

**RCW 28A.310.100 ESD board—Members—Elections—Certification.**

Each member of an educational service district board shall be elected by a majority of the votes cast at the election for all candidates for the position. All votes shall be cast by mail addressed to the Washington state school directors' association and no votes shall be accepted for counting if postmarked after the 16th day of October or if not postmarked or the postmark is not legible, if received by mail after the 21st day of October following the call of the election. The executive director of the Washington state school directors' association and an election board comprised of three persons appointed by the association shall count and tally the votes not later than the 25th day of October in the following manner: Each vote cast by a school director shall be accorded as one vote. If no candidate receives a majority of the votes cast, then, not later than the first day of November, the executive director of the Washington state school directors' association 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 votes cast. No vote cast at such second election shall be received for counting if postmarked after the 16th day of November or if not postmarked or the postmark is not legible, if received by mail after the 21st day of November and the votes shall be counted as hereinabove provided on the 25th day of November. The candidate receiving a majority of votes at any such second election shall be declared elected. In the event of a tie in such second election, the candidate elected shall be determined by a chance drawing of a nature established by the executive director of the Washington state school directors' association. Within 10 days following the count of votes in an election at which a member of an educational service district board is elected, the executive director of the Washington state school directors' association shall certify to the county auditor of the headquarters county of the educational service district the name or names of the persons elected to be members of the educational service district board. [2022 c 79 § 8; 2006 c 263 § 607; 1980 c 179 § 7; 1977 ex.s. c 283 § 17. Formerly RCW 28A.21.033.]

**Findings—Purpose—Part headings not law—2006 c 263:** See notes following RCW 28A.150.230.

**Severability—1980 c 179:** "If any provision of this amendatory act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected." [1980 c 179 § 8.]

**Severability—1977 ex.s. c 283:** See note following RCW 28A.310.010.