

---

HOUSE BILL 2251

---

State of Washington                      60th Legislature                      2007 Regular Session

By Representatives Buri, Curtis and Hunt

Read first time 02/14/2007. Referred to Committee on Local Government.

1            AN ACT Relating to establishing a cemetery district in a county;  
2 and amending RCW 68.52.100 and 68.52.170.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4            **Sec. 1.** RCW 68.52.100 and 1994 c 223 s 74 are each amended to read  
5 as follows:

6            For the purpose of forming a cemetery district, a petition  
7 designating the boundaries of the proposed district by metes and bounds  
8 or describing the lands to be included in the proposed district by  
9 government townships, ranges and legal subdivisions, signed by not less  
10 than ((fifteen)) ten percent of the registered voters who reside within  
11 the boundaries of the proposed district, setting forth the object of  
12 the formation of such district and stating that the establishment  
13 thereof will be conducive to the public welfare and convenience, shall  
14 be filed with the county auditor of the county within which the  
15 proposed district is located, accompanied by an obligation signed by  
16 two or more petitioners agreeing to pay the cost of publishing the  
17 notice hereinafter provided for. The county auditor shall, within  
18 thirty days from the date of filing of such petition, examine the  
19 signatures and certify to the sufficiency or insufficiency thereof.

1 The name of any person who signed a petition shall not be withdrawn  
2 from the petition after it has been filed with the county auditor. If  
3 the petition is found to contain a sufficient number of valid  
4 signatures, the county auditor shall transmit it, with a certificate of  
5 sufficiency attached, to the county legislative authority, which shall  
6 thereupon, by resolution entered upon its minutes, receive the same and  
7 fix a day and hour when it will publicly hear the petition.

8 **Sec. 2.** RCW 68.52.170 and 1947 c 6 s 9 are each amended to read as  
9 follows:

10 The returns of such election shall be canvassed at the court house  
11 on the Monday next following the day of the election, but the canvass  
12 may be adjourned from time to time if necessary to await the receipt of  
13 election returns which may be unavoidably delayed. The canvassing  
14 officials, upon conclusion of the canvass, shall forthwith certify the  
15 results thereof in writing to the board of county commissioners. If  
16 upon examination of the certificate of the canvassing officials it is  
17 found that ((~~two-thirds~~)) three-fifths of all the votes cast at said  
18 election were in favor of the formation of the cemetery district, the  
19 board of county commissioners shall, by resolution entered upon its  
20 minutes, declare such territory duly organized as a cemetery district  
21 under the name theretofore designated and shall declare the three  
22 candidates receiving the highest number of votes for cemetery  
23 commissioners, the duly elected first cemetery commissioners of the  
24 district. The clerk of the board of county commissioners shall certify  
25 a copy of the resolution and cause it to be filed for record in the  
26 offices of the county auditor and the county assessor of the county.  
27 The certified copy shall be entitled to record without payment of a  
28 recording fee. If the certificate of the canvassing officials shows  
29 that the proposition to organize the proposed cemetery district failed  
30 to receive ((~~two-thirds~~)) three-fifths of the votes cast at said  
31 election, the board of county commissioners shall enter a minute to  
32 that effect and all proceedings theretofore had shall become null and  
33 void.

--- END ---