
SENATE BILL 5866

State of Washington

66th Legislature

2019 Regular Session

By Senators Zeiger, Bailey, Braun, Fortunato, Rivers, and Wilson, L.

1 AN ACT Relating to the appointment of public disclosure
2 commission members; and amending RCW 42.17A.100.

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

4 **Sec. 1.** RCW 42.17A.100 and 2010 c 204 s 301 are each amended to
5 read as follows:

6 (1) The public disclosure commission is established. Effective
7 July 31, 2019, the terms of all existing commission members are
8 terminated. Beginning August 1, 2019, the commission shall be
9 composed of five members (~~appointed by the governor, with the~~
10 ~~consent of the senate~~) as provided in this subsection.

11 (a) The two largest caucuses in the senate and the two largest
12 caucuses in the house of representatives shall each appoint one
13 voting member to the commission by September 1, 2019.

14 (b) No later than January 1, 2020, the four appointed members, by
15 an affirmative vote of at least three, shall appoint the fifth
16 member, who shall act as the commission's chair. If by January 1,
17 2020, three of the four voting members fail to elect a chair, the
18 chair position must rotate among the appointed members annually, in
19 the order of their appointment and concluding when a fifth member is
20 agreed upon as provided in this subsection.

1 (c) A vacancy in a position appointed under (a) of this
2 subsection shall be filled by the person who made the initial
3 appointment, or that person's successor, within three months after
4 the vacancy occurs. A vacancy of the chair elected under (b) of this
5 subsection shall be filled by an affirmative vote of at least three
6 of the appointed members. If, within three months of a vacancy in the
7 position of chair, three of the four voting members fail to elect a
8 chair, the chair position must rotate among the appointed members
9 annually, in the order of their appointment and concluding when a
10 fifth member is agreed upon as provided in this subsection.

11 (d) All appointees shall be persons of the highest integrity and
12 qualifications.

13 (e) No more than three members shall have an identification with
14 the same political party.

15 (2) The term of each member shall be ~~((five))~~ four years. No
16 member is eligible for appointment to more than one full term. ~~((Any~~
17 ~~member may be removed by the governor, but only upon grounds of~~
18 ~~neglect of duty or misconduct in office.))~~

19 (3) During his or her tenure, a member of the commission is
20 prohibited from engaging in any of the following activities, either
21 within or outside the state of Washington:

22 (a) Holding or campaigning for elective office;

23 (b) Serving as an officer of any political party or political
24 committee;

25 (c) Permitting his or her name to be used in support of or in
26 opposition to a candidate or proposition;

27 (d) Soliciting or making contributions to a candidate or in
28 support of or in opposition to any candidate or proposition;

29 (e) Participating in any way in any election campaign; or

30 (f) Lobbying, employing, or assisting a lobbyist, except that a
31 member or the staff of the commission may lobby to the limited extent
32 permitted by RCW 42.17A.635 on matters directly affecting this
33 chapter.

34 ~~((A vacancy on the commission shall be filled within thirty~~
35 ~~days of the vacancy by the governor, with the consent of the senate,~~
36 ~~and the appointee shall serve for the remaining term of his or her~~
37 ~~predecessor. A vacancy shall not impair the powers of the remaining~~
38 ~~members to exercise all of the powers of the commission.~~

1 ~~(5))~~) Three members of the commission shall constitute a quorum.
2 The commission shall (~~elect its own chair and~~) adopt its own rules
3 of procedure in the manner provided in chapter 34.05 RCW.

4 (~~(6))~~) (5) Members shall be compensated in accordance with RCW
5 43.03.250 and shall be reimbursed for travel expenses incurred while
6 engaged in the business of the commission as provided in RCW
7 43.03.050 and 43.03.060. The compensation provided pursuant to this
8 section shall not be considered salary for purposes of the provisions
9 of any retirement system created under the laws of this state.

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