

**SSB 5150** - S AMD 249

By Senators Hargrove, Benton and Kastama

3/18/03 ADOPTED

1 Strike everything after the enacting clause and insert the  
2 following:

3 "Sec. 1. RCW 27.12.190 and 1982 c 123 s 8 are each amended to read  
4 as follows:

5 (1) The management and control of a library shall be vested in a  
6 board of either five or seven trustees as hereinafter in this section  
7 provided. In cities and towns five trustees shall be appointed by the  
8 mayor with the consent of the legislative body. In counties, rural  
9 county library districts, and island library districts, five trustees  
10 shall be appointed by the board of county commissioners. In a regional  
11 library district a board of either five or seven trustees shall be  
12 appointed by the joint action of the legislative bodies concerned. In  
13 intercounty rural library districts a board of either five or seven  
14 trustees shall be appointed by the joint action of the boards of county  
15 commissioners of each of the counties included in a district. The  
16 first appointments for boards comprised of but five trustees shall be  
17 for terms of one, two, three, four, and five years respectively, and  
18 thereafter a trustee shall be appointed annually to serve for five  
19 years. The first appointments for boards comprised of seven trustees  
20 shall be for terms of one, two, three, four, five, six, and seven years  
21 respectively, and thereafter a trustee shall be appointed annually to  
22 serve for seven years. No person shall be appointed to any board of  
23 trustees for more than two consecutive terms. Vacancies shall be  
24 filled for unexpired terms as soon as possible in the manner in which  
25 members of the board are regularly chosen.

26 (2) A library trustee shall not receive a salary or other  
27 compensation for services as trustee, but necessary expenses actually  
28 incurred shall be paid from the library funds.

29 (3) A library trustee in the case of a city or town may be removed  
30 ((only)) by vote of the legislative body or by the process described in  
31 subsection (4). A trustee of a county library, a rural county library  
32 district library, or an island library district library may be removed

1 for just cause by the county commissioners after a public hearing upon  
2 a written complaint stating the ground for removal, which complaint,  
3 with a notice of the time and place of hearing, shall have been served  
4 upon the trustee at least fifteen days before the hearing or by the  
5 process described in subsection (4). A trustee of an intercounty rural  
6 library district may be removed by the joint action of the board of  
7 county commissioners of the counties involved in the same manner as  
8 provided herein for the removal of a trustee of a county library or by  
9 the process described in subsection (4).

10 (4) The citizens may by petition provide for a ballot measure to  
11 determine whether a library trustee should be removed from his or her  
12 position as trustee.

13 (a) The ballot measure shall be submitted if a petition proposing  
14 the measure is submitted to the county auditor of the county in which  
15 the library district, city, town, or county is located or the most  
16 populous county in a multi-county library district that is signed by  
17 registered voters within the city, town, or county that made the  
18 appointment in question, numbering at least ten percent of the votes  
19 cast in the last primary election by registered voters within the  
20 district, city, town, or county.

21 (b) Upon receipt of a citizen petition under (a) of this  
22 subsection, the county auditor shall determine whether the petition is  
23 signed by a sufficient number of registered voters, using the  
24 registration records and returns of the preceding general election,  
25 and, no later than forty-five days after receipt of the petition, shall  
26 attach to the petition the auditor's certificate stating whether or not  
27 sufficient signatures have been obtained. If the signatures are found  
28 by the auditor to be insufficient, the petition shall be returned to  
29 the person filing it.

30 (c) The ballot proposition addressing the removal of a library  
31 trustee from his or her position as trustee shall appear on the ballot  
32 of the next general election or at the next special election date  
33 specified under RCW 29.13.020 occurring sixty or more days after the  
34 date the county auditor certifies that the petition proposing such  
35 election contains sufficient valid signatures."

36 Renumber the sections consecutively and correct any internal  
37 references accordingly.

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2 By Senator Hargrove

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4 On page 1, on line 1 of the title, delete "providing for the  
5 election of", delete everything after "trustees;" and insert "and  
6 amending RCW 27.12.190."

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