
HOUSE BILL 2111

State of Washington 52nd Legislature 1991 Regular Session

By Representatives Locke, McLean, Anderson, H. Sommers and Winsley.

Read first time February 26, 1991. Referred to Committee on State Government.

1 AN ACT Relating to school district boards of directors; and
2 amending RCW 42.30.110.

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

4 **Sec. 1.** RCW 42.30.110 and 1989 c 238 s 2 are each amended to read
5 as follows:

6 (1) Nothing contained in this chapter may be construed to prevent
7 a governing body from holding an executive session during a regular or
8 special meeting:

9 (a) To consider matters affecting national security;

10 (b) To consider the selection of a site or the acquisition of real
11 estate by lease or purchase when public knowledge regarding such
12 consideration would cause a likelihood of increased price;

13 (c) To consider the minimum price at which real estate will be
14 offered for sale or lease when public knowledge regarding such
15 consideration would cause a likelihood of decreased price. However,

1 final action selling or leasing public property shall be taken in a
2 meeting open to the public;

3 (d) To review negotiations on the performance of publicly bid
4 contracts when public knowledge regarding such consideration would
5 cause a likelihood of increased costs;

6 (e) To consider, in the case of an export trading company,
7 financial and commercial information supplied by private persons to the
8 export trading company;

9 (f) To receive and evaluate complaints or charges brought against
10 a public officer or employee. However, upon the request of such
11 officer or employee, a public hearing or a meeting open to the public
12 shall be conducted upon such complaint or charge;

13 (g) To evaluate the qualifications of an applicant for public
14 employment or to review the performance of a public employee. However,
15 subject to RCW 42.30.140(4), discussion by a governing body of
16 salaries, wages, and other conditions of employment to be generally
17 applied within the agency shall occur in a meeting open to the public,
18 and when a governing body elects to take final action hiring, setting
19 the salary of an individual employee or class of employees, or
20 discharging or disciplining an employee, that action shall be taken in
21 a meeting open to the public;

22 (h) To evaluate the qualifications of a candidate for appointment
23 to elective office. However, any interview of such candidate and final
24 action appointing a candidate to elective office shall be in a meeting
25 open to the public;

26 (i) To discuss with legal counsel representing the agency matters
27 relating to agency enforcement actions, or to discuss with legal
28 counsel representing the agency litigation or potential litigation to
29 which the agency, the governing body, or a member acting in an official
30 capacity is, or is likely to become, a party, when public knowledge

1 regarding the discussion is likely to result in an adverse legal or
2 financial consequence to the agency;

3 (j) To consider, in the case of the state library commission or its
4 advisory bodies, western library network prices, products, equipment,
5 and services, when such discussion would be likely to adversely affect
6 the network's ability to conduct business in a competitive economic
7 climate. However, final action on these matters shall be taken in a
8 meeting open to the public;

9 (k) To consider, in the case of the state investment board,
10 financial and commercial information when the information relates to
11 the investment of public trust or retirement funds and when public
12 knowledge regarding the discussion would result in loss to such funds
13 or in private loss to the providers of this information;

14 (l) To conduct discussions and training designed solely to improve
15 personal relationships and communication between school district board
16 members. While conducting an executive session under this subsection,
17 a board may not resolve or attempt to resolve any educational policy
18 issue. This authorization for executive session applies only to a
19 school board meeting.

20 (2) Before convening in executive session, the presiding officer of
21 a governing body shall publicly announce the purpose for excluding the
22 public from the meeting place, and the time when the executive session
23 will be concluded. The executive session may be extended to a stated
24 later time by announcement of the presiding officer.