
SENATE BILL 6448

State of Washington

56th Legislature

2000 Regular Session

By Senators T. Sheldon, Hale, Gardner, Sellar, Haugen and Rasmussen

Read first time 01/17/2000. Referred to Committee on Labor & Workforce Development.

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 Nothing in this chapter shall be construed to grant to the
30 Washington public ports association or any other nonprofit corporation
31 any status, powers, or duties of a public agency. In carrying out the
32 purposes described in this and other chapters of this title, the
33 legislature recognizes that the Washington public ports association,
34 and any nonprofit corporation created or re-created for the purposes of
35 this chapter, is a private nonprofit corporation contracting to provide
36 coordinating or other services to which port districts may subscribe.

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

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

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