

2 **SHB 1189** - S AMD TO S AMD (S-2700.3/99) - 403
3 By Senators Heavey and Johnson

4 WITHDRAWN 4/14/99

5 On page 16, after line 9 of the amendment, insert the following:

6 **"Sec. 17.** RCW 35.22.370 and 1965 c 7 s 35.22.370 are each amended
7 to read as follows:

8 (1) Notwithstanding that the charter of a city of the first class
9 may forbid the city council from redividing the city into wards except
10 at stated periods, if the city has failed to redivide the city into
11 wards during any such period, the city council by ordinance may do so
12 at any time thereafter: PROVIDED, That there shall not be more than
13 one redivision into wards during any one period specified in the
14 charter.

15 (2) Notwithstanding the city's charter, every first class city with
16 a population of more than four hundred thousand persons shall have a
17 city council with nine members. Six of the councilmembers shall be
18 elected from districts with each of the six elected from one of six
19 districts, and three councilmembers shall be elected at large.

20 The council shall by ordinance create a commission to divide the
21 city into six districts and fix the boundaries of the districts. The
22 council shall change the district boundaries from time to time and as
23 provided in chapter 29.70 RCW. No change in the boundaries of any
24 district may be made within one hundred twenty days next before the
25 date of a general municipal election, nor within twenty months after
26 the districts have been established or altered. However, if a boundary
27 change results in one district being represented by more councilmembers
28 than the number to which it is entitled, those having the shortest
29 unexpired terms shall be assigned by the council to districts where
30 there are vacancies, and the councilmembers so assigned shall be deemed
31 to be residents of the districts to which they are assigned for
32 purposes of determining whether those positions are vacant.

33 Districts shall be used as follows: (a) Only a resident of the
34 district may be a candidate for, or hold office as, a councilmember of
35 the district; and (b) only voters of the district may vote at a primary
36 to nominate candidates for councilmember of the district, and only

1 voters of the district may vote at the general election to elect a
2 councilmember of the district. The three at-large positions shall not
3 be associated with a district and the persons elected may reside
4 anywhere in the city. Voters throughout the city may vote at a primary
5 to nominate candidates for the at-large positions, when a primary is
6 necessary, and at a general election to elect persons to the at-large
7 positions.

8 Additional territory that is added to the city shall, by act of the
9 council, be annexed to contiguous districts without affecting the right
10 to redistrict at the expiration of twenty months after the last
11 previous division. The removal of a councilmember from the district
12 for which he or she was elected shall create a vacancy in such office.

13 NEW SECTION. Sec. 18. A new section is added to chapter 35.22 RCW
14 to read as follows:

15 Every first class city with a population of more than four hundred
16 thousand persons not divided into six districts on the effective date
17 of this section shall appoint a commission pursuant to RCW 35.22.370 to
18 create and fix the boundaries of the six districts.

19 The districts shall be created by March 1, 2003. The commission
20 shall cease to exist after the initial creation of the districts.

21 In the municipal general election held in 2003, if the terms of no
22 more than four councilmembers are about to expire, three councilmembers
23 shall be elected by district and one councilmember shall be elected at
24 large. If five or more councilmember's terms are about to expire, four
25 councilmembers shall be elected by district and two councilmembers
26 shall be elected at large.

27 If the terms of more than five or fewer than four councilmembers
28 are about to expire, the commission shall select by lot the minimum
29 number of additional positions for which the term will terminate in
30 2003 or positions that will be elected for two-year terms in 2003 so
31 that beginning in 2005 the councilmember's terms will be staggered so
32 that either four or five positions will be elected at each municipal
33 general election, with two at-large positions elected at each election
34 where five councilmember positions are elected."

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3 WITHDRAWN 4/14/99

4 On page 16, line 16 of the title amendment, after "35.61.290,"
5 strike "and 84.52.010; and" and insert "84.52.010, and 35.22.370;"

6 On page 16, line 17 of the title amendment, after "RCW" insert "
7 and adding a new section to chapter 35.22 RCW"

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