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**SENATE BILL 6133**

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Passed Legislature - 1992 Regular Session

**State of Washington                      52nd Legislature                      1992 Regular Session**

**By Senators Bailey, Rinehart, Erwin, Murray, Oke, Pelz and Gaspard; by request of Board of Education**

Read first time 01/17/92. Referred to Committee on Education.

1            AN ACT Relating to state board of education size and terms; and  
2 amending RCW 28A.305.010, 28A.305.080, and 28A.305.030.

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

4            **Sec. 1.** RCW 28A.305.010 and 1990 c 33 s 257 are each amended to  
5 read as follows:

6            The state board of education shall be comprised of ~~((two))~~ one  
7 member(~~(s))~~) from each congressional district of the state, not  
8 including any congressional district at large, elected by the members  
9 of the boards of directors of school districts thereof, as hereinafter  
10 in this chapter provided, the superintendent of public instruction and  
11 one member elected at large, as provided in this chapter, by the  
12 members of the boards of directors of all private schools in the state  
13 meeting the requirements of RCW 28A.195.010. The member representing  
14 private schools shall not vote on matters affecting public schools. If

1 there is a dispute about whether or not an issue directly affects  
2 public schools, the dispute shall be settled by a majority vote of the  
3 other members of the board.

4 **Sec. 2.** RCW 28A.305.080 and 1990 c 33 s 263 are each amended to  
5 read as follows:

6 The term of office of each member of the state board of education  
7 shall begin on the second Monday in January next following the election  
8 at which he or she was elected, and he or she shall hold office for the  
9 term for which he or she was elected and until his or her successor is  
10 elected and qualified. Except as otherwise provided in RCW  
11 28A.305.030, each member of the state board of education shall be  
12 elected for a term of ~~((six))~~ four years.

13 **Sec. 3.** RCW 28A.305.030 and 1990 c 33 s 259 are each amended to  
14 read as follows:

15 (1) Whenever any new and additional congressional district is  
16 created, except a congressional district at large, the superintendent  
17 of public instruction shall call an election in such district at the  
18 time of making the call provided for in RCW 28A.305.020. Such election  
19 shall be conducted as other elections provided for in this chapter. At  
20 the first such election ~~((two))~~ one member~~((s))~~ of the state board of  
21 education shall be elected~~((, one for a term of three years and one for~~  
22 ~~a term of six years. At the expiration of the term of each, a member~~  
23 ~~shall be elected))~~ for a term of ~~((six))~~ four years.

24 (2) The terms of office of members of the state board of education  
25 who are elected from the various congressional districts shall not be  
26 affected by the creation of either new or new and additional districts.  
27 In such an event, each board member may continue to serve in office for  
28 the balance of the term for which he or she was elected or appointed:

1 PROVIDED, That the board member continues to reside within the  
2 boundaries of the congressional district as they existed at the time of  
3 his or her election or appointment. Vacancies which occur in a board  
4 member position during the balance of any such term shall be filled  
5 pursuant to RCW 28A.305.090 by a successor who resides within the  
6 boundaries of the congressional district from which the member whose  
7 office was vacated was elected as they existed at the time of his or  
8 her election. At the election immediately preceding expiration of the  
9 term of office of each board member provided for in this subsection  
10 following the creation of either new or new and additional  
11 congressional districts, and thereafter, a successor shall be elected  
12 from the congressional district which corresponds in number with the  
13 congressional district from which the incumbent was appointed or  
14 elected.

15 (3) Notwithstanding any other provision of this section or chapter,  
16 in order to reduce the number of state board of education members  
17 elected from each congressional district from two members to one member  
18 the following transitional measures shall govern board member terms,  
19 elections, and voting:

20 (a) The terms of office for each of the sixteen state board of  
21 education members and positions representing the first through the  
22 eighth congressional districts shall terminate in a sequence commencing  
23 with the terms of the four members and positions representing the third  
24 and sixth congressional districts as of the second Monday of January  
25 1993, followed by the terms of the six members and positions  
26 representing the first, fourth, and seventh congressional districts as  
27 of the second Monday of January 1994, and ending with the termination  
28 of the terms of the six members and positions representing the second,  
29 fifth, and eighth congressional districts as of the second Monday of  
30 January 1995;

1       (b) An election shall be conducted under RCW 28A.305.040 through  
2 28A.305.060 each year preceding the termination of one or more terms  
3 under (a) of this subsection for the purpose of electing one state  
4 board of education member from each correspondingly numbered  
5 congressional district for a term of four years;

6       (c) If for any reason a vacancy occurs in one of two positions  
7 representing a congressional district before the termination of the  
8 term for the position under (a) of this subsection, no replacement may  
9 be appointed or elected and the position shall be deemed eliminated;  
10 and

11       (d) During the transition period from the second Monday of January  
12 1993, to the second Monday of January 1995, a vote on any matter before  
13 the state board of education by any one of two members representing the  
14 same congressional district shall be equal to one-half a vote and a  
15 vote by any other member shall be equal to one full vote. Thereafter,  
16 the vote of each member shall be equal to one full vote.

Passed the Senate February 11, 1992.

Passed the House March 3, 1992.

Approved by the Governor March 26, 1992.

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