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HOUSE BILL 2910

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State of Washington

65th Legislature

2018 Regular Session

By Representatives Sullivan and Stokesbary

Read first time 01/24/18. Referred to Committee on Community Development, Housing & Tribal Affairs.

1 AN ACT Relating to the compensation of qualified professionals  
2 appointed to a community facilities district board of supervisors;  
3 and amending RCW 36.145.080.

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

5 **Sec. 1.** RCW 36.145.080 and 2010 c 7 s 301 are each amended to  
6 read as follows:

7 (1) A community facilities district must be governed by a board  
8 of supervisors possessing the powers set forth under RCW 36.145.090.  
9 The board of supervisors must be appointed by each applicable  
10 legislative authority within sixty days of the formation of the  
11 district. Except as expressly provided under this section, each  
12 applicable legislative authority is authorized to appoint members to  
13 the board of supervisors only from among the members of its own  
14 governing body. Each applicable legislative authority must appoint  
15 the petitioner members or nominees required under subsection (2) or  
16 (3) of this section. The term of office of each supervisor is three  
17 years and until a successor is appointed, except that the supervisors  
18 first appointed serve for one and two years respectively from the  
19 date of their appointments, as designated in their appointments.

20 (2) Except as provided in subsection (3) of this section, if the  
21 proposed district is located entirely within a single jurisdiction,

1 then the board of supervisors consists of: (a) Three members of the  
2 legislative authority of the jurisdiction; and (b) two members  
3 appointed from among the list of eligible supervisors included in the  
4 petition as provided in RCW 36.145.020(1)(h). All members of the  
5 board of supervisors must be natural persons.

6 (3) If all or a portion of the proposed district is located  
7 within unincorporated land that is entirely surrounded by an  
8 incorporated city or town, then the board of supervisors consists of:

9 (a) Two members appointed from the county legislative authority; (b)  
10 two members appointed from the legislative authority of the city or  
11 town that is the additional legislative authority under RCW  
12 36.145.010(4); and (c) one member appointed from the list of eligible  
13 petitioners included in the petition as provided in RCW  
14 36.145.020(1)(h), depending on the number of additional members that  
15 are required to result in an overall odd number of supervisors.

16 (4) If the county, city, or town is the exclusive legislative  
17 authority pursuant to RCW 36.145.010, then the board of supervisors  
18 consists of: (a) Three members appointed from such county, city, or  
19 town; and (b) two members from the list of eligible petitioners or  
20 nominees included in the petition, as provided in RCW  
21 36.145.020(1)(h), to result in an overall odd number of supervisors.

22 (5) The legislative authorities may appoint qualified  
23 professionals with expertise in municipal finance in lieu of one or  
24 more appointments authorized in this section. A jurisdiction's  
25 appointments to the board of supervisors may consist of a combination  
26 of qualified professionals authorized under this section and one or  
27 more members from the applicable legislative authority. Nothing  
28 contained in this section authorizes a legislative authority to  
29 exceed the maximum number of appointments set forth under subsection  
30 (2) or (3) of this section.

31 (6) A vacancy on the board must be filled by the legislative  
32 authority authorized to make the appointment to the applicable  
33 supervisor position under this section. Vacancies must be filled by a  
34 person in the same position vacating the board, which for initial  
35 petitioner members or nominees includes successor owners of property  
36 located within the boundaries of an approved district. If the  
37 approved district was originally located entirely on unincorporated  
38 land and the unincorporated land has been annexed into a city or  
39 town, then, as of the effective date of annexation, the city or town  
40 is deemed the exclusive legislative authority for the purposes of

1 this chapter and the composition of the board must be structured  
2 accordingly, as provided in this section. Elected members of the  
3 applicable legislative authority serving as supervisors must serve  
4 without compensation, but they are entitled to expenses, including  
5 traveling expenses, necessarily incurred in the discharge of their  
6 duties. The board must designate a chair from time to time.

7 (7) Qualified professionals appointed to the board of supervisors  
8 are entitled to reasonable compensation in accordance with their  
9 professional expertise, and expenses, including traveling expenses,  
10 necessarily incurred in the discharge of their duties.

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