

1 1546-S AMH ZELL H2601.1

2 **SHB 1546 - H AMD 252 Not Considered 3-20-91**

3 By Representatives Zellinsky, Ferguson, Haugen and Spanel

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5 Strike everything after the enacting clause and insert the
6 following:

7 "Sec. 1. RCW 53.08.170 and 1987 c 50 s 1 are each amended to read
8 as follows:

9 (1) The port commission shall have authority to create and fill
10 positions, to fix wages, salaries and bonds thereof, to pay costs and
11 assessments involved in securing or arranging to secure employees, and
12 to establish such benefits for employees, including holiday pay,
13 vacations or vacation pay, retirement and pension benefits, medical,
14 surgical or hospital care, life, accident, or health disability
15 insurance, and similar benefits, already established by other employers
16 of similar employees, as the port commissioner shall by resolution
17 provide: PROVIDED, That any district providing insurance benefits for
18 its employees in any manner whatsoever may provide health and accident
19 insurance, life insurance with coverage not to exceed that provided
20 district employees, and business related travel, liability, and errors
21 and omissions insurance, for its commissioners, which insurance shall
22 not be considered to be compensation.

23 The port commission shall have authority to provide or pay such
24 benefits directly, or to provide for such benefits by the purchase of
25 insurance policies or entering into contracts with and compensating any
26 person, firm, agency or organization furnishing such benefits, or by
27 making contributions to vacation plans or funds, or health and welfare
28 plans and funds, or pension plans or funds, or similar plans or funds,

1 already established by other employers of similar employees and in
2 which the port district is permitted to participate for particular
3 classifications of its employees by the trustees or other persons
4 responsible for the administration of such established plans or funds:
5 PROVIDED FURTHER, That no port district employee shall be allowed to
6 apply for admission to or be accepted as a member of the state
7 employees' retirement system after January 1, 1965 if admission to such
8 system would result in coverage under both a private pension system and
9 the state employees' retirement system, it being the purpose of this
10 proviso that port districts shall not at the same time contribute for
11 any employee to both a private pension or retirement plan and to the
12 state employees' retirement system. The port commission shall have
13 authority by resolution to utilize and compensate agents for the
14 purpose of paying, in the name and by the check of such agent or agents
15 or otherwise, wages, salaries and other benefits to employees, or
16 particular classifications thereof, and for the purpose of withholding
17 payroll taxes and paying over tax moneys so withheld to appropriate
18 government agencies, on a combined basis with the wages, salaries,
19 benefits, or taxes of other employers or otherwise; to enter into such
20 contracts and arrangements with and to transfer by warrant such funds
21 from time to time to any such agent or agents so appointed as are
22 necessary to accomplish such salary, wage, benefit, or tax payments as
23 though the port district were a private employer, notwithstanding any
24 other provision of the law to the contrary. The funds of a port
25 district transferred to such an agent or agents for the payment of
26 wages or salaries of its employees in the name or by the check of such
27 agent or agents shall be subject to garnishment with respect to
28 salaries or wages so paid, notwithstanding any provision of the law
29 relating to municipal corporations to the contrary.

1 (2) Nothing in subsection (1) of this section shall allow a port
2 commission to compensate its nonunion employees in the form of lump-sum
3 or bonus payments."

4 **SHB 1546** - H AMD
5 By Representative Zellinsky

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7 On page 1, line 1 of the title, after "districts;" strike the
8 remainder of the title and insert "and amending RCW 53.08.170."