
SENATE BILL 6802

State of Washington

59th Legislature

2006 Regular Session

By Senator Brown

Read first time 01/24/2006. Referred to Committee on Water, Energy & Environment.

1 AN ACT Relating to the board of directors of single county air
2 pollution control authorities; and amending RCW 70.94.100 and
3 70.94.110.

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

5 **Sec. 1.** RCW 70.94.100 and 1991 c 199 s 704 are each amended to
6 read as follows:

7 (1) The governing body of each authority shall be known as the
8 board of directors.

9 (2) In the case of an authority comprised of one county the board
10 shall be comprised of (~~two appointees of the city selection committee,~~
11 ~~at least one of whom shall represent the city having the most~~
12 ~~population in the county~~) three appointees of cities, one each from
13 the two cities with the most population in the county and one appointee
14 of the city selection committee representing the other cities, and
15 (~~two~~) one representative(~~s~~) to be designated by the board of county
16 commissioners. In the case of an authority comprised of two, three,
17 four, or five counties, the board shall be comprised of one appointee
18 from each county, who shall represent the city having the most
19 population in such county, to be designated by the mayor and city

1 council of such city, and one representative from each county to be
2 designated by the board of county commissioners of each county making
3 up the authority. In the case of an authority comprised of six or more
4 counties, the board shall be comprised of one representative from each
5 county to be designated by the board of county commissioners of each
6 county making up the authority, and three appointees, one each from the
7 three largest cities within the local authority's jurisdiction to be
8 appointed by the mayor and city council of such city.

9 (3) If the board of an authority otherwise would consist of an even
10 number, the members selected as above provided shall agree upon and
11 elect an additional member who shall be:

12 (a) In the case of an authority comprised of one county, a citizen
13 residing in the county who demonstrates significant professional
14 experience in the field of public health, air quality protection, or
15 meteorology; and

16 (b) In the case of an authority comprised of more than one county,
17 either a member of the governing body of one of the towns, cities, or
18 counties comprising the authority, or a private citizen residing in the
19 authority.

20 (4) The terms of office of board members shall be four years.

21 (5) Wherever a member of a board has a potential conflict of
22 interest in an action before the board, the member shall declare to the
23 board the nature of the potential conflict prior to participating in
24 the action review. The board shall, if the potential conflict of
25 interest, in the judgment of a majority of the board, may prevent the
26 member from a fair and objective review of the case, remove the member
27 from participation in the action.

28 **Sec. 2.** RCW 70.94.110 and 1967 c 238 s 22 are each amended to read
29 as follows:

30 There shall be a separate and distinct city selection committee for
31 each county making up an authority. The membership of such committee
32 shall consist of the mayor of each incorporated city and town within
33 such county, except that the mayors of two cities with the most
34 population in a county having designated appointees to the board of an
35 air pollution control authority comprised of a single county shall not

1 be members of the committee. A majority of the members of each city
2 selection committee shall constitute a quorum.

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