Chapter 183-08 WAC
COMMISSION MEMBERSHIP, APPOINTMENTS, AND VACANCIES

WAC

183-08-010 Membership.
183-08-015 Eligibility criteria.
183-08-020 Appointment.
183-08-030 Term of office.
183-08-040 Vacancies.
183-08-050 Removal of a member for cause.

WAC 183-08-010 Membership. Membership on the commission is as defined in RCW 43.03.305.

(1) One member from each congressional district is selected randomly by the secretary of state from the rolls of registered voters.

(2) Seven commissioners are selected jointly by the speaker of the house of representatives and the president of the senate. Of these seven members, one is selected from each of the following five sectors: Private institutions of higher education, business, professional personnel management, legal profession, and organized labor. Of the remaining two members, one is recommended to the speaker of the house of representatives and the president of the senate by the chair of the Washington personnel resources board and one is recommended by majority vote of the presidents of the state's four-year institutions of higher education.

[Statutory Authority: RCW 43.03.305 through [43.03].310. 11-19-024, § 183-08-010, filed 9/9/11, effective 10/10/11. Statutory Authority: RCW 43.03.300 through [43.03].310. 09-12-077, § 183-08-010, filed 6/1/09, effective 7/2/09.]

WAC 183-08-015 Eligibility criteria. (1) No state official, lobbyist, or public employee, or immediate family member of the state official, lobbyist, or public employee is eligible for membership on the commission.

Definitions:

(a) "Immediate family" means:

(i) The parents, spouse or domestic partner, siblings, children, or dependent relative of the state official or lobbyist whether or not they live in the home of the state official or lobbyist;

(ii) The parents, spouse or domestic partner, siblings, children, or dependent relative of the public employee who live in the home of the employee; and

(iii) Any person who is dependent, in whole or in part, for his or her support upon the earnings of a state employee.

(b) "Lobbyist" means any person required to be registered as a lobbyist in the state of Washington under the provisions of chapters 42.17 and 42.17A RCW.

(c) "Public employee" means any person who, at the time of selection, is an officer or employee of any governmental body or political subdivision located in the state of Washington including, but not limited to, the agencies of the federal, state, or county government or any other municipal corporation operating under federal or state law or local ordinance. Generally, this means any person whose salary is paid by public or tax dollars.

(d) "State official" means the elected officials in the executive, legislative, and judicial branches of Washington state government.

(2) Any person selected from a congressional district must be a registered voter and, at the time of selection, be eligible to vote in the congressional district from which he or she was selected.

(3) Any person selected jointly by the speaker of the house of representatives and the president of the senate must be a resident of Washington and have had experience in personnel management.

[Statutory Authority: RCW 43.03.305 through [43.03].310. 11-19-024, § 183-08-015, filed 9/9/11, effective 10/10/11.]

WAC 183-08-020 Appointments. (1) The secretary of state will forward the names of the persons selected as described in WAC 183-08-010(1) and chapter 434-209 WAC to the governor for appointment not later than the first day of July, every two years.

(2) The speaker of the house of representatives and the president of the senate will forward the names of the persons jointly selected by them as described in WAC 183-08-010(2) to the governor for appointment not later than the first day of July, every two years.

(3) The governor will appoint to the commission those persons whose names have been submitted by the secretary of state and the speaker of the house of representatives and the president of the senate.

[Statutory Authority: RCW 43.03.305 through [43.03].310. 11-19-024, § 183-08-020, filed 9/9/11, effective 10/10/11. Statutory Authority: RCW 43.03.300 through [43.03].310. 09-12-077, § 183-08-020, filed 6/1/09, effective 7/2/09.]

WAC 183-08-030 Term of office. (1) The governor shall appoint the individuals selected by the secretary of state and the speaker of the house of representatives and the president of the senate to the commission for a four-year term that begins on July 1st and ends on June 30th.

(2) No person may serve more than two terms.

(3) When an individual is appointed to fill an unexpired term, that term constitutes his or her first term. The term of office is from the date of appointment until the end of the unexpired term of the position being vacated.

[Statutory Authority: RCW 43.03.305 through [43.03].310. 11-19-024, § 183-08-030, filed 9/9/11, effective 10/10/11. Statutory Authority: RCW 43.03.300 through [43.03].310. 09-12-077, § 183-08-030, filed 6/1/09, effective 7/2/09.]

WAC 183-08-040 Vacancies. (1) Upon a vacancy in any position on the commission, due to a resignation or the

member becoming ineligible to serve, a successor will be selected and appointed to fill the unexpired term of the previous member within thirty days of the date the position became vacant. The selection must be done in the same manner as the original appointment.

(a) The selection and appointment to fill a vacancy in a congressional district will be conducted in accordance with WAC 183-08-010(1), 183-08-020 (1) and (3), and 434-209-090.

(b) The selection and appointment to fill a vacancy in a position recommended jointly by the speaker of the house of representatives and the president of the senate shall be conducted in accordance with WAC 183-08-010(2) and 183-08-020 (2) and (3).

(2) Upon a vacancy in any position on the commission due to a commissioner having two unexcused absences as defined in RCW 43.03.305(4), the executive director will send a letter to that commissioner informing him or her of the relinquishment of his or her position on the commission. The position will be filled under the provisions of WAC 183-08-040(1).

(3) The initial member from a newly created congressional district will be selected and appointed within ninety days of the creation of the district and in the manner described in WAC 183-08-010(1) and 183-08-020(3).

[Statutory Authority: RCW 43.03.305 through [43.03].310. 11-19-024, § 183-08-040, filed 9/9/11, effective 10/10/11. Statutory Authority: RCW 43.03.300 through [43.03].310. 09-12-077, § 183-08-040, filed 6/1/09, effective 7/2/09.]

WAC 183-08-050 Removal of a member for cause. (1) No member of the commission may be removed by the governor during his or her term of office unless for cause of incapacity, incompetence, neglect of duty, malfeasance in office, or for a disqualifying change of residence.

(2) A disqualifying change of residence would occur if:

(a) A member moves out of the state of Washington; or

(b) A member selected from a congressional district moves out of the boundaries of his or her district.

[Statutory Authority: RCW 43.03.305 through [43.03].310. 11-19-024, § 183-08-050, filed 9/9/11, effective 10/10/11.]