

CHAPTER 218.

[H. B. 459.]

EDUCATION—STATE BOARD.

AN ACT relating to education; amending section 1, chapter 258, Laws of 1947 and RCW 43.63.010, and section 2, chapter 258, Laws of 1947 and RCW 43.63.020, and section 3, chapter 258, Laws of 1947 and RCW 43.63.030, and section 9, chapter 258, Laws of 1947 and RCW 43.63.090, and section 10, chapter 258, Laws of 1947 and RCW 43.63.100; adding three new sections to chapter 43.63 RCW; and repealing sections 4, 5, 6, 7 and 8, chapter 258, Laws of 1947 and RCW 43.63.040, 43.63.050, 43.63.060, 43.63.070 and 43.63.080.

Be it enacted by the Legislature of the State of Washington:

Amendment. SECTION 1. Section 1, chapter 258, Laws of 1947 and RCW 43.63.010 are each amended to read as follows:

State board of education membership. Present membership duration. The state board of education shall be comprised of two members from each congressional district of the state, not including any congressional district at large, elected by the members of the boards of directors of school districts thereof, as hereinafter provided. Members of the state board of education at the time this act takes effect shall continue such membership for the duration of the terms for which they were elected.

Amendment. SEC. 2. Section 2, chapter 258, Laws of 1947 and RCW 43.63.020 are each amended to read as follows:

Election call. Notice. Not later than the twenty-fifth day of August of each year, the superintendent of public instruction shall call an election to be held in each congressional district within which resides a member of the state board of education whose term of membership will end on the second Monday of January next following, and shall give written notice thereof to each member of the board of directors of each school district in such congressional district. Such notice shall include instructions, rules and regulations established

by the superintendent of public instruction for the conduct of the election.

SEC. 3. There is added to chapter 43.63 RCW, a **New section.**
 new section to read as follows:

Whenever any new and additional congressional district is created, except a congressional district at large, the superintendent of public instruction shall call an election in such district at the time of the following call provided for in RCW 43.63.020. Such election shall be conducted as other elections provided for in this act. At the first such election two members of the state board of education shall be elected, one for a term of three years and one for a term of six years. At the expiration of the term of each, a member shall be elected for a term of six years.

Election call in new congressional district.

Two members elected.

SEC. 4. Section 3, chapter 258, Laws of 1947 and RCW 43.63.030 are each amended to read as follows: **Amendment.**

Each member of the state board of education shall be elected by a majority of all the votes cast at the election for all candidates for the position. All votes shall be cast by mail addressed to the superintendent of public instruction and no votes shall be accepted for counting if postmarked after the sixteenth day of October following the call of the election. The superintendent of public instruction and an election board comprised of three persons appointed by the state board of education shall count and tally the votes not later than the twenty-fifth day of October. If no candidate receives a majority of all such votes cast, then, not later than the first day of November, the superintendent of public instruction shall call a second election to be conducted in the same manner and at which the candidates shall be the two candidates receiving the highest number of such votes cast. No vote cast at such second election shall be received for counting if postmarked after the sixteenth day of November and the votes shall be counted on the

Elected by majority of votes cast.
Votes cast by mail.

Election board.

Second election.

twenty-fifth day of November. The candidate receiving a majority of votes at any such second election shall be declared elected. Within ten days following the count of votes in an election at which a member of the state board of education is elected, the superintendent of public instruction shall certify to the secretary of state the name or names of the persons elected to be members of the state board of education.

Certification of elected member to secretary of state.

New section.

SEC. 5. A new section is added to chapter 43.63 RCW to read as follows:

Declarations of candidacy.

Candidates for membership on the state board of education shall file declarations of candidacy with the superintendent of public instruction on forms prepared by the superintendent. Declarations of candidacy may be filed by person or by mail not earlier than the first day of September, nor later than the sixteenth day of September. The superintendent of public instruction may not accept any declaration of candidacy that is not on file in his office or is not postmarked before the seventeenth day of September. No person employed in any school, college, university, or other educational institution or any county school superintendent's office or in the office of superintendent of public instruction shall be eligible for membership on the state board of education and each member elected must be a resident of the congressional district from which he was elected.

Filing dates.

Limitations on membership.

New section.

SEC. 6. A new section is added to chapter 43.63 RCW to read as follows:

Qualifications for voting for state board members.

Each member of the board of directors of each school district in each congressional district shall be eligible to vote for the candidates who reside in his congressional district. Not later than the first day of October the superintendent of public instruction shall mail to each member of each board of directors the proper ballot for his congressional district to-

Ballot.

gether with biographical data concerning each candidate listed on such ballot, which data shall have been prepared by the candidate.

SEC. 7. Section 9, chapter 258, Laws of 1947 and RCW 43.63.090 are each amended to read as follows: Amendment.

The term of office of each member of the state board of education shall begin on the second Monday in January next following the election at which he was elected, and he shall hold office for the term for which he was elected and until his successor is elected and qualified. Except as otherwise provided in RCW 43.63.021, each member of the state board of education shall be elected for a term of six years. Term of office.

SEC. 8. Section 10, chapter 258, Laws of 1947 and RCW 43.63.100 are each amended to read as follows: Amendment.

Whenever there shall be a vacancy upon the state board of education, from any cause whatever, it shall be the duty of the remaining members of the board to fill such vacancy by appointment, and the person so appointed shall continue in office until his successor has been specially elected, as hereinafter provided, and has qualified. Whenever a vacancy occurs, the superintendent of public instruction shall call, in the month of August next following the date of the occurrence of such vacancy, a special election to be held in the same manner as other elections provided for in this act, at which election a successor shall be elected to hold office for the unexpired term of the member whose office was vacated. Vacancy on state board of education.
Appointment.
Special election.

SEC. 9. The following acts or parts of acts are repealed: Repeal.

Sections 4, 5, 6, 7 and 8, chapter 258, Laws of 1947 and RCW 43.63.040, 43.63.050, 43.63.060, 43.63.070 and 43.63.080.

Passed the House February 26, 1955.

Passed the Senate March 7, 1955.

Approved by the Governor March 17, 1955.