

TRANSMITTAL OF RULES ADOPTED

FROM: State Canvassing Board
(Name of Agency)

TO: CODE REVISER
LEGISLATIVE BLDG. (Southwest Corner, Ground Floor)
OLYMPIA 98504

The enclosed rules Permanent rules , being Order No. 77-1
Emergency rules

relating to (Name of rules or description of subject matter)

Random Sampling of Initiative and Referendum Petitions

(ALTERNATIVE A. Use only for adoption of permanent rules)

pursuant to Notice No. _____ ① filed with the code reviser
on _____ ② were regularly adopted as permanent rules of
(date)
this agency at _____ on _____ and are herewith
(place) (date)
filed in the office of the code reviser pursuant to chapter 34.04
RCW. The effective date of such rules shall be _____ ③

(ALTERNATIVE B. Use only for adoption of emergency rules)

pursuant to its finding in the attached administrative order,
that the immediate adoption of these rules is necessary for the
preservation of the public health, safety, or general welfare and
that observance of the requirements of notice and opportunity to
present views on the proposed action would be contrary to the
public interest, were regularly adopted as emergency rules of this
agency at Olympia, Washington on Jan. 14, 1977 and
(place) (date)
are herewith filed in the office of the code reviser pursuant to
chapter 34.04 RCW.

The undersigned hereby certifies that the requirements of chapter
34.04 RCW and of the Open Public Meetings Act of 1971, chapter
42.30 RCW have been fulfilled.

Dated this fourteenth day of January 1977.

STATE OF WASHINGTON
FILED
JAN 14 1977

State Canvassing Board
(AGENCY)
Duane C. Woods
By

CODE REVISER'S OFFICE
#1988
POCKET # 2223 FILE # 1

Asst. Secretary of State
Title

① Notice number as appears on the copy of notice returned to you by
reviser's office (if proceedings were continued, use no. of last notice)
② Stamped date as appears on the copy of notice returned to you by
reviser's office (if proceedings were continued, use date of last notice)
③ Unless a later date is specified in this order or is prescribed in
another statute, rules are effective 30 days after filing:
RCW 34.04.040. Leave this space blank except in such special cases.
[Order 9, filed 9/25/74, eff. 10/25/74] [Form CR-2: Rev. 9/21/74]

STATE OF WASHINGTON
STATE CANVASSING BOARD

RESOLUTION NO. 77-1

ADMINISTRATIVE ORDER NO. 77-1

(1) We, BRUCE K. CHAPMAN, Secretary of State, ROBERT S. O'BRIEN, State Treasurer, and ROBERT V. GRAHAM, State Auditor, being members of the State Canvassing Board of the state of Washington, by virtue of the authority vested in us under chapter 34.04 RCW and RCW 29.79.200, do hereby promulgate and adopt the annexed rules and regulations as emergency rules of this agency.

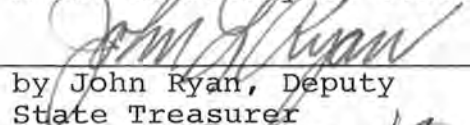
(2) We find that the order and opinion of the Washington State Supreme Court in the case of Sudduth v. Chapman (No. 44460) requires modifications of the procedures governing the verification of initiative and referendum petitions by random sampling, which must be implemented immediately so that Initiative to the Legislature 59 may be properly certified to the Legislature in a timely manner.

(3) This order after being first recorded in the order register of this agency shall be forwarded to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

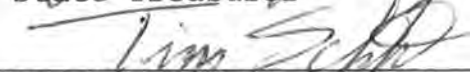
APPROVED AND ADOPTED January 14, 1977



by Duane C. Woods
Asst. Secretary of State



by John Ryan, Deputy
State Treasurer



by Tim Schoth, Deputy
State Auditor

WAC 90-12-010 RANDOM SAMPLING PROCEDURE. In the verification of signatures on initiative and referendum petitions, pursuant to RCW 29.79.200 and RCW 29.79.220, when the number of signatures submitted is more than 110 percent of the number of signatures required by Article II, Section 1A of the Washington State Constitution, the secretary of state may employ the following statistical test:

(1) Take an unrestricted random sample of the signatures submitted;

(2) Check each signature sampled to determine the number of valid signatures in the sample, the number of signatures in the sample which are invalid because the individual signing is not registered or the signature is improper in form, and the number of signatures which are duplicated in the sample;

(3) Calculate an allowance for the chance error of sampling by multiplying the square root of the number of signatures in the sample which are invalid by 1.5;

(4) Estimate the upper limit of the number of signatures in the population which are invalid by dividing the sum of the invalid signatures in the sample and the allowance for the chance error of sampling by the sampling ratio, i.e. the number of signatures sampled divided by the number of signatures submitted;

(5) Determine the maximum allowable number of pairs of signatures in the population by subtracting the sum of 110 percent of the number of signatures required by Article II, Section 1A of the Washington State Constitution and the estimate of the upper limit of the number of invalid signatures in the population from the number of signatures submitted;

(6) Determine the expected number of pairs of signatures in the sample by multiplying the square of the sampling ratio by the maximum allowable number of pairs of signatures in the population;

(7) Determine the acceptable number of pairs of signatures in the sample by subtracting 2.33 times the square root of the expected number of pairs of signatures in the sample from the expected number of pairs of signatures in the sample;

(8) If the number of pairs of signatures in the sample is greater than the acceptable number of pairs of signatures in the sample, the secretary of state shall canvass each signature to determine the exact number of valid signatures;

(9) If the number of pairs of signatures in the sample is less than the acceptable number of pairs of signatures in the sample, the secretary of state shall declare the petition to be sufficient and certify the serial number and ballot title to the state legislature as provided in RCW 29.79.200 or to the county auditors as provided in RCW 29.79.230.

SECRETARY OF STATE



STATE OF WASHINGTON

A. LUDLOW KRAMER

OLYMPIA 98504

*Commissioning
Bd*

May 16, 1972

Richard O. White
Code Revisor
Legislative Building
Olympia, Washington 98504

Dear Mr. White:

It has come to our attention that in the adoption of rules and regulations concerning the maintenance of voter registration records on electronic data processing systems under Administrative Order No. 6 approved and transmitted on March 3, 1972, these regulations were assigned Title No. "90" as part of their Washington Administrative Code section numbers. Title 90 is assigned for the use of the State Canvassing Board whose regulations are also maintained in this office. The regulations transmitted under Administrative Order No. 6 should have been a part of Chapter 434-24, and each section should reflect in its citation Title No. 434 rather than Title 90.

Could you please correct the title numbers under which these regulations were codified.

Sincerely,

Donald F. Whiting

Donald F. Whiting
Assistant Supervisor of Elections

DFW:mg
Enclosures

*Filed in State
Sec. 9 Office of
folder*

*See over
Sheet
3896*