

comitantly become effective. It is the further intent of the legislature that Part II of the instant bill shall not take effect unless the proposed 1969 education code is adopted at this legislature, but if such event occurs then any amendatory provisions of Part II of this bill shall be construed as amending the correlative sections of the 1969 education code, any repealing provisions of Part II shall be construed as repealing the correlative section of the 1969 education code, and any new or additional provisions of Part II shall be construed as being in pari materia with the 1969 education code.

NEW SECTION. Sec. 4. Part II of this 1969 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect on the date upon which the 1969 education code becomes effective.

Passed the Senate February 14, 1969
Passed the House March 11, 1969
Approved by the Governor March 25, 1969
Filed in office of Secretary of State March 25, 1969

CHAPTER 126
[Engrossed Senate Bill No. 402]
SEWER DISTRICTS--
CORRECTION OF ASSESSMENT ROLLS

AN ACT Relating to sewer districts; permitting the correction of clerical errors in assessment rolls; and amending section 33, chapter 210, Laws of 1941 and RCW 56.20.070.

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

Section 1. Section 33, chapter 210, Laws of 1941 and RCW 56-.20.070 are each amended to read as follows:

Whenever any assessment roll for local improvements shall have been confirmed by the sewer commission of such sewer district as herein provided, the regularity, validity and correctness of the proceedings relating to such improvement, and to the assessment therefor, including the action of the sewer commission upon such assessment roll and the confirmation thereof, shall be conclusive in all things upon all parties, and cannot in any manner be contested or questioned in any proceeding whatsoever by any person not filing written objec-

tions to such roll in the manner and within the time provided in this title, and not appealing from the action of the sewer commission in confirming such assessment roll in the manner and within the time in this title provided. No proceedings of any kind shall be commenced or prosecuted for the purpose of defeating or contesting any such assessment, or the sale of any property to pay such assessment, or any certificate of delinquency issued therefor, or the foreclosure of any lien issued therefor. (~~+-PROVIDED, That~~)

This section shall not be construed as prohibiting the bringing of injunction proceedings to prevent the sale of any real estate upon the grounds:

(1) That the property about to be sold does not appear upon the assessment roll, or

(2) that said assessment has been paid.

This section also shall not prohibit the correction of clerical errors and errors in the computation of assessments in assessment rolls by the following procedure:

(1) The board of sewer commissioners may file a petition with the superior court of the county wherein the district is located, asking that the court enter an order correcting such errors and directing that the county treasurer pay a portion or all of the incorrect assessment by the transfer of funds from the district's maintenance fund, if such relief be necessary.

(2) Upon the filing of the petition, the court shall set a date for hearing and upon the hearing may enter an order as provided in subsection (1) of this paragraph: PROVIDED, That neither the correcting order or the corrected assessment roll shall result in an increased assessment to the property owner.

Passed the Senate February 26, 1969.
Passed the House March 11, 1969.
Approved by the Governor March 25, 1969.
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CHAPTER 127
[Senate Bill No. 428]
PORT OF SKAGIT COUNTY--
TIDELANDS--CONVEYANCE FROM STATE