

CERTIFICATION OF ENROLLMENT
SECOND SUBSTITUTE SENATE BILL 5355

Chapter 188, Laws of 2012

62nd Legislature
2012 Regular Session

PUBLIC AGENCIES--SPECIAL MEETINGS

EFFECTIVE DATE: 06/07/12

Passed by the Senate March 8, 2012
YEAS 48 NAYS 0

BRAD OWEN

President of the Senate

Passed by the House March 6, 2012
YEAS 97 NAYS 0

FRANK CHOPP

Speaker of the House of Representatives

Approved March 29, 2012, 7:22 p.m.

CHRISTINE GREGOIRE

Governor of the State of Washington

CERTIFICATE

I, Thomas Hoemann, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SECOND SUBSTITUTE SENATE BILL 5355** as passed by the Senate and the House of Representatives on the dates hereon set forth.

THOMAS HOEMANN

Secretary

FILED

March 29, 2012

**Secretary of State
State of Washington**

SECOND SUBSTITUTE SENATE BILL 5355

AS AMENDED BY THE HOUSE

Passed Legislature - 2012 Regular Session

State of Washington 62nd Legislature 2012 Regular Session

By Senate Government Operations, Tribal Relations & Elections
(originally sponsored by Senators Morton, Swecker, and Honeyford)

READ FIRST TIME 01/13/12.

1 AN ACT Relating to special meetings; and amending RCW 42.30.080.

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

3 **Sec. 1.** RCW 42.30.080 and 2005 c 273 s 1 are each amended to read
4 as follows:

5 (1) A special meeting may be called at any time by the presiding
6 officer of the governing body of a public agency or by a majority of
7 the members of the governing body by delivering written notice
8 personally, by mail, by fax, or by electronic mail to each member of
9 the governing body(~~+~~and)). Written notice shall be deemed waived in
10 the following circumstances:

11 (a) A member submits a written waiver of notice with the clerk or
12 secretary of the governing body at or prior to the time the meeting
13 convenes. A written waiver may be given by telegram, fax, or
14 electronic mail; or

15 (b) A member is actually present at the time the meeting convenes.

16 (2) Notice of a special meeting called under subsection (1) of this
17 section shall be:

18 (a) Delivered to each local newspaper of general circulation and

1 ~~((to each))~~ local radio or television station ~~((which))~~ that has on
2 file with the governing body a written request to be notified of such
3 special meeting or of all special meetings;

4 (b) Posted on the agency's web site. An agency is not required to
5 post a special meeting notice on its web site if it (i) does not have
6 a web site; (ii) employs fewer than ten full-time equivalent employees;
7 or (iii) does not employ personnel whose duty, as defined by a job
8 description or existing contract, is to maintain or update the web
9 site; and

10 (c) Prominently displayed at the main entrance of the agency's
11 principal location and the meeting site if it is not held at the
12 agency's principal location.

13 Such notice must be delivered ~~((personally, by mail, by fax, or by~~
14 ~~electronic mail))~~ or posted, as applicable, at least twenty-four hours
15 before the time of such meeting as specified in the notice.

16 (3) The call and notices required under subsections (1) and (2) of
17 this section shall specify the time and place of the special meeting
18 and the business to be transacted. Final disposition shall not be
19 taken on any other matter at such meetings by the governing body.
20 ~~((Such written notice may be dispensed with as to any member who at or~~
21 ~~prior to the time the meeting convenes files with the clerk or~~
22 ~~secretary of the governing body a written waiver of notice. Such~~
23 ~~waiver may be given by telegram, by fax, or electronic mail. Such~~
24 ~~written notice may also be dispensed with as to any member who is~~
25 ~~actually present at the meeting at the time it convenes.))~~

26 (4) The notices provided in this section may be dispensed with in
27 the event a special meeting is called to deal with an emergency
28 involving injury or damage to persons or property or the likelihood of
29 such injury or damage, when time requirements of such notice would make
30 notice impractical and increase the likelihood of such injury or
31 damage.

Passed by the Senate March 8, 2012.

Passed by the House March 6, 2012.

Approved by the Governor March 29, 2012.

Filed in Office of Secretary of State March 29, 2012.