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HOUSE BILL 2141

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State of Washington                      60th Legislature                      2007 Regular Session

By Representative B. Sullivan

Read first time 02/09/2007.                      Referred to Committee on State  
Government & Tribal Affairs.

1            AN ACT Relating to governing body membership under the open public  
2 meetings act; amending RCW 42.30.020; and adding a new section to  
3 chapter 42.30 RCW.

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

5            **Sec. 1.** RCW 42.30.020 and 1985 c 366 s 1 are each amended to read  
6 as follows:

7            As used in this chapter unless the context indicates otherwise:

8            (1) "Public agency" means:

9            (a) Any state board, commission, committee, department, educational  
10 institution, or other state agency which is created by or pursuant to  
11 statute, other than courts and the legislature;

12            (b) Any county, city, school district, special purpose district, or  
13 other municipal corporation or political subdivision of the state of  
14 Washington;

15            (c) Any subagency of a public agency which is created by or  
16 pursuant to statute, ordinance, or other legislative act, including but  
17 not limited to planning commissions, library or park boards,  
18 commissions, and agencies;

1 (d) Any policy group whose membership includes representatives of  
2 publicly owned utilities formed by or pursuant to the laws of this  
3 state when meeting together as or on behalf of participants who have  
4 contracted for the output of generating plants being planned or built  
5 by an operating agency.

6 (2) "Governing body" means the multimember board, commission,  
7 committee, council, or other policy or rule-making body of a public  
8 agency, or any committee thereof when the committee acts on behalf of  
9 the governing body, conducts hearings, or takes testimony or public  
10 comment.

11 (3) "Action" means the transaction of the official business of a  
12 public agency by a governing body including but not limited to receipt  
13 of public testimony, deliberations, discussions, considerations,  
14 reviews, evaluations, and final actions. "Final action" means a  
15 collective positive or negative decision, or an actual vote by a  
16 majority of the members of a governing body when sitting as a body or  
17 entity, upon a motion, proposal, resolution, order, or ordinance.

18 (4) "Meeting" means ~~((meetings at which action is taken))~~ a  
19 gathering of a majority of the members of a governing body where they  
20 convene in person, by telephone, or by electronic means to hear,  
21 deliberate, or take action on the business or affairs of the agency or  
22 body. Electronic or telephone meetings are subject to the notice  
23 requirements of this chapter.

24 NEW SECTION. Sec. 2. A new section is added to chapter 42.30 RCW  
25 to read as follows:

26 Any person who has been elected to serve as a member of a governing  
27 body is subject to the requirements of this chapter from the time of  
28 election.

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