
SUBSTITUTE HOUSE BILL 2220

State of Washington

53rd Legislature

1994 Regular Session

By House Committee on Local Government (originally sponsored by Representatives Wolfe, Brumsickle, Ogden and H. Myers)

Read first time 02/02/94.

1 AN ACT Relating to housing authorities; and amending RCW 35.82.040.

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

3 **Sec. 1.** RCW 35.82.040 and 1965 c 7 s 35.82.040 are each amended to
4 read as follows:

5 When the governing body of a city adopts a resolution ((as
6 aforesaid)) declaring that there is a need for a housing authority, it
7 shall promptly notify the mayor of such adoption. Upon receiving such
8 notice, the mayor shall appoint five persons as commissioners of the
9 authority created for ((said)) the city. When the governing body of a
10 county adopts a resolution ((as aforesaid, said body)) declaring that
11 there is a need for a housing authority, it shall appoint five persons
12 as commissioners of the authority created for ((said)) the county. The
13 commissioners who are first appointed shall be designated to serve for
14 terms of one, two, three, four and five years, respectively, from the
15 date of their appointment, but thereafter commissioners shall be
16 appointed ((as aforesaid)) for a term of office of five years except
17 that all vacancies shall be filled for the unexpired term. No
18 commissioner of an authority may be an officer or employee of the city
19 or county for which the authority is created, unless the commissioner

1 is an employee of a separately elected county official other than the
2 county governing body in a county with a population of less than one
3 hundred seventy-five thousand as of the 1990 federal census. No more
4 than one commissioner may be an employee of a separately elected county
5 official. A commissioner shall hold office until his or her successor
6 has been appointed and has qualified, unless sooner removed according
7 to this chapter. A certificate of the appointment or reappointment of
8 any commissioner shall be filed with the clerk and ~~((such))~~ the
9 certificate shall be conclusive evidence of the due and proper
10 appointment of ~~((such))~~ the commissioner. A commissioner shall receive
11 no compensation for ~~((his))~~ performing services for the authority, in
12 any capacity, but ~~((he shall be))~~ is entitled to the necessary
13 expenses, including traveling expenses, incurred in the discharge of
14 his or her duties.

15 The powers of each authority shall be vested in the commissioners
16 ~~((thereof in office from time to time))~~. Three commissioners shall
17 constitute a quorum of the authority for the purpose of conducting its
18 business and exercising its powers and for all other purposes. Action
19 may be taken by the authority upon a vote of a majority of the
20 commissioners present, unless in any case the bylaws of the authority
21 shall require a larger number. The mayor (or in the case of an
22 authority for a county, the governing body of the county) shall
23 designate which of the commissioners appointed shall be the first
24 ~~((chairman))~~ chair and he or she shall serve in ~~((the))~~ that capacity
25 ~~((of chairman))~~ until the expiration of his or her term of office as
26 commissioner. When the office of the ~~((chairman))~~ chair of the
27 authority ~~((thereafter))~~ becomes vacant, the authority shall select a
28 ~~((chairman))~~ chair from among its commissioners. An authority shall
29 select from among its commissioners a vice ~~((chairman))~~ chair, and it
30 may employ a secretary (who shall be executive director), technical
31 experts and such other officers, agents, and employees, permanent and
32 temporary, as it may require, and shall determine their qualifications,
33 duties and compensation. For such legal services as it may require, an
34 authority may call upon the chief law officer of the city or the county
35 or may employ its own counsel and legal staff. An authority may
36 delegate to one or more of its agents or employees such powers or
37 duties as it may deem proper.

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