
SENATE BILL 5094

State of Washington

53rd Legislature

1993 Regular Session

By Senator McCaslin

Read first time 01/13/93. Referred to Committee on Government Operations.

1 AN ACT Relating to incorporation elections; and amending RCW
2 35.02.078.

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

4 **Sec. 1.** RCW 35.02.078 and 1986 c 234 s 10 are each amended to read
5 as follows:

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

12 The initial election on the question of incorporation shall be held
13 at the next special election date specified in RCW 29.13.020 that
14 occurs sixty or more days after the final public hearing by the county
15 legislative authority or authorities, or the approval or modification
16 and approval by the boundary review board or boards. The county
17 legislative authority or authorities shall call for this election and,
18 if the incorporation is approved, shall call for other elections to
19 elect the elected officials as provided in this section. If the vote

1 in favor of the incorporation receives ((~~forty~~)) thirty percent or less
2 of the total vote on the question of incorporation, no new election on
3 the question of incorporation for the area or any portion of the area
4 proposed to be incorporated may be held for a period of three years
5 from the date of the election in which the incorporation failed.

6 If the incorporation is authorized as provided by RCW 35.02.120,
7 separate elections shall be held to nominate and elect persons to fill
8 the various elective offices prescribed by law for the population and
9 type of city or town, and to which it will belong. The primary
10 election to nominate candidates for these elective positions shall be
11 held at the next special election date, as specified in RCW 29.13.020,
12 that occurs sixty or more days after the election on the question of
13 incorporation. 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.

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