



Senate Joint Resolution 112

PROPOSED CONSTITUTIONAL AMENDMENT

Vote cast by the members of the 1979 Legislature on final passage:
HOUSE [98 members]: Yeas, 98; Nays, 0; Absent or not voting, 0.
SENATE [49 members]: Yeas, 45; Nays, 0; Absent or not voting, 4.

Official Ballot Title:

Shall legislators be allowed to assume other civil offices without receiving any increases in compensation passed during their legislative terms?

The law as it now exists:

At the present time the constitution prohibits a legislator, during the term for which he or she is elected, from being elected or appointed to any civil office, the compensation for which was increased during the term for which he or she was elected.

The effect of SJR 112, if approved into law:

The amendment would remove the prohibition against appointment or election of a legislator to any civil office if the compensation for that office had been increased during his or her term of office as a legislator. The legislator shall be compensated for the initial term of the civil office at the level which existed prior to the increase in compensation.

NOTE: The ballot title and explanatory statement were written by the Attorney General as required by state law. The complete text of Senate Joint Resolution 112 begins on page 22.

Statement for

VOTE "YES" TO PREVENT CONFLICTS OF INTEREST

For many years, courts have wrestled with the ambiguity and confusion of Article 2, Section 13 of our State Constitution. This proposed amendment clarifies the situation once and for all. SJR 112 clearly prevents legislators from raising the salary of a civil office and then receiving that higher salary by securing their election or appointment to that office. SJR 112 forces legislators to receive the lower salary for the initial term of the office. This effectively eliminates any possible conflict of interest.

VOTE "YES" TO SAVE TAXPAYERS' MONEY

Since SJR 112 prohibits certain legislators from receiving a salary increase if elected to a civil office, taxpayers will save money by not having to foot the bill for the increase during the initial term.

VOTE "YES" FOR A BROADER CHOICE OF CANDIDATES

Currently, voters are denied the opportunity to elect certain legislators to a subsequent civil office. SJR 112 limits the salary, but not the right to be selected for a civil office; this allows citizens to choose from a broader, more experienced group of eligible candidates.

SJR 112 HAS OVERWHELMING CITIZEN SUPPORT

During committee testimony in Olympia, not one single person or group spoke out in opposition to this measure. As a result, SJR 112 was passed unanimously by the legislature. Many key citizen groups have urged a "yes" vote on SJR 112. In fact, support is so widespread that a group could not be found to write an opposing argument for this pamphlet.

Voters' Pamphlet Statement Prepared by:

DIANNE WOODY, State Senator; KENT PULLEN, State Senator; ERIC ROHRBACH, State Representative.

Advisory Committee: LLOYD GARDNER, Washington Taxpayers Association; JACK SILVERS, Washington State Grange; MERRILY MANTHEY, Citizen Taxpayers Association; JUDITH CLARK TURPIN, President, American Association of University Women; GLADYS E. EDWARDS, Property Owners Protection Association.

Statement against

State law requires that the argument and rebuttal statement against a constitutional amendment be written by one or more members of the state legislature who voted against that proposed amendment on final passage or, in the event that no such member of the legislature consents to prepare the statement, by any other responsible individual or individuals to be appointed by the Speaker of the House, the President of the State Senate, and the Secretary of State. No legislator who voted against Senate Joint Resolution 112 or other individual opposing the measure consented to write an argument against the measure for publication in this pamphlet.

Constitution. Special legislative sessions may also be convened for a period of not more than thirty consecutive days by resolution of the legislature upon the affirmative vote in each house of two-thirds of the members elected or appointed thereto, which vote may be taken and resolution executed either while the legislature is in session or during any interim between sessions in accordance with such procedures as the legislature may provide by law or resolution. The resolution convening the legislature shall specify a purpose or purposes for the convening of a special session, and any special session convened by the resolution shall consider only measures germane to the purpose or purposes expressed in the resolution, unless by resolution adopted during the session upon the affirmative vote in each house of two-thirds of the members elected or appointed thereto, an additional purpose or purposes are expressed. The specification of purpose by the governor pursuant to Article III, section 7 of this Constitution shall be considered by the legislature but shall not be mandatory.

(3) Committees of the Legislature. Standing and special committees of the legislature shall meet and conduct official business pursuant to such rules as the legislature may adopt.

BE IT FURTHER RESOLVED, That the secretary of state shall cause notice of the foregoing constitutional amendment to be published at least four times during the four weeks next preceding the election in every legal newspaper in the state.

 COMPLETE TEXT OF
**Senate Joint
Resolution 112**

BE IT RESOLVED, BY THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON, IN LEGISLATIVE SESSION ASSEMBLED:

THAT, At the next general election to be held in this state there shall be submitted to the qualified voters of the state for their approval and ratification, or rejection, an amendment to Article II of the Constitution of the state of Washington by amending section 13 as follows:

Article II, Section 13. No member of the legislature, during the term for which he is elected, shall be appointed or elected to any civil office in the state, which shall have been created ~~(, or the emoluments of which shall have been increased,)~~ during the term for which he was elected. Any member of the legislature who is appointed or elected to any civil office in the state, the emoluments of which have been increased during his legislative term of office, shall be compensated for the initial term of the civil office at the level designated prior to the increase in emoluments.

BE IT FURTHER RESOLVED, That the secretary of state shall cause notice of the foregoing constitutional amendment to be published at least four times during the four weeks next preceding the election in every legal newspaper in the state.

 COMPLETE TEXT OF
**Senate Joint
Resolution 120**

BE IT RESOLVED, BY THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON, IN LEGISLATIVE SESSION ASSEMBLED:

THAT, At the next general election to be held in this state there shall be submitted to the qualified voters of the state for their

approval and ratification, or rejection, an amendment to the state Constitution by adding a new section to Article VIII to read as follows:

Article VIII, section Notwithstanding the provisions of section 7 of this Article, until January 1, 1990 any county, city, town, quasi municipal corporation, municipal corporation, or political subdivision of the state which is engaged in the sale or distribution of energy may, as authorized by the legislature, use public moneys or credit derived from operating revenues from the sale of energy to assist the owners of residential structures in financing the acquisition and installation of materials and equipment for the conservation or more efficient use of energy in such structures. Except as provided in section 7 of this Article, an appropriate charge back shall be made for such extension of public moneys or credit and the same shall be a lien against the residential structure benefited. Except as to contracts entered into prior thereto, this amendment to the state Constitution shall be null and void as of January 1, 1990 and shall have no further force or effect after that date.

BE IT FURTHER RESOLVED, That the secretary of state shall cause notice of the foregoing constitutional amendment to be published at least four times during the four weeks next preceding the election in every legal newspaper in the state.

NOTE: Senate Joint Resolution 120 expressly modifies another provision of the state Constitution. This affected provision is included here so that voters may readily compare it to the proposed change contained in SJR 120 and determine how the existing constitutional language would be affected.

Article VIII, Section 7

CREDIT NOT TO BE LOANED. No county, city, town or other municipal corporation shall hereafter give any money, or property, or loan its money, or credit to or in aid of any individual, association, company or corporation, except for the necessary support of the poor and infirm, or become directly or indirectly the owner of any stock in or bonds of any association, company or corporation.