

2 **SHB 1021** - S COMM AMD  
3 By Committee on Government Operations

4 ADOPTED 4/6/93

5 Strike everything after the enacting clause and insert the  
6 following:

7 "NEW SECTION. **Sec. 1.** A new section is added to chapter 35.21 RCW  
8 to read as follows:

9 (1) It is the purpose of this section to provide a means whereby  
10 all cities and towns may obtain, through a single source, information  
11 regarding ordinances of other cities and towns that may be of  
12 assistance to them in enacting appropriate local legislation.

13 (2) For the purposes of this section, (a) "clerk" means the city or  
14 town clerk or other person who is lawfully designated to perform the  
15 recordkeeping function of that office, and (b) "municipal research  
16 council" means the municipal research council created by chapter 43.110  
17 RCW.

18 (3) The clerk of every city and town is directed to provide to the  
19 municipal research council or its designee, after adoption, a copy of  
20 each of its regulatory ordinances and such other ordinances or kinds of  
21 ordinances as may be described in a list or lists promulgated by the  
22 municipal research council or its designee from time to time, and may  
23 provide such copies without charge. The municipal research council may  
24 provide that information to the entity with which it contracts for the  
25 provision of municipal research and services, in order to provide a  
26 pool of information for all cities and towns in the state of  
27 Washington.

28 (4) This section is intended to be directory and not mandatory.

29 **Sec. 2.** RCW 35.27.320 and 1965 c 7 s 35.27.320 are each amended to  
30 read as follows:

31 The violation of an ordinance of a town shall be a misdemeanor or  
32 a civil violation subject to a monetary penalty, and may be prosecuted  
33 by the authorities thereof in the name of the people of the state of  
34 Washington (~~or may be redressed by civil action~~)).

1 Any person sentenced to imprisonment may be imprisoned in the town  
2 jail, or if the council by ordinance shall so prescribe and if the  
3 county (~~commissioners~~) legislative authority have consented thereto,  
4 he or she may be imprisoned in the county jail, the expense thereof to  
5 be a charge against the town and in favor of the county.

6 **Sec. 3.** RCW 35.22.288 and 1988 c 168 s 1 are each amended to read  
7 as follows:

8 Promptly after adoption, the text or title of each ordinance (~~or~~  
9 ~~a summary of the content of each ordinance~~) shall be published at  
10 least once in the official newspaper of the city. (~~For purposes of~~  
11 ~~this section, a summary shall mean a brief description which succinctly~~  
12 ~~describes the main points of the ordinance. When the city publishes a~~  
13 ~~summary, the publication shall include a statement that the full text~~  
14 ~~of the ordinance will be mailed upon request.~~) When the city publishes  
15 the title, the publication shall include:

- 16 (1) The name of the city;
- 17 (2) The formal identification or citation number of the ordinance;
- 18 (3) The full title of the ordinance; and
- 19 (4) A statement that the full text will be mailed upon request made  
20 within ninety days after publication of the title.

21 An inadvertent mistake or omission in publishing the title's text  
22 or (~~a summary of~~) the content of an ordinance shall not render the  
23 ordinance invalid.

24 The full text of any ordinance, the title rather than the text of  
25 which is published under this section, shall be mailed without charge  
26 to any person who requests the text within ninety days after  
27 publication of the title from the adopting city.

28 In addition to the requirement that a city publish the text or (~~a~~  
29 ~~summary of the content~~) title of each adopted ordinance, every city  
30 shall establish a procedure for notifying the public of upcoming  
31 hearings and the preliminary agenda for the forthcoming council  
32 meeting. Such procedure may include, but not be limited to, written  
33 notification to the city's official newspaper, publication of a notice  
34 in the official newspaper, posting of upcoming council meeting agendas,  
35 or such other processes as the city determines will satisfy the intent  
36 of this requirement.

1       **Sec. 4.** RCW 35.23.310 and 1988 c 168 s 2 are each amended to read  
2 as follows:

3       Promptly after adoption, the text or title of each ordinance (~~or~~  
4 ~~a summary of the content of each ordinance~~) shall be published at  
5 least once in the official newspaper of the city. (~~For purposes of~~  
6 ~~this section, a summary shall mean a brief description which succinctly~~  
7 ~~describes the main points of the ordinance. When the city publishes a~~  
8 ~~summary, the publication shall include a statement that the full text~~  
9 ~~of the ordinance will be mailed upon request.~~) When the city publishes  
10 the title, the publication shall include:

- 11       (1) The name of the city;
- 12       (2) The formal identification or citation number of the ordinance;
- 13       (3) The full title of the ordinance; and
- 14       (4) A statement that the full text will be mailed upon request made  
15 within ninety days after publication of the title.

16       An inadvertent mistake or omission in publishing the title's text  
17 or (~~a summary of~~) the content of an ordinance shall not render the  
18 ordinance invalid.

19       The full text of any ordinance, the title rather than the text of  
20 which is published under this section, shall be mailed without charge  
21 to any person who requests the text within ninety days after  
22 publication of the title from the adopting city.

23       In addition to the requirement that a city publish the text or (~~a~~  
24 ~~summary of the content~~) title of each adopted ordinance, every city  
25 shall establish a procedure for notifying the public of upcoming  
26 hearings and the preliminary agenda for the forthcoming council  
27 meeting. Such procedure may include, but not be limited to, written  
28 notification to the city's official newspaper, publication of a notice  
29 in the official newspaper, posting of upcoming council meeting agendas,  
30 or such other processes as the city determines will satisfy the intent  
31 of this requirement.

32       A certified copy of any ordinance certified to by the clerk, or a  
33 printed copy of any ordinance or compilation printed by authority of  
34 the city council and attested by the clerk shall be competent evidence  
35 in any court.

36       **Sec. 5.** RCW 35.24.220 and 1988 c 168 s 4 are each amended to read  
37 as follows:

1 Promptly after adoption, the text or title of each ordinance ((~~or~~  
2 ~~a summary of the content of each ordinance~~)) shall be published at  
3 least once in the city's official newspaper. ((~~For purposes of this~~  
4 ~~section, a summary shall mean a brief description which succinctly~~  
5 ~~describes the main points of the ordinance. When the city publishes a~~  
6 ~~summary, the publication shall include a statement that the full text~~  
7 ~~of the ordinance will be mailed upon request.~~)) When the city publishes  
8 the title, the publication shall include:

9 (1) The name of the city;

10 (2) The formal identification or citation number of the ordinance;

11 (3) The full title of the ordinance; and

12 (4) A statement that the full text will be mailed upon request made  
13 within ninety days after publication of the title.

14 An inadvertent mistake or omission in publishing the title's text  
15 or ((~~a summary of~~)) the content of an ordinance shall not render the  
16 ordinance invalid.

17 The full text of any ordinance, the title rather than the text of  
18 which is published under this section, shall be mailed without charge  
19 to any person who requests the text within ninety days after  
20 publication of the title from the adopting city.

21 In addition to the requirement that a city publish the text or ((~~a~~  
22 ~~summary of the content~~)) title of each adopted ordinance, every city  
23 shall establish a procedure for notifying the public of upcoming  
24 hearings and the preliminary agenda for the forthcoming council  
25 meeting. Such procedure may include, but not be limited to, written  
26 notification to the city's official newspaper, publication of a notice  
27 in the official newspaper, posting of upcoming council meeting agendas,  
28 or such other processes as the city determines will satisfy the intent  
29 of this requirement.

30 **Sec. 6.** RCW 35.27.300 and 1988 c 168 s 5 are each amended to read  
31 as follows:

32 Promptly after adoption, the text or title of each ordinance ((~~or~~  
33 ~~a summary of the content of each ordinance~~)) shall be published at  
34 least once in the official newspaper of the town. ((~~For purposes of~~  
35 ~~this section, a summary shall mean a brief description which succinctly~~  
36 ~~describes the main points of the ordinance. When the town publishes a~~  
37 ~~summary, the publication shall include a statement that the full text~~

1 ~~of the ordinance will be mailed upon request.))~~ When the town publishes  
2 the title, the publication shall include:

- 3 (1) The name of the town;
- 4 (2) The formal identification or citation number of the ordinance;
- 5 (3) The full title of the ordinance; and
- 6 (4) A statement that the full text will be mailed upon request made  
7 within ninety days after publication of the title.

8 An inadvertent mistake or omission in publishing the title's text  
9 or (~~a summary of~~) the content of an ordinance shall not render the  
10 ordinance invalid.

11 The full text of any ordinance, the title rather than the text of  
12 which is published under this section, shall be mailed without charge  
13 to any person who requests the text within ninety days after  
14 publication of the title from the adopting town.

15 In addition to the requirement that a town publish the text or (~~a~~  
16 ~~summary of the content~~) title of each adopted ordinance, every town  
17 shall establish a procedure for notifying the public of upcoming  
18 hearings and the preliminary agenda for the forthcoming council  
19 meeting. Such procedure may include, but not be limited to, written  
20 notification to the town's official newspaper, publication of a notice  
21 in the official newspaper, posting of upcoming council meeting agendas,  
22 or such other processes as the town determines will satisfy the intent  
23 of this requirement.

24 **Sec. 7.** RCW 35.30.018 and 1988 c 168 s 6 are each amended to read  
25 as follows:

26 Promptly after adoption, the text or title of each ordinance (~~or~~  
27 ~~a summary of the content of each ordinance~~) shall be published at  
28 least once in the official newspaper of the city. (~~For purposes of~~  
29 ~~this section, a summary shall mean a brief description which succinctly~~  
30 ~~describes the main points of the ordinance. When the city publishes a~~  
31 ~~summary, the publication shall include a statement that the full text~~  
32 ~~of the ordinance will be mailed upon request.))~~ When the city publishes  
33 the title, the publication shall include:

- 34 (1) The name of the city;
- 35 (2) The formal identification or citation number of the ordinance;
- 36 (3) The full title of the ordinance; and
- 37 (4) A statement that the full text will be mailed upon request made  
38 within ninety days after publication of the title.

1 An inadvertent mistake or omission in publishing the title's text  
2 or (~~(a summary of)~~) the content of an ordinance shall not render the  
3 ordinance invalid.

4 The full text of any ordinance, the title rather than the text of  
5 which is published under this section, shall be mailed without charge  
6 to any person who requests the text within ninety days after  
7 publication of the title from the adopting city.

8 In addition to the requirement that a city publish the text or (~~a~~  
9 ~~summary of the content~~) title of each adopted ordinance, every city  
10 shall establish a procedure for notifying the public of upcoming  
11 hearings and the preliminary agenda for the forthcoming council  
12 meeting. Such procedure may include, but not be limited to, written  
13 notification to the city's official newspaper, publication of a notice  
14 in the official newspaper, posting of upcoming council meeting agendas,  
15 or such other processes as the city determines will satisfy the intent  
16 of this requirement.

17 **Sec. 8.** RCW 35A.12.160 and 1988 c 168 s 7 are each amended to read  
18 as follows:

19 Promptly after adoption, the text or title of each ordinance (~~(or~~  
20 ~~a summary of the content of each ordinance)~~) shall be published at  
21 least once in the city's official newspaper. (~~(For purposes of this~~  
22 ~~section, a summary shall mean a brief description which succinctly~~  
23 ~~describes the main points of the ordinance. When the city publishes a~~  
24 ~~summary, the publication shall include a statement that the full text~~  
25 ~~of the ordinance will be mailed upon request.)~~) When the city publishes  
26 the title, the publication shall include:

- 27 (1) The name of the city;  
28 (2) The formal identification or citation number of the ordinance;  
29 (3) The full title of the ordinance; and  
30 (4) A statement that the full text will be mailed upon request made  
31 within ninety days after publication of the title.

32 An inadvertent mistake or omission in publishing the title's text  
33 or (~~(a summary of)~~) the content of an ordinance shall not render the  
34 ordinance invalid.

35 The full text of any ordinance, the title rather than the text of  
36 which is published under this section, shall be mailed without charge  
37 to any person who requests the text within ninety days after  
38 publication of the title from the adopting city.

1 In addition to the requirement that a city publish the text or ((a  
2 ~~summary of the content~~)) title of each adopted ordinance, every city  
3 shall establish a procedure for notifying the public of upcoming  
4 hearings and the preliminary agenda for the forthcoming council  
5 meeting. Such procedure may include, but not be limited to, written  
6 notification to the city's official newspaper, publication of a notice  
7 in the official newspaper, posting of upcoming council meeting agendas,  
8 or such other processes as the city determines will satisfy the intent  
9 of this requirement.

10 **Sec. 9.** RCW 65.16.160 and 1977 c 34 s 4 are each amended to read  
11 as follows:

12 (1) Whenever any county, city, or town is required by law to  
13 publish legal notices containing the full text of any proposed or  
14 adopted ordinance in a newspaper, the county, city, or town may publish  
15 ~~((a summary))~~ the title of the ordinance ~~((which summary shall be  
16 approved by the governing body and))~~, which shall include:

- 17 (a) The name of the county, city, or town;  
18 (b) The formal identification or citation number of the ordinance;  
19 (c) ~~((A descriptive))~~ The full title of the ordinance; and  
20 (d) ~~((A section by section summary;~~  
21 ~~(e) Any other information which the county, city, or town finds is~~  
22 ~~necessary to provide a complete summary; and~~  
23 ~~(f))~~ A statement that the full text will be mailed upon request  
24 made within ninety days after publication of the title.

25 (2) ~~((Subsection (1) of this section notwithstanding, whenever any  
26 publication is made under this section and the proposed or adopted  
27 ordinance contains provisions regarding taxation or penalties or  
28 contains legal descriptions of real property, then the sections  
29 containing this matter shall be published in full and shall not be  
30 summarized. When a legal description of real property is involved, the  
31 notice shall also include the street address or addresses of the  
32 property described, if any. In the case of descriptions covering more  
33 than one street address, the street addresses of the four corners of  
34 the area described shall meet this requirement.~~

35 ~~(3))~~ The full text of any ordinance ((which is summarized by  
36 publication)), the title rather than the full text of which is  
37 published under this section, shall be mailed without charge to any

1 person who requests the text within ninety days after publication of  
2 the title from the adopting county, city, or town."

3 **SHB 1021** - S COMM AMD

4 By Committee on Government Operations

5 ADOPTED 4/6/93

6 On page 1, line 1 of the title, after "towns;" strike the remainder  
7 of the title and insert "amending RCW 35.27.320, 35.22.288, 35.23.310,  
8 35.24.220, 35.27.300, 35.30.018, 35A.12.160, and 65.16.160; adding a  
9 new section to chapter 35.21 RCW; and prescribing penalties."

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