such extension, as in this chapter provided. In such case the ((board-of)) county ((commissioners)) legislative authority shall give the like notice as provided for in this section of the hearing of the original petition, and the final hearing thereof may, in such case, be continued from time to time for a period not exceeding sixty days, and if upon final hearing the ((board-of)) county ((commissioners)) legislative authority deems it advisable, and to the best interest of all concerned, ((they)) it may grant the prayer of ((such)) the petitioner or petitioners in whole or in part. ((And-said-board-of)) The county

~~((commissioners)) legislative authority of ((such)) the county shall enter an order on the records of ((their)) its office setting forth all facts found by ((them)) it upon the final hearing of ((said)) the petition, and which may be adduced by ((them)) it from the evidence heard on the final hearing thereof: AND PROVIDED FURTHER, That any drainage system constructed in the original drainage district may be extended into the ((said)) extension by the board of drainage commissioners of ((said)) the drainage district, in the same manner, and by the same method of procedure as is provided by law for the construction of ((said)) the drainage system within the ((said)) original drainage district.~~

*Sec. 70 was vetoed, see message at end of chapter.

*Sec. 71. Section 4, chapter 115, Laws of 1895 and RCW 85.06.040 are each amended to read as follows:

Upon the entry of the findings on the final hearing of ((said)) the petition as set forth in the last preceding section, ~~((said board of county commissioners))~~ the county legislative authority of ((said)) the county, if ((they)) it finds ((said)) the proposed drainage system will be conducive to the public health, welfare and convenience, and will increase the public revenue and be of special benefit to the majority of the lands included within ((said)) the boundaries, shall give notice of an election to be held in ((such)) the proposed drainage district for the purpose of determining whether the same shall be organized under the provisions of this chapter as a drainage district of the state of Washington, and for the further purpose of choosing at such election three commissioners who shall be known and designated as "drainage commissioners" for ((said)) the district proposed to be organized, which ((said)) the three commissioners shall, upon their election, be the district authorities of ((said)) the drainage district, and such notice shall particularly describe the boundaries as established by the ~~((board of))~~ county ~~((commissioners))~~ legislative authority on its final hearing of ((said)) the petition, and shall state the name of ((such)) the proposed drainage district and approximately the number of acres of land in ((said)) the district to be benefited thereby, and the same shall be published ~~((for))~~ at least once a week for two successive weeks ~~((prior to such election))~~ in a ~~((weekly newspaper printed and published within the county within which said district is located, and in case no such newspaper be printed or published therein, then in some such))~~ newspaper of general circulation ~~((therein, for two successive issues thereof))~~ in the proposed district, and shall be posted for the same period in at least four public places within the boundaries of ((said)) the proposed district; ((such)) the notice shall designate the place within the proposed district where the election shall be held, and require the voters to cast ballots which shall contain the words "drainage district, yes," or "drainage district, no," and also the names of ~~((persons voted for))~~ candidates for commissioners of ((said)) the drainage district. The ~~((board of))~~ county ~~((commissioners))~~ legislative authority shall also appoint two judges, one inspector and two clerks for ((such)) the election, whose

compensation shall be the same as in other elections for the election of county and state officers and shall be a charge upon ((said)) the district, in case the same be established, and shall be paid in the same manner as other expenses are paid which are incurred in the establishment and construction of ((said)) the improvement. In case ((said)) the district ((be)) is not established, then all costs and expenses shall be collectible from the bond hereinbefore provided for, and any person having a charge against ((said)) the district shall have a right of action thereon.

*Sec. 71 was vetoed, see message at end of chapter.

Sec. 72. Section 11, chapter 115, Laws of 1895 as last amended by section 74, chapter 80, Laws of 1977 ex. sess. and RCW 85.06.110 are each amended to read as follows:

A summons stating briefly the objects of the petition and containing a description of the land, real estate, premises or property sought to be appropriated, and those which it is claimed to be benefited by ((such)) the improvement, and stating the court wherein ((said)) the petition is filed, the date of the filing thereof and when the defendants are required to appear (which shall be ten days, exclusive of the day of service, if served within the county in which the petition is pending, and if in any other county, then twenty days after such service, and if served by publication, then within thirty days from the date of the first publication), shall be served on each and every person named therein as owner, encumbrancer, tenant or otherwise interested therein. ((Said)) The summons must be subscribed by the commissioners, or their attorney, running in the name of the state of Washington and directed to the defendants; and service thereof shall be made by delivering a copy of such summons to each of the persons or parties so named therein, if a resident of the state, or in case of the absence of ((such)) that person or party from his or her usual place of abode, by leaving a copy of ((such)) the notice at his or her usual place of abode, or in case of a foreign corporation, at its principal place of business in this state with some person of more than sixteen years of age; in case of domestic corporations, ((said)) the service shall be made upon the president, secretary or other director or trustee of ((such)) the corporation; in case of persons under eighteen years of age, on their guardians; or in case no guardian shall have been appointed, then on the person who has the care and custody of ((such)) the person; in the case of mentally ill or mentally incompetent persons, on their guardian or limited guardian; or in case no guardian or limited guardian shall have been appointed, then on ((such)) the person and on the person in whose care or charge ((such)) the person is found. In case the land, real estate, premises or other property sought to be appropriated, or which it is claimed will be benefited by such improvement, is state, tide, school or county land, the summons shall be served on the auditor of the county in which the land, real estate, premises or other property sought to be appropriated, or which it is claimed will be benefited, is situated. In all

cases where the owner or person claiming an interest in ~~((such))~~ the real or other property is a nonresident of this state, or where the residence of ~~((such))~~ the owner or person is unknown, and an affidavit of one or more of the commissioners of ~~((said))~~ the district shall be filed that ~~((such))~~ the owner or person is a nonresident of this state, or that after diligent inquiry his residence is unknown or cannot be ascertained by ~~((such))~~ the deponent, service may be made by publication thereof in a newspaper ~~((published))~~ of general circulation in the county where ~~((such))~~ the lands are situated, once a week for three successive weeks ~~((; and in case no newspaper is published in such county, then such publication may be had in a newspaper published in the county nearest to the county in which lies the land sought to be appropriated, or which it is claimed will be benefited by said improvement))~~. ~~((Such))~~ The publication shall be deemed service upon each nonresident person or persons whose residence is unknown. ~~((Such))~~ The summons may be served by any competent person eighteen years of age or over. Due proof of service of ~~((such))~~ the summons by affidavit or publication shall be filed with the clerk of ~~((such))~~ the court before the court shall proceed to hear the matter. Want of service of ~~((such))~~ notice shall render the subsequent proceedings void as to the person not served; but all persons or parties having been served with summons as herein provided, either by publication or otherwise, shall be bound by the subsequent proceedings. In all cases not otherwise provided for service of notice, order and other papers in the proceedings authorized by this chapter may be made as the superior court, or the judge thereof, may direct: PROVIDED, That personal service upon any party outside of the state shall be of like effect as service by publication.

Sec. 73. Section 1, chapter 165, Laws of 1907 as amended by section 1, chapter 14, Laws of 1915 and RCW 85.07.020 are each amended to read as follows:

Any drainage district or diking district in the state of Washington may be dissolved by order of the superior court of the county wherein the same is organized, upon a hearing had upon a verified petition praying for ~~((such))~~ the dissolution, signed by not less than two-thirds of the adult landowners of such district, who own in the aggregate not less than three-fourths in area of the land contained in ~~((said))~~ the district, when it shall be determined by the court, that not less than four weeks' notice of ~~((such))~~ the hearing has been given by posting notices in five of the most public places of the district sought to be dissolved, and by the insertion in a ~~((weekly))~~ newspaper of ((such)) general circulation in the county once a week for four successive weeks next prior to ~~((such))~~ the hearing, and the costs of dissolution have been advanced and that it is for the best interest of the landowners in ~~((said))~~ the district that ~~((the same))~~ it be dissolved: PROVIDED, The ditches, drains, dikes and other improvements of dissolved districts, shall be and remain for the common use of the landowners in ~~((said))~~ the district so dissolved.

***Sec. 74. Section 6, chapter 209, Laws of 1959 and RCW 85.08.070 are each amended to read as follows:**

The board shall send a copy of ~~((such))~~ the petition or resolution to the state director, and ask for an estimate of the total cost of the survey, investigation, and report, which he may make and file with the board. It shall, by resolution, fix the time and place of a hearing on the petition or resolution and report, and shall give notice thereof by posting a copy in a conspicuous place in each voting precinct or fraction thereof in the area, and by publishing a copy once a week for three successive ~~((weekly-issues))~~ weeks in a newspaper of general circulation in the area; the posting and the first publication to be at least thirty days before the hearing. The notice shall contain a copy of the petition or resolution and of the estimate of expense, the time and place of hearing, state that the expense of the survey and investigation contemplated in the petition or resolution will be charged against the lands described therein and require everyone interested to appear at such time and place and show cause in writing, if any he has, why the prayer of the petition or resolution should not be granted.

***Sec. 74 was vetoed, see message at end of chapter.**

Sec. 75. Section 5, chapter 184, Laws of 1967 and RCW 85.15.040 are each amended to read as follows:

When a property roll is filed with the ~~((board-of))~~ county ~~((commissioners))~~ legislative authority, the ~~((board))~~ county legislative authority shall hold a public hearing to determine whether the facts and conditions heretofore recited in this chapter as a prerequisite to its application do or do not exist, and shall give notice of hearing as follows:

The notice shall be published at least ~~((three-times-in-consecutive-issues-in-a-weekly-newspaper, or))~~ once a week for three consecutive weeks in a ~~((daily))~~ newspaper~~((, published in or near said district, and if there is more than one such paper, then in some paper chosen by the board of county commissioners))~~ having general circulation in the area involved. The last publication shall be more than fifteen days prior to date of hearing.

Sec. 76. Section 5, chapter 45, Laws of 1951 and RCW 85.18.040 are each amended to read as follows:

The notice of the time and place of hearing shall be given to any owner, or reputed owner, of the property which is listed on the roll as aforesaid, by mailing a copy thereof at least thirty days before the date fixed for the hearing to ~~((such))~~ the owner or owners at his or their address as shown on the tax rolls of the county treasurer for the property described. In addition thereto, ~~((such))~~ the notice shall be published at least ~~((three-times-in-the-daily-or-weekly))~~ once a week for three consecutive weeks in a newspaper ~~((published in or nearest to said district, and if there be more than one such, then the newspaper of the choice of said board of commissioners))~~ of general circulation in the district. At least fifteen days must elapse between the last date of publication thereof and the date fixed for ~~((such))~~ the hearing.

***Sec. 77. Section 3, chapter 131, Laws of 1917 and RCW 85.20.030 are each amended to read as follows:**

Whenever a petition is presented as provided in RCW 85.20.020, the clerk of the ~~((board of))~~ county ~~((commissioners))~~ legislative authority shall give notice of an election to be held on a day, and at a place within the district, to be fixed in ~~((such))~~ the notice, at which the electors of the district shall vote for or against the reorganization of the district so petitioning as a drainage or a diking improvement district. The notice shall state the number of the district so petitioning to reorganize, the place where and the time when the election is to be held, and shall require the voters to cast ballots which shall contain the words "Reorganization, Yes", or "Reorganization, No". ~~((Such))~~ The notice shall be posted for at least twenty days prior to the date fixed for the election in four of the public places in the district~~((;))~~ and ~~((if the board of county commissioners shall so direct,))~~ shall be published once a week for four successive weeks in some newspaper ~~((published))~~ of general circulation in the county, the last publication of which shall be not less than ten days prior to the day fixed for such election.

*Sec. 77 was vetoed, see message at end of chapter.

Sec. 78. Section 8, chapter 131, Laws of 1917 and RCW 85.20.090 are each amended to read as follows:

Upon the preparation of the roll and the adoption of the resolution, the clerk of the ~~((board))~~ county legislative authority shall cause to be published in some newspaper ~~((published in the county and))~~ of general circulation ~~((therein))~~ in the county, a notice containing a copy of the resolution and stating that on the date fixed therein for the hearing the board will meet and hear any objection offered to the proposed levy of the assessment or to the issuance of refunding bonds or to the assessment roll or any assessment therein contained; and stating that all persons interested may file any objections they may have to the proposed levy or issuance of bonds or the assessment roll with the ~~((board of commissioners))~~ county legislative authority prior to the date fixed for ~~((such))~~ the hearing. The last publication of ~~((such))~~ the notice shall not be less than ten days prior to the date fixed for such hearing.

***Sec. 79. Section 3, chapter 182, Laws of 1933 and RCW 85.22.030 are each amended to read as follows:**

Whenever a petition is presented as provided in RCW 85.22.020, the clerk of the ~~((board of))~~ county ~~((commissioners))~~ legislative authority shall give notice of an election to be held on a day, and at a place within the district, to be fixed in ~~((such))~~ the notice, at which the electors of the district shall vote for or against the reorganization of the district so petitioning as a drainage and irrigation improvement district or diking, drainage and irrigation improvement district. The notice shall state the number of the district so petitioning to reorganize, the place where and the time when the election is to be held, and shall require the voters to cast ballots which shall contain the

words "Reorganization, Yes", or "Reorganization, No". ~~((Such))~~ The notice shall be posted for at least twenty days prior to the date fixed for the election in four of the public places of said district(;) and ((if the board of county commissioners shall so direct,)) shall be published once a week for four successive weeks in ((some)) a newspaper ((published)) of general circulation in the county, the last publication of which shall be not less than ten days prior to the day fixed for ((such)) the election.

*Sec. 79 was vetoed, see message at end of chapter.

Sec. 80. Section 8, chapter 182, Laws of 1933 and RCW 85.22.080 are each amended to read as follows:

Upon the preparation of the roll and the adoption of the resolution, the clerk of the ~~((board))~~ county legislative authority shall cause to be published in some newspaper ~~((published in the county and))~~ of general circulation ~~((therein))~~ in the county, a notice containing a copy of the resolution and stating that on the date fixed therein for the hearing the ~~((board))~~ county legislative authority will meet and hear any objection offered to the proposed levy of the assessment roll or any assessment therein contained; and stating that all persons interested may file any objections that they may have to the proposed levy or issuance of bonds or the assessment roll with the ~~((board of commissioners))~~ county legislative authority prior to the date fixed for ~~((such))~~ the hearing. The last publication of ~~((such))~~ the notice shall not be less than ten days prior to the date fixed for such hearing.

*Sec. 81. Section 4, chapter 225, Laws of 1909 as amended by section 3, chapter 140, Laws of 1923 and RCW 85.24.040 are each amended to read as follows:

Upon the establishment of a district ~~((as aforesaid))~~, the ~~((said))~~ body shall give notice of an election to be held in the diking and drainage district established~~((as aforesaid,))~~ for the purpose of determining whether the same shall be approved and become an organized diking and drainage district, and for the further purpose of choosing at ~~((such))~~ the election three commissioners, who shall be known and designated as "Commissioners for diking and drainage district No. (here insert number), in and counties (here insert names of counties), state of Washington", and such notice shall particularly describe the boundaries as established, and shall state the name of ~~((such))~~ the proposed diking and drainage district, and the same shall be published ~~((for))~~ at least ~~((two weeks prior to such election in two or more weekly newspapers published within the proposed district, and in case no such newspaper be published in such district, then))~~ once a week in two or more newspapers of general circulation in such district for two successive ~~((issues))~~ weeks, and shall be posted for the same period in at least ten public places within the boundaries of ~~((such))~~ the proposed district, which notice shall designate the places within the proposed district where the ~~((said))~~ election shall be held, and require the voters to cast ballots which shall contain the words "Diking and drainage district 'yes'", or "Diking and drainage

district 'no", and also the names of the persons voted for as commissioners of such district. The voting places shall be designated by ~~((such))~~ the body; ~~((said))~~ the body shall also appoint two judges, one inspector and two clerks for ~~((such))~~ the election, to act at each polling place, whose compensation shall be the same as in elections for county and state officers, and which shall be a charge upon ~~((such))~~ the district in case the same ~~((be))~~ is established; in case such district ~~((be))~~ is not established, then all costs and expenses shall be collected from the bond hereinbefore provided for. The election shall be held on the day designated in the notice, and shall be conducted in accordance with the general election laws of the state of Washington, as far as applicable. The returns of all the elections hereunder shall be made by the judges of election to the ~~((commissioner of public lands))~~ department of natural resources. No person shall be entitled to vote at ~~((such))~~ the election unless he ~~((be))~~ is a qualified elector in the county in which ~~((said))~~ the district is located, and shall either have resided within the boundaries of ~~((such))~~ the proposed district for a period of not less than ninety days next preceding the election, or shall be the owner of an interest in real estate situated within ~~((said))~~ the proposed district. The ~~((commissioner of public lands))~~ department of natural resources shall, within fifteen days next succeeding ~~((said))~~ the election, canvass the vote, and if upon ~~((such))~~ the canvass and count it appears that the majority of votes cast in each of the counties are for "Diking and drainage district 'yes'", then the ~~((said))~~ body shall immediately certify to the ~~((board of))~~ county ~~((commissioners))~~ legislative authority of each county interested and to the ~~((commissioner of public lands))~~ department of natural resources the result of ~~((such))~~ the election, and shall in such certificate declare the proposed territory duly organized as a drainage and diking district; and that the three persons receiving the highest number of votes are duly elected commissioners of ~~((such))~~ the diking and drainage district. The commissioners so elected shall hold their position for the period of two years from and after their election and until their successors are elected and qualified. All commissioners must be qualified electors of the district. Any vacancies occurring upon ~~((said))~~ the board by failure to qualify, death or resignation, or otherwise, shall be filled by the board of commissioners of ~~((said))~~ the district. After the first election a general election for the election of ~~((such board of commissioners))~~ the county legislative authority for the diking and drainage district shall be held every second year thereafter, on the first Tuesday of October, and the returns thereof shall be canvassed by the ~~((commissioner of public lands, who))~~ department of natural resources, which shall certify the result to the respective ~~((boards of))~~ county ~~((commissioners))~~ legislative authorities. The ~~((commissioner of public lands))~~ department of natural resources at the time of certifying any election shall also issue a certificate to each person elected as a member of the board that he has been duly elected as one of the commissioners for diking and drainage district No. in the counties of and, state of Washington.

No official ballot shall be required at the first or any subsequent election, and the law known as the "Direct Primary Law" of this state shall have no application to the elections held under this chapter.

**Sec. 81 was vetoed, see message at end of chapter.*

**Sec. 82. Section 5, chapter 225, Laws of 1909 as last amended by section 26, chapter 156, Laws of 1981 and RCW 85.24.070 are each amended to read as follows:*

The members of ((such)) the board, before entering upon their duties, shall take and subscribe on oath substantially as follows:

<i>State of Washington,</i>	}	
	}	<i>ss.</i>
<i>County of</i>	}	

I, the undersigned, a member of the board of commissioners of the diking and drainage district No., in and counties, do solemnly swear (or affirm) that I will well and truly discharge my duties as a member of ((said)) the commission.

The members shall also, before entering upon their duties, give a bond to the state of Washington for the benefit of ((such)) the diking and drainage district, for the faithful performance of their duties as ((such)) the board of commissioners, in the penal sum of five thousand dollars with a company or corporation as surety, authorized to make and execute official bonds under the laws of the state, the district to bear the expense of ((such)) the bond; and upon the oath and bond being filed with the commissioner of public lands, that officer shall enter an order upon his records that the three persons named as aforesaid have qualified as the board of commissioners for diking and drainage district No., in and counties, and that ((said)) the persons and their successors do and shall constitute a board of commissioners for the aforesaid diking and drainage district; which order when made shall be conclusive of the regularity of the election and qualification of the board of diking and drainage commissioners for the particular district, and the persons named therein shall constitute such board of diking and drainage commissioners.

The ((said)) board of diking and drainage commissioners shall thereupon immediately organize and elect one of their number as chairman and another as secretary. The ((said)) board shall then proceed to make and cause to be made specifications and details of a system which may be adopted by the board for the improvements to be made, together with an estimate of the total cost thereof, and shall, upon the adoption of a plan of improvement of the district as aforesaid, proceed to acquire the necessary property and property rights for the construction, establishment and maintenance of ((said)) the system either by purchase or by power of eminent domain as hereinafter provided. Upon ((such)) the acquisition being ((had)) made, the board shall then proceed with the construction of ((said)) the diking and drainage system

and in doing so shall have the power to do the work directly or in its discretion to have all or any part of ((said)) the work done by contract. In case the board shall decide upon doing the same by contract, it shall advertise for bids for ((said)) the construction work, or such part thereof as they may determine to have done by contract, and shall have the authority to let a contract to the lowest responsible bidder after advertising for bids.

Any contractor doing work hereunder shall be required to furnish a bond as provided by the laws of the state of Washington relating to contractors of public work.

The board shall have the right, power and authority to issue vouchers or warrants in payment or evidence of payment of any and all expenses incurred under the provisions of this chapter, and shall have the power to issue the same to any contractor as the work progresses, the same to be based upon the partial estimates furnished from time to time by engineers of said district. All warrants issued hereunder shall draw interest at a rate determined by the board.

Upon the completion of the construction of ((said)) the system, and ascertainment of the total cost thereof including all compensation and damages and costs and expenses incident to the acquiring of the necessary property and property right, the board shall then proceed to levy an assessment upon the taxable real property within the ((said)) district which the board may find to be specially benefited by the proposed improvements, and shall make and levy ((such)) the assessment upon each piece, lot, parcel and separate tract of real estate in proportion to the particular and special benefits thereto. Upon determining the amount of the assessment against each particular tract of real estate as aforesaid, the commissioners shall make or cause to be made an assessment roll, in which shall appear the names of the owners of the property assessed, so far as known, and a general description of each lot, block, parcel or tract of land within ((such)) the district, and the amount assessed against the same, as separate, special or particular benefits. The board shall thereupon make an order setting and fixing a day for hearing any objections to the assessment roll by any one affected thereby, which day shall be at least twenty days after the mailing of notices thereof, postage prepaid, as herein provided. The board shall send or cause to be sent by mail to each owner of the premises assessed, whose name and place of residence is known, a notice, substantially in the following form((, to wit)):

To: Your property (here describe the property) is assessed \$. A hearing on the assessment roll will be had before the undersigned at the office of the ((said)) board at on the day of at which time you are notified to be and appear and to make any and all objections which you may have as to the amount of the assessment against your property, or as to whether it should be assessed at all; and to make any and all objections which you may have to the ((said)) assessment against your lands, or any part or portion thereof.

The failure to send or cause to be sent ((such)) the notice shall not be fatal to the proceedings herein described. The secretary of the board on the mailing of ((said)) the notices shall certify generally that he has mailed ((such)) the notices to the known address of all owners, and ((such)) the certificate shall be prima facie evidence of the mailing of all such notices at the date mentioned in the certificate.

The board shall cause at least ten days' notice of the hearing to be given by posting notice in at least ten public places within the boundaries of the district, and by publishing the same at least ~~((five successive times in a daily newspaper published in each of the counties affected, and for at least two successive weeks in one or more weekly newspapers within the boundaries of said district, in each county if there be such newspapers published therein, and if there be no such newspaper published, then))~~ twice a week for two successive weeks in one or more ((weekly)) newspapers, ((having a)) of general circulation in the district, ((for two successive weeks,)) which notice shall be signed by the chairman or secretary of the ((said)) board of commissioners, and shall state the date and place of hearing of objections to the assessment roll and levy, and of all other objections; and that all interested parties will be heard as to any objection to ((said)) the assessment roll and the levies as therein made.

*Sec. 82 was vetoed, see message at end of chapter.

Sec. 83. Section 8, chapter 225, Laws of 1909 and RCW 85.24.150 are each amended to read as follows:

The final assessment shall be a lien paramount to all other liens except liens for taxes and other special assessments upon the property assessed, from the time the assessment roll shall have been finally approved by the ((said)) board, and placed in the hands of the county treasurers as collectors. After the roll shall have been delivered to the county treasurers for collection, each treasurer shall proceed to collect the amounts due in the manner that other taxes are collected as to all lands situated within the county of which he is treasurer. ((Such)) The treasurer shall give at least ten days' notice in one or more ((daily)) newspapers ((published)) of general circulation in the counties in which the lands are situated for two successive weeks, that ((such)) the roll has been certified to him for collection, and that unless payment be made within thirty days from the date of the notice, that the sum charged against each lot or parcel of land shall be paid in not more than ten equal annual payments, with interest upon the whole sum so charged, at a rate not to exceed seven percent per annum. ((Said)) The interest shall be paid annually. The county treasurer shall proceed to collect the amount due each year upon the publication of notice as hereinafter provided. In such publication notice it shall not be necessary to give a description of each tract, piece or parcel of land, or of the names of the owners thereof.

The treasurer shall also mail a copy of the notice to the owner of the property assessed, when the post office address of ~~((such))~~ the owner is known to the treasurer; but the failure to mail ~~((such))~~ the notice shall not be necessary to the validity of the collection of ~~((such))~~ the tax.

Sec. 84. Section 7, chapter 131, Laws of 1961 as amended by section 123, chapter 195, Laws of 1973 1st ex. sess. and RCW 85.32.060 are each amended to read as follows:

When the board causes a property roll to be filed with it and a hearing to be held thereon as provided in this chapter, it shall give notice of ~~((such))~~ the hearing in the following manner:

The notice shall be published at least three times in consecutive issues in a weekly newspaper, or once a week for three consecutive weeks in a daily newspaper ~~((, published in or near said district, and if there is more than one such paper, then in some paper chosen by the board))~~ having general circulation in the area involved. The last publication shall be more than fifteen days prior to date of hearing. The board also shall cause a copy of ~~((such))~~ the notice to be mailed in regular course of the federal mail at least thirty days prior to the date of ~~((such))~~ the hearing to the owner or reputed owner of ~~((such))~~ the property at his address, all as shown on the tax rolls or records of the county taxing agencies of the county wherein the property is situated, such notice being deemed adequate and sufficient. The sworn affidavit of the one doing such mailing shall be deemed conclusive of the fact that ~~((such))~~ the notice was mailed.

~~((Such))~~ The notice shall state the following:

(1) That the board has tentatively determined that the property of the owner or reputed owner named is receiving and will receive service and benefit from the facilities of the district;

(2) That the board has caused a tentative roll of ~~((such))~~ the properties with any improvements thereon which are receiving and will receive ~~((such))~~ service and benefit to be filed with it; and that ~~((such))~~ the roll shows a base of valuation thereon for ~~((said))~~ the properties against which annual dollar rates will be levied and collected in the same manner as general taxes to pay the fair value of the benefit and service received and to be received by ~~((such))~~ the property through use of the facilities of the district, and to pay the annual cost of operation, development and maintenance of the district and its facilities;

(3) That on a date, time and place stated, the board will give consideration to the facts and the roll, will hear all objections filed, will review ~~((said))~~ the roll and alter, modify, or change the same consistent with facts established and with equity and fair dealing concerning the properties involved to the end that just levies will be made for service and benefits received and to be received against each property for the purposes mentioned; and at the hearing or continuance thereof, it will adopt the roll in final form and certify and file a copy thereof with the assessor and treasurer of the

county wherein the property is located; and will cause annual millage to be levied against such established valuations for the purposes stated;

(4) That all persons desiring to object to the proceedings, to the proposed base valuations, or to any other thing or matter in connection with the proceedings, must file written objections with the board stating clearly the basis of ~~((such))~~ the objection before the time of the hearing, or all objections will be deemed waived.

***Sec. 85. Section 2, chapter 154, Laws of 1967 and RCW 85.36.010 are each amended to read as follows:**

Any two or more diking districts, two or more drainage districts, or two or more diking and/or drainage improvement districts, heretofore organized or which may hereafter be organized pursuant to any of the laws of the state of Washington desiring to consolidate into one district may upon petition signed by the owners of real property representing a majority of the acreage therein to the governing body of the respective districts, or, in the alternative, by resolution of a majority of the members of the governing body of each district, effect ~~((such))~~ the consolidation by the governing body of ~~((said))~~ the district so desiring to consolidate, giving thirty days notice of an election for ~~((such))~~ that purpose to be held in each of ~~((said))~~ the districts, setting forth in ~~((said))~~ the notice the date of ~~((said))~~ the election and the object of the same, ~~((said))~~ the notice to be given and posted as notice of the annual election of members of the governing body within ~~((said))~~ the district, and if no provision is made for the giving of ~~((such))~~ notice, then as provided in the general diking law, and then publication of the same once a week for at least three ~~((successive-issues))~~ weeks in a ~~((weekly))~~ newspaper ~~((published-in-the-county-in-which-such-districts-are-located-and))~~ of general circulation in ~~((said))~~ the districts~~((:-PROVIDED, That where there is no newspaper so published or circulated, then publication of the notice of said election may be dispensed with))~~.

Nothing contained herein shall be construed to limit or interfere with the existing power or authority presently held by any of ~~((said))~~ the districts to consolidate one with another.

Implementation of a consolidation pursuant hereto and future repair, improvement or maintenance of any district system may be as provided for consolidated diking districts in RCW 85.05.570 et seq. through RCW 85.05-.600 and such provisions thereof as can be made applicable shall fully apply to consolidation of any districts therein provided for.

***Sec. 85 was vetoed, see message at end of chapter.**

Sec. 86. Section 15, chapter 159, Laws of 1935 and RCW 86.16.067 are each amended to read as follows:

No flood control zone shall be established, altered or revised without notice previously given by the state supervisor of flood control to the owners of the lands included in such zone or in any alteration or revision thereof by previous publication of ~~((said))~~ the notice once a week for three consecutive

weeks in a newspaper of general circulation (~~((published))~~) in the county where ~~((said))~~ the lands or the greater portion thereof are situated, and selected by ~~((said))~~ the state supervisor, ~~((for three consecutive weekly issues of said newspaper;))~~ stating briefly a general description in terms of government sections, townships and ranges, of the lands within ~~((such))~~ the zone or alteration or revision thereof, and the general objects of the establishment or alteration or revision of ~~((such))~~ the zone and the day, hour and place where written objections may be submitted and heard.

Sec. 87. Section 25, page 684, Laws of 1889-90 as last amended by section 2, chapter 209, Laws of 1981 and RCW 87.03.310 are each amended to read as follows:

On or before the thirty-first day of December of each year, the treasurer of each county shall post and publish the delinquency list, which shall contain the names of persons to whom the property is assessed and a description of the property delinquent and the amount of the assessment and costs due, opposite each name and description.

The treasurer shall append to and post with the list a notice, at least twenty days before the sale, that unless the assessments together with costs and accrued interest are paid, the property will be sold at public auction. One copy thereof shall be posted in the county courthouse, and the treasurer shall provide four copies to the irrigation district in which the property is located. The irrigation district shall post one copy in the irrigation district office and three copies in public places in the district. ~~((Such))~~ The notice shall be published once a week for three successive weeks in a newspaper of general circulation (~~((published))~~) in the county. Notices shall designate the time and place of sale. The time of sale shall be not less than twenty-one nor more than thirty-five days from the date of posting and from the date of the first publication of the notice thereof, and the place of the sale shall be at some point designated by the treasurer. At least ten days prior to the date of the public auction, the treasurer shall send by first class mail a notice to the taxpayer or owner of record of the land having a delinquent assessment. The notice shall contain a statement of the amount of the delinquent assessment plus interest as provided in RCW 87.03.270, as now or hereafter amended, accruing from the date of delinquency; a ten dollar delinquency charge owing on the land; the time, date, and place of the sale of properties having delinquent assessments; and a statement that failure to pay the assessment prior to the date of sale will result in a sale of the property.

Sec. 88. Section 34, page 688, Laws of 1889-90 as last amended by section 217, chapter 167, Laws of 1983 and RCW 87.03.430 are each amended to read as follows:

Whenever interest payments on bonds are due, the treasurer of ~~((said))~~ the county shall pay the same from the bond fund belonging to ~~((such))~~ the district and deposited with ~~((such))~~ the treasurer. Whenever, after ten years

from the issuance of ~~((said))~~ the bonds, ~~((said))~~ the fund shall amount to the sum of ten thousand dollars, the board of directors may direct the treasurer to pay such an amount of ~~((said))~~ the bonds not due as the money in ~~((said))~~ the fund will redeem, at the lowest value at which they may be offered for liquidation, after advertising in ~~((some daily))~~ a newspaper of general circulation in the county for such period of time not less than four weeks as the board shall order for sealed proposals for the redemption of ~~((said))~~ the bonds. ~~((Said))~~ The proposals shall be opened by the board in open meeting, at a time to be named in the notice, and the lowest bid for ~~((said))~~ the bonds must be accepted: PROVIDED, That no bond shall be redeemed under the foregoing provision at a rate above par. In case the bids are equal, the lowest numbered bond shall have the preference. In case none of the owners of ~~((said))~~ the bonds shall desire to have the same redeemed, as herein provided for, ~~((said))~~ the money shall be invested by the treasurer of ~~((said))~~ the county, under the direction of the board, in United States bonds, or the bonds of the state, which shall be kept in ~~((said))~~ the bond fund, and may be used to redeem ~~((said))~~ the district bonds whenever the owners thereof may desire.

Sec. 89. Section 62, page 699, Laws of 1889-90 as amended by section 37, chapter 129, Laws of 1921 and RCW 87.03.655 are each amended to read as follows:

The secretary of the board of directors shall cause a notice of the filing of ~~((such))~~ the petition to be published for at least two weeks in ~~((some))~~ a newspaper ~~((published))~~ of general circulation in the county where the office of the board of directors is situated, and if any portion of ~~((such))~~ the territory to be excluded lies within another county or counties, then ~~((said))~~ the notice shall be so published in a newspaper ~~((published))~~ of general circulation within each of ~~((said))~~ the counties ~~((; or if no newspaper be published therein, then by posting such notice for the same time in at least three public places in said district, and in case of the posting of said notices, one of said notices must be so posted on the lands, or within the boundaries of the former district, proposed to be excluded))~~. The notice shall state the filing of ~~((such))~~ the petition, the names of the petitioners, a description of the lands, or the name and number of the former district, mentioned in ~~((said))~~ the petition, and the prayer of ~~((said))~~ the petition; and it shall notify all persons interested in or that may be affected by ~~((such))~~ the change of the boundaries of the district to appear at the office of ~~((said))~~ the board at a time named in ~~((said))~~ the notice, and show cause in writing, if any they have, why the change of the boundaries of ~~((said))~~ the district, as proposed in ~~((said))~~ the petition, should not be made. The time to be specified in the notice at which they shall be required to show cause shall be the regular meeting of the board next after the expiration of the time for the publication of the notice.

Sec. 90. Section 2, chapter 138, Laws of 1925 ex. sess. and RCW 87-03.755 are each amended to read as follows:

Upon the adoption of the resolution as provided in RCW 87.03.750, the board of directors of the district shall cause to be served upon the director of ~~((conservation and development))~~ the department of ecology, and to be published once a week for four successive weeks in a ~~((weekly))~~ newspaper ~~((published and))~~ of general circulation in the county in which the district is situated a notice that at the time and place fixed in the ~~((said))~~ notice, the board will hold a public hearing for the further consideration of the plan proposed, which notice shall set forth a copy of the resolution adopted by the board, and state that at ~~((such))~~ the hearing the board will receive and consider any objections to the proposed plan and/or suggestions for modification thereof, of any person interested, and at the conclusion of the hearing, or the final adjournment thereof, the board will proceed by resolution to adopt the plan proposed, or ~~((such))~~ the modification of ~~((such))~~ the plan as may be determined by the board, and reduce the boundaries of the district and exclude therefrom such lands as cannot be furnished with sufficient water for successful irrigation, and provide for the repayment to the owners of ~~((such))~~ the excluded lands of any assessments paid thereon, and the cancellation of all unpaid assessments against excluded lands.

Sec. 91. Section 8, chapter 237, Laws of 1951 and RCW 87.53.080 are each amended to read as follows:

The clerk shall docket the proceedings entitled "In the matter of the dissolution of irrigation district," and the court shall direct the clerk to give notice thereof. The notice shall contain a general statement of the nature of the proceedings, and notify all persons having claims against the district to present them on or before a day specified therein, and shall be published once a week for at least six weeks in a newspaper ~~((published))~~ of general circulation in the county. Any claim not so filed shall be barred.

Sec. 92. Section 6, chapter 124, Laws of 1925 ex. sess and RCW 87-.56.060 are each amended to read as follows:

The court shall thereupon fix a time and place for a hearing of ~~((said))~~ the complaint and notice of ~~((said))~~ the hearing shall be published once a week for two successive weeks ~~((three weekly issues))~~ in a newspaper of general circulation ~~((published))~~ in each county in which any lands in the district are located.

Sec. 93. Section 9, chapter 124, Laws of 1925 ex. sess. and RCW 87-.56.080 are each amended to read as follows:

The receiver immediately after his appointment or within such further time as the court shall fix, shall cause to be published in some newspaper of general circulation ~~((printed))~~ in the county where the dissolution proceedings are pending, ~~((if there be one, if not, then in such newspaper as may be~~

~~designated by the court,))~~ notice to creditors of the district once a week for two successive weeks (~~((three weekly issues))~~).

Sec. 94. Section 15, chapter 124, Laws of 1925 ex. sess. and RCW 87-.56.130 are each amended to read as follows:

The court thereupon shall fix a time and place for hearing the receiver's report, notice of ~~((such))~~ the hearing shall be published in a newspaper of general circulation (~~((published))~~) in each county in which lands within the district are situated, and such other newspapers as the court shall determine once a week for ~~((a period of))~~ two successive weeks (~~((three weekly issues))~~ and). A copy of ~~((said))~~ the notice shall be posted in the office of the board of directors of the district.

Sec. 95. Section 5, chapter 236, Laws of 1907 and RCW 88.32.070 are each amended to read as follows:

After the return of the assessment roll to the ~~((board of))~~ county ~~((commissioners they))~~ legislative authority it shall make an order setting a day for the hearing upon any objections to the assessment roll by any parties affected thereby who shall be heard by ~~((said board of))~~ the county ~~((commissioners))~~ legislative authority as a board of equalization, which date shall be at least twenty days after the filing of such roll. It shall be the duty of the ~~((board of))~~ county ~~((commissioners))~~ legislative authority to give, or cause to be given, notice of such assessment, and of the day fixed for the hearing, as follows:

(1) They shall send or cause to be sent, by mail, to each owner of premises assessed, whose name and place of residence is known to them, a notice, substantially in this form, to wit:

"
"Your property (here describe the property) is assessed \$.
for river and harbor improvement to be made in this county.

"Hearing on the assessment roll will be had before the undersigned, at the office of the county commissioners, on the day of 19..

.....
.....
.....
"Board of county commissioners."

But failure to send, or cause to be sent, such notice, shall not be fatal to the proceedings herein prescribed.

(2) They shall cause at least ten days' notice of the hearing to be given by posting notice in at least ten public places in ~~((such))~~ the county, three of which shall be in the neighborhood of ~~((such))~~ the proposed improvement, and by publishing the same at least ~~((five successive days))~~ once a week for two consecutive weeks in ~~((a daily))~~ the official newspaper of ~~((said))~~ the county ~~((if one is published daily), otherwise, for two weeks in~~

~~a weekly newspaper of said county;))~~ which notice shall be signed by the ~~((board of))~~ county ~~((commissioners))~~ legislative authority, and shall state the day and place of the hearing of objections to the assessment roll, and the nature of the improvement, and that all interested parties will be heard as to any objections to said assessment roll.

Sec. 96. Section 5, chapter 23, Laws of 1911 and RCW 91.08.070 are each amended to read as follows:

~~((Said))~~ The petition, after the filing thereof, shall be taken up and considered by the ~~((board))~~ county legislative authority at the next regular or special meeting thereof, or as soon thereafter as may be convenient, and if the petition be defective in any particular it may be amended and an adjournment of the matter may be had to permit of ~~((such))~~ the amendment, for a time not exceeding thirty days. If the petition be defective and be not sufficiently amended within the adjournment taken, it shall be dismissed. But if ~~((such))~~ the petition ~~((be in fact))~~ is sufficient, or if by amendment it be made sufficient, it shall be the duty of the ~~((board))~~ county legislative authority to enter an order setting a time for a public hearing thereon within thirty days from the date of ~~((such))~~ the order, and directing the clerk of the ~~((board))~~ county legislative authority to give notice of the time and place of ~~((such))~~ the hearing in the official newspaper of the county by publication therein at least once each week for three successive weeks before the time of hearing ~~((and in case there be no such official newspaper, then in some newspaper of general circulation in said county. Such)).~~ The notice shall be addressed to the owners of lands not petitioning, as shown by the petition or as may be ascertained to be the fact, and to all other persons known and unknown having or claiming an interest in the lands in the district, and shall state the pendency of the proceeding, its object, the names of the signers of the petition, the number of acres of land they claim to own, the whole number of acres proposed to be improved, the boundaries of the lands to be included in the improvement district, and the time and place of hearing. And notice shall also be given that at the time and place named, or at such time as the same may be adjourned to, the board will consider the petition under the provisions of this chapter, and will hear all objections offered by interested parties and grant or refuse the petition as it may be advised. The clerk of the board shall keep a record of all orders, hearings and proceedings of the board in reference to ~~((such))~~ the waterway district in a separate bound book, designated as the record of proceedings as to such district.

Sec. 97. Section 29, chapter 23, Laws of 1911 and RCW 91.08.310 are each amended to read as follows:

Upon its completion the commissioners shall return their assessment roll into court, and thereupon the court shall make an order setting a time for the hearing thereon before the court, which day shall be at least thirty

days after the entry of ~~((such))~~ the order. The commissioners shall give notice of ~~((such))~~ the assessment and of the day fixed by the court for the hearing thereon in the following manner:

(1) They shall at least twenty days prior to the date fixed for the hearing on ~~((said))~~ the roll, mail to each owner of the property assessed, whose name and address is known to them, a notice substantially in the following form:

"(Title of cause.) To: Pursuant to an order of the superior court of the State of Washington, in and for the county of there will be a hearing in the above entitled cause on at upon the assessment roll prepared by the commissioners heretofore appointed by ~~((said))~~ the court to assess the property specially benefited by the (here describe nature of improvement); and you are hereby required if you desire to make any objection to ~~((said))~~ the assessment roll, to file your objections to the same before the date herein fixed for the hearing upon ~~((said))~~ the roll, a description of your property and the amount assessed against it for the aforesaid improvement is as follows: (Description of property and amount assessed against it.)

.....
.....
.....
Commissioners."

(2) They shall cause at least twenty days' notice to be given of the hearing ~~((when a daily newspaper is published in such county;))~~ by publishing the same ~~((in))~~ at least ~~((five successive issues of said paper; or if no daily newspaper is published in said county and a weekly newspaper is published therein; then in each issue of such weekly newspaper))~~ once a week for two successive weeks in the official county newspaper. ~~((Such))~~ The notice so required to be published may be substantially as follows:

"(Title of cause.) Special Assessment Notice. Notice is hereby given to all persons interested, that an assessment roll has been filed in the above entitled cause providing for the assessment upon the property benefited of the cost of (here insert brief description of improvement) and that ~~((said))~~ the roll has been set down for hearing on the day of at The boundaries of ~~((said))~~ the assessment district are substantially as follows: (here insert an approximate description of the assessment district.) All persons desiring to object to ~~((said))~~ the assessment roll are required to file their objections before said date fixed for the hearing upon

((said)) the roll, and appear on the day fixed for hearing before ((said)) the court.

.....
.....
.....

Commissioners."

Sec. 98. Section 49, chapter 23, Laws of 1911 and RCW 91.08.500 are each amended to read as follows:

The treasurer shall pay the interest on the bonds authorized to be issued by this chapter, on presentation of matured coupons therefor, out of the funds of the district in his hands. Whenever there shall be sufficient money in any such fund (not less than one thousand dollars) over and above sufficient for the payment of matured interest on all outstanding bonds, to pay the principal of one or more bonds, the treasurer shall call in and pay ((such)) the bonds in their numerical order: PROVIDED, That the ((said)) call for bonds shall be made by publication in the official newspaper of the county ((if there be one, or otherwise in some newspaper of general circulation in the county;)) within five days after the semiannual interest period, and shall state that bonds numbered (giving the serial numbers of the bonds called) will be paid on presentation; and that after a date named, not more than fifteen days thereafter, interest on the bonds called shall cease.

NEW SECTION. Sec. 99. A new section is added to chapter 35.21 RCW to read as follows:

Each city and town shall designate an official newspaper by resolution. The newspaper shall be of general circulation in the city or town and have the qualifications prescribed by chapter 65.16 RCW.

NEW SECTION. Sec. 100. A new section is added to chapter 35.22 RCW to read as follows:

Promptly after adoption, every ordinance shall be published at least once in the official newspaper of the city.

NEW SECTION. Sec. 101. A new section is added to chapter 35.30 RCW to read as follows:

Promptly after adoption, every ordinance shall be published at least once in the official newspaper of the city.

NEW SECTION. Sec. 102. A new section is added to chapter 35A.21 RCW to read as follows:

Each code city shall designate an official newspaper by resolution. The newspaper shall be of general circulation in the city and have the qualifications prescribed by chapter 65.16 RCW.

Passed the Senate March 20, 1985.

Passed the House April 15, 1985.

Approved by the Governor May 21, 1985, with the exception of certain items which are vetoed.

Filed in Office of Secretary of State May 21, 1985.

Note: Governor's explanation of partial veto is as follows:

"I am returning herewith, without my approval as to Sections 14, 65, 66, 70, 71, 74, 77, 79, 81, 82 and 85, Senate Bill No. 3800, entitled:

"AN ACT Relating to publications."

Sections 14, 65, 66, 70, 71, 74, 77, 79, 81, 82 and 85 conflict with provisions contained in Substitute House Bill No. 150 and House Bill No. 331. While the proposed amendatory language contained in these sections is consistent with the intent of Senate Bill No. 3800, they would no longer be applicable since Substitute House Bill No. 150 and House Bill No. 331 are approved. I have, therefore, determined to veto these sections in order to avoid difficulties in codification and future interpretation of these sections.

With the exception of Sections 14, 65, 66, 70, 71, 74, 77, 79, 81, 82 and 85, which I have vetoed, Senate Bill No. 3800 is approved."

CHAPTER 470

[Engrossed Substitute Senate Bill No. 3856]

STATE FIRE PROTECTION BOARD CREATED—STATE FIRE MARSHAL'S OFFICE POWERS AND DUTIES TRANSFERRED—COMMISSION FOR VOCATIONAL EDUCATION FIRE SERVICE TRAINING POWERS AND DUTIES TRANSFERRED

AN ACT Relating to fire protection; amending RCW 28C.50.010, 28C.51.050, 48.05.320, 48.48.030, 48.48.040, 48.48.045, 48.48.050, 48.48.060, 48.48.065, 48.48.070, 48.48.080, 48.48.090, 48.48.110, and 48.50.020; adding a new section to chapter 41.06 RCW; adding new sections to chapter 48.48 RCW; creating new sections; repealing RCW 28C.04.140, 48.48.010, 48.48.020, 48.48.100, and 48.48.130; and providing an effective date.

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

NEW SECTION. Sec. 1. The legislature finds that fire protection services have lacked a comprehensive state-level focus. This has resulted in a lack of cooperation and coordination between local and state agencies. The purpose of this chapter is to create a broadly representative state board which will: (1) Advise and assist local fire protection agencies in program development without encroaching upon their historic autonomy; (2) centralize traditional state fire protection services under the jurisdiction of a single state board; and (3) advise the governor and the legislature on fire protection matters in this state.