

WSR 21-13-142

PERMANENT RULES

REDISTRICTING COMMISSION

[Filed June 22, 2021, 11:56 a.m., effective July 23, 2021]

Effective Date of Rule: Thirty-one days after filing.

Purpose: The redistricting commission has reestablished itself since the last redistricting exercise in 2011-2012 and its administrative procedures need to be updated. The proposal: (1) Updates the commission's office location and telephone/fax number to remain in effect for 2021-2022; (2) eliminates the need for a commission vote and chair authorization for the payment of necessary expenses of witnesses invited by the commission to testify; and (3) gives the executive director, rather than the chair, the authority to execute contracts and leases and approve expenditures and reimbursements up to \$30,000 without the need for prior approval of the commission. The first change will alert the public to the commission's new contact information, while the second and third changes will increase operational efficiencies.

Citation of Rules Affected by this Order: Amending WAC [417-01-125, 417-01-140, and 417-01-155].

Statutory Authority for Adoption: RCW 44.05.080.

Adopted under notice filed as WSR 21-09-048 on April 15, 2021.

A final cost-benefit analysis is available by contacting Lisa McLean, P.O. Box 40948, Olympia, WA 98504-0948, phone 360-522-0373, email Lisa.McLean@redistricting.wa.gov, website redistricting.wa.gov.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 3, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 1, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: June 21, 2021.

Lisa McLean  
Executive Director

OTS-2989.2

AMENDATORY SECTION (Amending WSR 11-15-010, filed 7/7/11, effective 8/7/11)

**WAC 417-01-125 Offices.** (1) The commission office is located at (~~((1063 Capitol Way South, Suite 16,))~~) 1007 Washington Street S.E., Olympia, Washington. The mailing address is: Washington State Redistricting Commission, P.O. Box 40948, Olympia, WA(~~(7)~~) 98504-0948. Telephone and facsimile number: (~~(360-786-0770. Facsimile number:~~

~~360-586-0433~~) 360-524-4390. Internet address: [www.redistricting.wa.gov](http://www.redistricting.wa.gov). Electronic mail address: [contact@redistricting.wa.gov](mailto:contact@redistricting.wa.gov). Office hours for the commission shall be from 8 a.m. to 5 p.m. on all normal business days. Office hours for inspection and copying of public records shall be as provided in chapter two hereof.

(2) The commission address and contact information shall remain in effect for the duration of the (~~2011-2012~~) 2021-2022 commission. Inquiries after that date shall be directed to the secretary of state.

[Statutory Authority: RCW 44.05.080(2). WSR 11-15-010, § 417-01-125, filed 7/7/11, effective 8/7/11. Statutory Authority: RCW 44.05.080(1). WSR 01-13-123, § 417-01-125, filed 6/20/01, effective 7/9/01; WSR 91-20-006, § 417-01-125, filed 9/19/91, effective 10/20/91.]

AMENDATORY SECTION (Amending WSR 91-20-006, filed 9/19/91, effective 10/20/91)

**WAC 417-01-140 Professional advisors.** The commission may, by majority vote, appoint attorneys, advisors and others to assist it in the conduct of its duties, and they shall have such duties and receive such compensation and reimbursement as the commission may from time to time, by majority vote, determine. (~~The chair, upon approval by a majority of the commission's voting members, shall authorize the payment of necessary expenses of a witness incurred in testifying at the invitation of the commission.~~)

[Statutory Authority: RCW 44.05.080(1). WSR 91-20-006, § 417-01-140, filed 9/19/91, effective 10/20/91.]

AMENDATORY SECTION (Amending WSR 11-15-010, filed 7/7/11, effective 8/7/11)

**WAC 417-01-155 Conduct of commission business.** (1) Three voting members of the commission shall constitute a quorum for the conduct of business.

(2) The votes of any three of the commissioners shall be required for any official action of the commission: Provided, That the (~~chair~~) executive director shall have the authority on behalf of the commission to execute contracts and leases, and approve expenditures and reimbursements, related to the business of the commission. The (~~chair~~) executive director may, without the prior approval of the commission, authorize expenditures (~~for equipment and supplies~~) not to exceed (~~(\$15,000)~~) \$30,000. Expenditures made pursuant to this section shall be reported as a separate item on the agenda at the next commission meeting.

(3) The chair shall not have a vote at any meeting of the commission.

(4) Commission meetings shall be conducted in accordance with the Open Public Meetings Act (chapter 42.30 RCW).

(5) The commission shall not adopt any redistricting plan, or partial redistricting plan, except at a public meeting, notice of which has been given in accordance with these rules.

(6) The commission shall not take any action by secret ballot.

(7) Motions shall not require a second in order to be placed before the commission for a vote.

(8) All public meetings of the commission shall be electronically recorded. The minutes and tapes thereof shall be available to the public in accordance with the rules regarding access to public records held by the commission. At all meetings of the commission where public testimony regarding redistricting boundaries is a scheduled agenda item, the commission shall provide for the presence of a court reporter to record such testimony. A typewritten transcript of such testimony shall be prepared as soon as possible after such hearings and shall be made available to the public in accordance with the rules regarding access to public records held by the commission. The transcript of a court reporter prepared pursuant to this section shall become part of the official records of the commission.

(9) Except as provided in this section, the chair shall preside at all meetings. In the event of the chair's absence the commission shall select from among the voting members a temporary chair to preside in the chair's absence. The position of temporary chair shall alternate between a member of the two parties represented on the commission.

[Statutory Authority: RCW 44.05.080(2). WSR 11-15-010, § 417-01-155, filed 7/7/11, effective 8/7/11. Statutory Authority: RCW 44.05.080(1). WSR 01-13-123, § 417-01-155, filed 6/20/01, effective 7/9/01; WSR 91-20-006, § 417-01-155, filed 9/19/91, effective 10/20/91.]