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SENATE BILL 5678

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State of Washington

58th Legislature

2003 Regular Session

By Senators Honeyford and Hargrove

Read first time 02/06/2003. Referred to Committee on Economic Development.

1 AN ACT Relating to economic development powers of cities, towns,  
2 and counties; amending RCW 35.21.703, 35.21.680, 36.01.085, and  
3 36.32.410; and creating a new section.

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

5 **Sec. 1.** RCW 35.21.703 and 1985 c 92 s 1 are each amended to read  
6 as follows:

7 ~~((It shall be in the public purpose for))~~ All cities ((~~to~~)) and  
8 towns may engage in economic development activities or programs. In  
9 ((addition, cities may)) order to meet its economic development goals  
10 and objectives, any city or town or instrumentality thereof is  
11 authorized, within its governmental or proprietary capacity as  
12 determined by the legislative authority, to:

13 (1) Own and operate industrial and commercial parks, and  
14 developments, and mixed use developments containing industrial and  
15 commercial facilities, and in the exercise of such power shall have the  
16 right to sell, lend, transfer, exchange, lease, or otherwise dispose of  
17 related lands, buildings, and facilities to any state, province, or any  
18 political subdivision or instrumentality thereof, or the federal

1 government or any Indian tribe, or to any other public or private  
2 person or entity;

3 (2) Engage in programs to attract and retain businesses and  
4 commercial enterprises, and develop and fund programs for job training,  
5 retraining, and retention;

6 (3) Form nonprofit corporations and participate in the formation or  
7 be members of joint ventures, partnerships, limited liability  
8 companies, and all other forms of business enterprises consistent with  
9 the provisions of Article VIII, section 7 of the Washington state  
10 Constitution;

11 (4) Develop, construct, and operate infrastructure and public  
12 facilities;

13 (5) Transfer or loan to the state, any city, county, special  
14 purpose district, public development authority, or other political  
15 subdivision or instrumentality thereof, or the federal government or  
16 any Indian tribe, with or without consideration, any funds, real or  
17 personal property, property interests, or services;

18 (6) Contract with for-profit and nonprofit corporations or other  
19 entities in furtherance of this and other acts relating to economic  
20 development; and

21 (7) Take such actions and engage in such activities as may be  
22 otherwise permitted by law.

23 **Sec. 2.** RCW 35.21.680 and 1971 ex.s. c 177 s 3 are each amended to  
24 read as follows:

25 The legislative body of any city or town, is hereby authorized and  
26 empowered in its discretion by resolution or ordinance passed by a  
27 majority of the legislative body, to take whatever action it deems  
28 necessary to enable the city or town to participate in the programs set  
29 forth in the Economic Opportunity Act of 1964 (Public Law 88-452; 78  
30 Stat. 508), as amended. Such participation may be engaged in as a sole  
31 city or town operation or in conjunction or cooperation with the state,  
32 any other city or town, county, or municipal corporation, or any  
33 private corporation qualified under said Economic Opportunity Act. In  
34 addition, any city or town may participate in any state or federal  
35 activity or program for economic development, job creation, and  
36 community development.

1       **Sec. 3.** RCW 36.01.085 and 1985 c 92 s 2 are each amended to read  
2 as follows:

3       ~~((It shall be in the public purpose for))~~ All counties ((to)) may  
4 engage in economic development activities or programs. In ((addition,  
5 counties may)) order to meet its economic goals and objectives, any  
6 county or instrumentality thereof is authorized, within its  
7 governmental or proprietary capacity as determined by legislative  
8 authority, to:

9       (1) Own and operate industrial and commercial parks and  
10 developments, and mixed use developments containing industrial and  
11 commercial facilities, and in the exercise of such powers shall have  
12 the right to sell, lend, transfer, exchange, lease, or otherwise  
13 dispose of related lands, buildings, and facilities to any state,  
14 province, or any political subdivision or instrumentality thereof, or  
15 the federal government or any Indian tribe, or any other public or  
16 private person or entity;

17       (2) Engage in programs to attract and retain businesses and  
18 commercial enterprises, and develop and fund programs for job training,  
19 retraining, and retention;

20       (3) Form nonprofit corporations and participate in the formation or  
21 be members of joint ventures, partnerships, limited liability  
22 companies, and all other forms of business enterprises consistent with  
23 the provisions of Article VIII, section 7 of the Washington state  
24 Constitution;

25       (4) Develop, construct, and operate infrastructure and public  
26 facilities;

27       (5) Transfer or loan to the state, any city, county, special  
28 purpose district, public development authority, or other political  
29 subdivision or instrumentality thereof, or the federal government or  
30 any Indian tribe, with or without consideration, any funds, real or  
31 personal property, property interests, or services;

32       (6) Contract with for-profit and nonprofit corporations or other  
33 entities in furtherance of this and other acts relating to economic  
34 development; and

35       (7) Take such actions and engage in such activities as may be  
36 otherwise permitted by law.

1       **Sec. 4.** RCW 36.32.410 and 1971 ex.s. c 177 s 1 are each amended to  
2 read as follows:

3       The board of county commissioners of any county is hereby  
4 authorized and empowered in its discretion by resolution or ordinance  
5 passed by a majority of the board, to take whatever action it deems  
6 necessary to enable the county to participate in the programs set forth  
7 in the Economic Opportunity Act of 1964 (Public Law 88-452; 78 Stat.  
8 508), as amended. Such participation may be engaged in as a sole  
9 county operation or in conjunction or cooperation with the state, any  
10 other county, city, or municipal corporation, or any private  
11 corporation qualified under said Economic Opportunity Act. In  
12 addition, any county may participate in any state or federal activity  
13 or program for economic development, job creation, and community  
14 development.

15       NEW SECTION. **Sec. 5.** The powers granted by this act are  
16 supplemental to those previously authorized by law, and nothing in this  
17 act shall be deemed to limit any other authority of cities, towns, and  
18 counties. All prior actions consistent with the provisions of this act  
19 are ratified, confirmed, and validated.

20       NEW SECTION. **Sec. 6.** If any provision of this act or its  
21 application to any person or circumstance is held invalid, the  
22 remainder of the act or the application of the provision to other  
23 persons or circumstances is not affected.

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