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**SUBSTITUTE HOUSE BILL 2599**

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**State of Washington**

**56th Legislature**

**2000 Regular Session**

**By** House Committee on Local Government (originally sponsored by Representatives Doumit, Mulliken, Scott, Fisher and Alexander)

Read first time 02/02/2000. Referred to Committee on .

1 AN ACT Relating to creating an education and training program for  
2 port district officials; amending RCW 53.06.060; adding new sections to  
3 chapter 53.06 RCW; and adding a new section to chapter 39.84 RCW.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 53.06 RCW  
6 to read as follows:

7 Port districts are authorized to utilize the services of a  
8 nonprofit corporation for the purposes of providing training,  
9 education, and general improvement to the public sector management  
10 skills necessary to implement the economic development programs of port  
11 districts. Actions taken under this section must be implemented  
12 pursuant to the powers granted in chapter 39.84 RCW. Any nonprofit  
13 corporation utilized pursuant to this section must be a tax exempt  
14 nonprofit corporation, may be a nonprofit corporation created by the  
15 Washington public ports association, and must be created for the sole  
16 purposes of education and training for port district officials and  
17 employees. Port districts are authorized to transfer to a qualified  
18 nonprofit corporation utilized pursuant to this section any funds

1 received from an industrial development corporation created by a port  
2 district under RCW 39.84.130.

3 Nothing in this section shall be construed to prohibit the receipt  
4 of additional public or private funds by a nonprofit corporation  
5 established under this section. The coordination of these programs and  
6 the transfers and expenditures of funds shall be deemed to be for  
7 industrial development and trade promotion as provided for in Article  
8 VIII, section 8 of the Washington state Constitution.

9 NEW SECTION. **Sec. 2.** A new section is added to chapter 39.84 RCW  
10 to read as follows:

11 Funds received by a port district under RCW 39.84.130 may be  
12 transferred to a nonprofit corporation created or re-created for the  
13 exclusive purpose of providing training, education, and general  
14 improvement to the public sector management skills necessary to  
15 implement the economic development programs of the port district. The  
16 nonprofit corporation selected for that purpose may be, without  
17 limitation, a corporation formed by the Washington public ports  
18 association.

19 Any nonprofit corporation selected for the purposes of this section  
20 must have tax exempt status under 26 U.S.C. Sec. 501(c)(3).

21 Transfers and expenditures of funds shall be deemed to be for  
22 industrial development and trade promotion as provided in Article VIII,  
23 section 8 of the Washington state Constitution.

24 Nothing in this chapter shall be construed to prohibit the receipt  
25 of additional public or private funds by a nonprofit corporation for  
26 the purposes described in this section.

27 NEW SECTION. **Sec. 3.** A new section is added to chapter 53.06 RCW  
28 to read as follows:

29 In carrying out the purposes described in this and other chapters  
30 of this title, the legislature recognizes that any nonprofit  
31 corporation created or re-created for the purposes of this chapter, is  
32 a private nonprofit corporation contracting to provide services to  
33 which port districts may subscribe.

34 **Sec. 4.** RCW 53.06.060 and 1995 c 301 s 74 are each amended to read  
35 as follows:

1       The financial records of the Washington public ports association,  
2 and of any nonprofit corporation utilized by port districts under this  
3 chapter, shall be subject to audit by the state auditor to determine  
4 compliance with the contractual terms and conditions under which  
5 payments or reimbursements of public funds are received under this  
6 chapter.

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