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SENATE BILL 5908

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State of Washington

67th Legislature

2022 Regular Session

By Senators Lias and Carlyle

1       AN ACT Relating to creating the clean car authority as a new  
2 state government agency; adding a new section to chapter 41.06 RCW;  
3 and adding a new chapter to Title 43 RCW.

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

5       NEW SECTION.   **Sec. 1.**   (1) There is hereby created a clean car  
6 authority. The purpose of the authority is to distribute electric  
7 vehicle grant funding awarded to Washington state from the federal  
8 infrastructure investment and jobs act, P.L. 117-58. Additionally,  
9 the authority shall provide a general vision for the state regarding  
10 the most beneficial and efficient distribution of electric vehicle  
11 grants, as well as coordinate and oversee the administration of  
12 electric vehicle grants across all state agencies and local  
13 governments. The authority shall also coordinate its efforts with the  
14 office of climate commitment accountability, if in existence.

15       (2) Pursuant to RCW 70A.02.030, the clean car authority shall  
16 assume all of the substantive and procedural requirements of covered  
17 agencies under chapter 70A.02 RCW (environmental justice) by  
18 notifying the environmental justice council established in RCW  
19 70A.02.110.

1 (3) The authority is vested with all powers and duties delegated  
2 to it under this chapter and such other powers and duties as may be  
3 authorized by law.

4 (4) The authority may adopt rules under chapter 34.05 RCW as may  
5 be necessary to carry out the powers and duties delegated to it.

6 NEW SECTION. **Sec. 2.** The definitions in this section apply  
7 throughout this chapter unless the context clearly requires  
8 otherwise.

9 (1) "Authority" means the clean car authority.

10 (2) "Director" means the director of the clean car authority.

11 NEW SECTION. **Sec. 3.** The executive head and appointing  
12 authority of the authority is the director. The director shall be  
13 appointed by the governor, with the consent of the senate, and serves  
14 at the pleasure of the governor. The director shall be paid a salary  
15 to be fixed by the governor in accordance with RCW 43.03.040. If a  
16 vacancy occurs in the position while the senate is not in session,  
17 the governor shall make a temporary appointment until the next  
18 meeting of the senate.

19 NEW SECTION. **Sec. 4.** (1) The internal affairs of the authority  
20 shall be under the control of the director. Whenever the director's  
21 authority is not specifically limited by law, the director has  
22 complete charge and supervisory powers over the authority. The  
23 director may create such administrative structures as the director  
24 considers appropriate, except as otherwise specified by law. The  
25 director may employ such personnel as necessary for the general  
26 administration of the authority. This employment shall be in  
27 accordance with the state civil service law, chapter 41.06 RCW,  
28 except as otherwise provided.

29 (2) Any power or duty vested in or transferred to the director by  
30 law or executive order may be delegated by the director to a deputy  
31 director or to any other assistant or subordinate, but the director  
32 is responsible for the official acts of the officers and employees of  
33 the authority.

34 NEW SECTION. **Sec. 5.** The director shall appoint an industry  
35 advisory committee to provide recommendations to the director  
36 regarding the function of the authority. The industry advisory

1 committee shall include representation from the electric vehicle  
2 industry, interested stakeholders, and applicable state and local  
3 agencies tasked with administering electric vehicle grants. The  
4 industry advisory committee shall be constituted as the director may  
5 determine. Members of the industry advisory committee may be paid  
6 their travel expenses in accordance with RCW 43.03.050 and 43.03.060.

7 NEW SECTION. **Sec. 6.** A new section is added to chapter 41.06  
8 RCW to read as follows:

9 In addition to the exemptions under RCW 41.06.070, this chapter  
10 does not apply to the director, and to the deputy director should one  
11 be appointed, of the clean car authority established under chapter  
12 43.--- RCW (the new chapter created in section 7 of this act).

13 NEW SECTION. **Sec. 7.** Sections 1 through 5 of this act  
14 constitute a new chapter in Title 43 RCW.

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