

2 SHB 1275 - S AMD TO GO COMM AMD (1275-S AMS GO - CC)  
3 By Senators Madsen and McCaslin

4 ADOPTED 4/19/91

5 On page 32, after line 13 of the amendment, insert the following:

6 "Sec. 29. RCW 35.02.078 and 1986 c 234 s 10 are each amended to  
7 read as follows:

8 An election shall be held in the area proposed to be incorporated  
9 to determine whether the proposed city or town shall be incorporated if  
10 the boundary review board approves or modifies and approves the  
11 proposal, or if the county legislative authority does not disapprove  
12 the proposal as provided in RCW 35.02.070. Voters at this election  
13 shall determine if the area is to be incorporated.

14 The initial election on the question of incorporation shall be held  
15 at the next special election date specified in RCW 29.13.020 that  
16 occurs sixty or more days after the final public hearing by the county  
17 legislative authority or authorities, or the approval or modification  
18 and approval by the boundary review board or boards. The county  
19 legislative authority or authorities shall call for this election and,  
20 if the incorporation is approved, shall call for other elections to  
21 elect the elected officials as provided in this section. If the vote  
22 in favor of the incorporation receives (~~forty~~) thirty percent or less  
23 of the total vote on the question of incorporation, no new election on  
24 the question of incorporation for the area or any portion of the area  
25 proposed to be incorporated may be held for a period of three years  
26 from the date of the election in which the incorporation failed. This  
27 three-year prohibition shall not apply to any proposed city or town in  
28 which such election was held after September 1, 1990, but before the

1 effective date of this section and the vote in favor of the  
2 incorporation received thirty percent or more of the total on the  
3 question of incorporation.

4       If the incorporation is authorized as provided by RCW 35.02.120,  
5 separate elections shall be held to nominate and elect persons to fill  
6 the various elective offices prescribed by law for the population and  
7 type of city or town, and to which it will belong. The primary  
8 election to nominate candidates for these elective positions shall be  
9 held at the next special election date, as specified in RCW 29.13.020,  
10 that occurs sixty or more days after the election on the question of  
11 incorporation or, if the incorporation election was held in April or  
12 May, at a special election by mail ballots to be held on the third  
13 Tuesday in July. The election to fill these elective positions shall be  
14 held at the next special election date, as specified in RCW 29.13.020,  
15 that occurs thirty or more days after certification of the results of  
16 the primary election or, if the primary election was held in April or  
17 May, at a special election by mail ballots to be held on the third  
18 Tuesday in July."

19 **SHB 1275** - S AMD TO GO COMM AMD (1275-S AMS GO - CC)  
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21 ADOPTED 4/19/91

22 On page 32, line 22 of the title amendment, after "54.08.070,"  
23 strike "and" and after "54.08.080" insert ", and 35.02.078"