



Whatcom County

COUNTY COURTHOUSE
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Agenda Bill Master Report

File Number: AB2022-033

File ID:	AB2022-033	Version:	1	Status:	Agenda Ready
File Created:	01/04/2022	Entered by:			
Department:		File Type:	Resolution		
Assigned to:	Council (Special)			Final Action:	01/11/2022
Agenda Date:	01/11/2022			Enactment #:	RES 2022-001

Primary Contact Email: DBrown@co.whatcom.wa.us

TITLE FOR AGENDA ITEM:

Resolution affirming the Whatcom County Council's appointment to fill 42nd Legislative District vacancy

SUMMARY STATEMENT OR LEGAL NOTICE LANGUAGE:

SECTION 15 VACANCIES IN LEGISLATURE AND IN PARTISAN COUNTY ELECTIVE OFFICE. Such vacancies as may occur in either house of the legislature or in any partisan county elective office shall be filled by appointment by the county legislative authority of the county in which the vacancy occurs: Provided, That the person appointed to fill the vacancy must be from the same legislative district, county, or county commissioner or council district and the same political party as the legislator or partisan county elective officer whose office has been vacated, and shall be one of three persons who shall be nominated by the county central committee of that party, and in case a majority of the members of the county legislative authority do not agree upon the appointment within sixty days after the vacancy occurs, the governor shall within thirty days thereafter, and from the list of nominees provided for herein, appoint a person who shall be from the same legislative district, county, or county commissioner or council district and of the same political party as the legislator or partisan county elective officer whose office has been vacated, and the person so appointed shall hold office until his or her successor is elected at the next general election, and has qualified: Provided, That in case of a vacancy occurring after the general election in a year that the office appears on the ballot and before the start of the next term, the term of the successor who is of the same party as the incumbent may commence once he or she has qualified and shall continue through the term for which he or she was elected: Provided, That in case of a vacancy occurring in the office of joint senator, or joint

representative, the vacancy shall be filled from a list of three nominees selected by the state central committee, by appointment by the joint action of the boards of county legislative authorities of the counties composing the joint senatorial or joint representative district, the person appointed to fill the vacancy must be from the same legislative district and of the same political party as the legislator whose office has been vacated, and in case a majority of the members of the county legislative authority do not agree upon the appointment within sixty days after the vacancy occurs, the governor shall within thirty days thereafter, and from the list of nominees provided for herein, appoint a person who shall be from the same legislative district and of the same political party as the legislator whose office has been vacated. [AMENDMENT 96, 2003 House Joint Resolution No. 4206, p 2819. Approved November 4, 2003.]

HISTORY OF LEGISLATIVE FILE

Date:	Acting Body:	Action:	Sent To:
01/11/2022	Council (Special)	APPROVED	

Attachments: Resolution, Nomination Email from WC Republican Party, Ben Elenbaas Letter to Council, Simon Sefzik Letter to Council, Sefzik, Simon Resume, Tawsha Dykstra Thompson Letter to Council and Resume, Questions - 42nd District State Senate Candidates, Elenbaas Answers, Sefzik Answers, Thompson Answers

PROPOSED BY: CONSENT
INTRODUCTION DATE: JANUARY 11, 2022

RESOLUTION NO. 2022-001

**AFFIRMING THE WHATCOM COUNTY COUNCIL'S APPOINTMENT TO FILL VACANT
42ND LEGISLATIVE DISTRICT SENATE SEAT**

WHEREAS, a vacancy currently exists in the 42nd Washington State Legislative District; and

WHEREAS, Article II, Section 15, of the Washington state Constitution provides that in the event of a vacancy occurring in a legislative district the vacancy shall be filled by the legislative authority of the county in which the vacancy occurs from a list of three candidates nominated by the county central committee of the same political party as the legislator whose office is vacated; and

WHEREAS, the candidates must reside in the 42nd legislative district and be of the same political party as the legislator whose office is vacated; and

WHEREAS, the Whatcom County Republican Party has submitted the names of three constitutionally qualified candidates to fill the current legislative district vacancy.

NOW, THEREFORE, BE IT RESOLVED by the Whatcom County Council that Simon Seftzik is hereby appointed to the position of state representative for the 42nd Legislative District in the Washington State Senate and continuing until a successor is elected at the next general election, and has qualified.

BE IT FINALLY RESOLVED that the Clerk of the Council shall provide a copy of this resolution to the Clerk of the Washington State Senate, the Governor of the State of Washington, and the Chair of the Whatcom County Republican Party.

APPROVED this 11th day of January, 2022.

ATTEST:


Dana Brown Davis, Clerk of the Council

WHATCOM COUNTY COUNCIL
WHATCOM COUNTY, WASHINGTON

/s/ Todd Donovan (approved via e-mail) / JL
Todd Donovan, Council Chair

APPROVED AS TO FORM:

/s/ Karen Frakes (approved via e-mail) / JL
Civil Deputy Prosecutor