

SENATE BILL 5132

State of Washington

52nd Legislature

1991 Regular Session

By Senators McCaslin, Nelson and Saling.

Read first time January 22, 1991. Referred to Committee on Governmental Operations.

1 AN ACT Relating to gubernatorial appointments; and amending RCW
2 43.06.030 and 43.06.092.

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

4 **Sec. 1.** RCW 43.06.030 and 1981 c 338 s 12 are each amended to read
5 as follows:

6 (1) If a vacancy occurs in an appointive position subject to
7 confirmation or if the term of such an appointive office expires, the
8 governor shall make the required appointment within ninety days of the
9 vacancy.

10 (2) For a gubernatorial appointment to be effective, the governor
11 must transmit to the secretary of the senate notice of the appointment,
12 along with pertinent information regarding the appointee, within
13 fourteen days after making any appointment subject to senate
14 confirmation.

1 **Sec. 2.** RCW 43.06.092 and 1981 c 338 s 2 are each amended to read
2 as follows:

3 (1) Any gubernatorial appointee subject to senate confirmation
4 ~~((shall continue to serve unless rejected by a vote of the senate))~~
5 appointed during a legislative session or in the interim thereafter,
6 shall be confirmed or rejected by the senate and may not serve until
7 confirmed unless authorized under (b) of this subsection. Upon the
8 request of the governor, an appointment shall be returned to the
9 governor pursuant to RCW 43.06.094.

10 (a) If an appointment is made during a regular legislative session,
11 final action by the senate shall occur prior to the adjournment of the
12 session, unless the appointment is made in the last ten days of the
13 session.

14 (b) If an appointment is made in the last ten days of the regular
15 session, in a special session, or while the legislature is not in
16 session, the senate rules committee or its successor committee shall
17 refer the appointment to the appropriate senate standing committee,
18 which shall by majority vote of its members within thirty days of
19 receipt of the referral, approve or deny the temporary performance of
20 the duties of the office by the appointee until confirmation by the
21 full senate. Final senate action on the appointment shall be taken no
22 later than thirty days after commencement of the next regular session
23 of the legislature.

24 (c) An appointee who is rejected by a vote of the senate or who is
25 not confirmed within the thirty-day period under (b) of this subsection
26 shall not be reappointed to the same position for a period of one year
27 from termination of service.

28 (2) Any person appointed by the governor to fill the unexpired term
29 of an appointment subject to senate confirmation must also be confirmed
30 by the senate following the same confirmation procedures.