

CERTIFICATION OF ENROLLMENT

HOUSE BILL 1943

Chapter 58, Laws of 2001

57th Legislature
2001 Regular Legislative Session

COUNTY RAIL DISTRICTS

EFFECTIVE DATE: 7/22/01

Passed by the House March 9, 2001
Yeas 92 Nays 2

FRANK CHOPP
**Speaker of the House of
Representatives**

CLYDE BALLARD
**Speaker of the House of
Representatives**

Passed by the Senate April 5, 2001
Yeas 43 Nays 5

BRAD OWEN
President of the Senate

Approved April 18, 2001

GARY LOCKE
Governor of the State of Washington

CERTIFICATE

We, Timothy A. Martin and Cynthia Zehnder, Co-Chief Clerks of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 1943** as passed by the House of Representatives and the Senate on the dates hereon set forth.

CYNTHIA ZEHNDER
Chief Clerk

TIMOTHY A. MARTIN
Chief Clerk

FILED

April 18, 2001 - 1:33 p.m.

**Secretary of State
State of Washington**

HOUSE BILL 1943

Passed Legislature - 2001 Regular Session

State of Washington 57th Legislature 2001 Regular Session

By Representatives Mulliken, Grant, G. Chandler and Dunshee

Read first time 02/09/2001. Referred to Committee on Transportation.

1 AN ACT Relating to county rail districts; and amending RCW
2 36.60.010.

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

4 **Sec. 1.** RCW 36.60.010 and 1985 c 187 s 1 are each amended to read
5 as follows:

6 Subject to RCW 36.60.020, the legislative authority of a county may
7 establish one or more county rail districts within the county for the
8 purpose of providing and funding improved rail freight or passenger
9 service, or both. The boundaries of county rail districts shall be
10 drawn to include contiguous property in an area from which agricultural
11 or other goods could be shipped by the rail service provided. The
12 district shall not include property outside this area which does not,
13 or, in the judgment of the county legislative authority, is not
14 expected to produce goods which can be shipped by rail, or property
15 substantially devoted to fruit crops or producing goods that are
16 shipped in a direction away from the district. A county rail district
17 is a quasi municipal corporation, an independent taxing "authority"
18 within the meaning of Article VII, section 1 of the state Constitution,

1 and a "taxing district" within the meaning of Article VII, section 2 of
2 the state Constitution.

3 A county rail district shall constitute a body corporate and shall
4 possess all the usual powers of a corporation for public purposes as
5 well as all other powers that may now or hereafter be specifically
6 conferred by statute, including, but not limited to, the authority to
7 hire employees, staff, and services, to enter into contracts, to accept
8 and expend or use gifts, grants, and donations, and to sue and be sued.

9 The county legislative authority shall be the governing body of a
10 county rail district. The county treasurer shall act as the ex officio
11 treasurer of the county rail district. The electors of a district are
12 all registered voters residing within the district.

13 This authority and that provided in RCW 36.60.030 may only be
14 exercised outside the boundaries of the county rail district if such
15 extraterritorial rail services, equipment, or facilities are found, by
16 resolution of the county legislative authority exercising such
17 authority, to be reasonably necessary to link the rail services,
18 equipment, and facilities within the rail district to an interstate
19 railroad system; however, if such extraterritorial rail services,
20 equipment, or facilities are in or are to be located in one or more
21 other counties, the legislative authority of such other county must
22 consent by resolution to the proposed plan of the originating county
23 which consent shall not be unreasonably withheld.

Passed the House March 9, 2001.

Passed the Senate April 5, 2001.

Approved by the Governor April 18, 2001.

Filed in Office of Secretary of State April 18, 2001.