

2 ESHB 2676 - S AMD - 000558

3 By Senator Quigley

4 RULED WITHIN SCOPE; ADOPTED 3/11/94

5 On page 177, after line 36, insert the following:

6 NEW SECTION. **Sec. 872.** The legislature declares there has been  
7 an excessive proliferation of boards and commissions within state  
8 government. These boards and commissions are often created without  
9 legislative review or input and without an assessment of whether there  
10 is a resulting duplication of purpose or process. Once created, they  
11 frequently duplicate the duties of existing governmental entities,  
12 create additional expense, and obscure responsibility. It has been  
13 difficult to control the growth of boards and commissions because of  
14 the many special interests involved. Accordingly, the legislature  
15 establishes the process in this chapter to eliminate redundant and  
16 obsolete boards and commissions and to restrict the establishment of  
17 new boards and commissions.

18 NEW SECTION. **Sec. 873.** A new section is added to chapter 43.41  
19 RCW to read as follows:

20 (1) The governor shall conduct a review of all of the boards and  
21 commissions identified under section 874 of this act and, by January  
22 8th of every odd-numbered year, submit to the legislature a report  
23 recommending which boards and commissions should be terminated or  
24 consolidated based upon the criteria set forth in subsection (3) of  
25 this section. The report must state which of the criteria were relied  
26 upon with respect to each recommendation. The governor shall submit an  
27 executive request bill by January 8th of every odd-numbered year to  
28 implement the recommendations by expressly terminating the appropriate  
29 boards and commissions and by providing for the transfer of duties and  
30 obligations under this section. The governor shall accept and review  
31 with special attention recommendations made, not later than June 1st of  
32 each even-numbered year, by the standing committees of the legislature  
33 in determining whether to include any board or commission in the report  
34 and bill required by this section.

1 (2) In addition to terminations and consolidations under subsection  
2 (1) of this section, the governor may recommend the transfer of duties  
3 and obligations from a board or commission to another existing state  
4 entity.

5 (3) In preparing his or her report and legislation, the governor  
6 shall make an evaluation based upon answers to the questions set forth  
7 in this subsection. The governor shall give these criteria priority in  
8 the order listed.

9 (a) Has the mission of the board or commission been completed or  
10 ceased to be critical to effective state government?

11 (b) Does the work of the board or commission directly affect public  
12 safety, welfare, or health?

13 (c) Can the work of the board or commission be effectively done by  
14 another state agency without adverse impact on public safety, welfare,  
15 or health?

16 (d) Will termination of the board or commission have a significant  
17 adverse impact on state revenue because of loss of federal funds?

18 (e) Will termination of the board or commission save revenues, be  
19 cost neutral, or result in greater expenditures?

20 (f) Is the work of the board or commission being done by another  
21 board, commission, or state agency?

22 (g) Could the work of the board or commission be effectively done  
23 by a nonpublic entity?

24 (h) Will termination of the board or commission result in a  
25 significant loss of expertise to state government?

26 (i) Will termination of the board or commission result in  
27 operational efficiencies that are other than fiscal in nature?

28 (j) Could the work of the board or commission be done by an ad hoc  
29 committee?

30 NEW SECTION. **Sec. 874.** The boards and commissions to be reviewed  
31 by the governor must be all entities that are required to be included  
32 in the list prepared by the office of financial management under RCW  
33 43.88.505, other than entities established under: (1) Constitutional  
34 mandate; (2) court order or rule; (3) requirement of federal law; or  
35 (4) requirement as a condition of the state or a local government  
36 receiving federal financial assistance if, in the judgment of the  
37 governor, no other state agency, board, or commission would satisfy the  
38 requirement.

1        NEW SECTION.    **Sec. 875.**    A new section is added to chapter 43.41  
2 RCW to read as follows:

3        A new board or commission not established or required in statute  
4 that must be included in the report required by RCW 43.88.505 may not  
5 be established without the express approval of the director of  
6 financial management. The director shall, by January 8th of each year,  
7 submit to the legislature a list of those boards and commissions that  
8 were requested for approval and those that were approved during the  
9 preceding calendar year.

10       NEW SECTION.    **Sec. 876.**    A new section is added to chapter 43.41  
11 RCW to read as follows:

12        When acting on a request to establish a new board or commission  
13 under section 875 of this act, the director of the office of financial  
14 management shall consider the following criteria giving priority in the  
15 order listed:

16        (1) If approval is critical to public safety, health, or welfare or  
17 to the effectiveness of state government;

18        (2) If approval will not result in duplication of the work or  
19 responsibilities of another governmental agency;

20        (3) If approval will not have a significant impact on state  
21 revenues;

22        (4) If approval is for a limited duration or on an ad hoc basis;

23        (5) If the work of the board or commission could be effectively  
24 done by a nonpublic entity;

25        (6) If approval will result in significant enhancement of expertise  
26 in state government; and

27        (7) If approval will result in operational efficiencies other than  
28 fiscal savings.

29       NEW SECTION.    **Sec. 877.**    (1) Sections 872 through 876 of this act  
30 are necessary for the immediate preservation of the public peace,  
31 health, or safety, or support of the state government and its existing  
32 public institutions, and shall take effect immediately."

33        Renumber the remaining sections consecutively and correct any  
34 internal references accordingly.

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3  
4 On page 2, line 16 of the title, after "88.46 RCW;" insert "adding  
5 new sections to chapter 43.41 RCW;"

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8 ADOPTED 3/11/94

9 On page 3, beginning on line 7 of the title, after "penalties;"  
10 strike the remainder of the title and insert "providing an effective  
11 date; and declaring an emergency."

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