

**ESSB 5339** - CONF REPT  
By Conference Committee

1 Strike everything after the enacting clause and insert the  
2 following:

3 "Sec. 1. RCW 53.08.255 and 1984 c 122 s 10 are each amended to  
4 read as follows:

5 (1) Any port district in this state, acting through its commission,  
6 has power to expend moneys and conduct promotion of resources and  
7 facilities in the district or general area by advertising, publicizing,  
8 or otherwise distributing information to attract visitors and encourage  
9 tourist expansion.

10 (2)(a) Any port district is authorized either individually or  
11 jointly with any other municipality, or person, or any combination  
12 thereof, to acquire and to operate tourism-related facilities.

13 (b) When exercising the authority granted under (a) of this  
14 subsection, a port district may exercise any of the powers granted to  
15 a municipality under RCW 67.28.120, 67.28.130 through 67.28.170, and  
16 67.28.220, but may not exercise powers granted to municipalities under  
17 RCW 67.28.180 and 67.28.181 or other powers granted to municipalities  
18 under chapter 67.28 RCW. The definitions contained in RCW 67.28.080  
19 apply to the exercise of authority by a port district under (a) of this  
20 subsection, and for that purpose the term "municipality" includes a  
21 port district.

22 (c) Port districts may not use this section as the authority for  
23 the exercise of the power of eminent domain.

24 NEW SECTION. Sec. 2. A new section is added to chapter 67.28 RCW  
25 to read as follows:

26 A port district and any municipality or other entity involved in a  
27 joint venture or project with a port district under this chapter shall

1 comply with the provisions of chapter 39.12 RCW. However, nothing in  
2 this section should be interpreted as a legislative intent to expand  
3 the application of chapter 39.12 RCW."

4 Correct the title.

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