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**HOUSE BILL 1471**

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**State of Washington****67th Legislature****2021 Regular Session****By** Representative Santos

1       AN ACT Relating to community preservation and development  
2 authorities; and amending RCW 43.167.010.

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

4       **Sec. 1.** RCW 43.167.010 and 2019 c 447 s 4 are each amended to  
5 read as follows:

6       (1) The residents, property owners, employees, or business owners  
7 of an impacted community may propose formation of a community  
8 preservation and development authority. The proposal to form a  
9 community preservation and development authority must be presented in  
10 writing to the appropriate legislative committee in both the house of  
11 representatives and the senate. The proposal must contain proposed  
12 general geographic boundaries that will be used to define the  
13 community for the purposes of the authority. Proposals presented  
14 after January 1, 2020, must identify in its proposal one or more  
15 stable revenue sources that (a) have a nexus with the multiple  
16 publicly funded facilities or other land use decisions that have  
17 adversely impacted the community, and (b) can be used to support  
18 future operating or capital projects that will be identified in the  
19 strategic plan required under RCW 43.167.030.

20       (2) Formation of the community preservation and development  
21 authority is subject to legislative authorization by statute. The

1 legislature must find that (a) the area within the proposal's  
2 geographic boundaries meets the definition of "impacted community"  
3 contained in RCW 43.167.003(4) and (b) those persons that have  
4 brought forth the proposal are members of the community as defined in  
5 RCW 43.167.003(1) and, if the authority were approved, would meet the  
6 definition of constituency contained in RCW 43.167.003(3). For  
7 proposals brought after January 1, 2020, the legislature must also  
8 find that the community has identified one or more stable revenue  
9 sources as required in subsection (1) of this section. The  
10 legislature may then act to authorize the establishment of the  
11 community preservation and development authority in law.

12 (3) The affairs of a community preservation and development  
13 authority shall be managed by a board of directors, consisting of the  
14 following members:

15 (a) Two members who own, operate, or represent businesses within  
16 the community;

17 (b) Two members who reside in the community;

18 (c) Two members who are involved in providing nonprofit community  
19 or social services within the community;

20 (d) Two members who are involved in the arts and entertainment  
21 within the community;

22 (e) Two members with knowledge of the community's culture and  
23 history;

24 (f) One member who is involved in a nonprofit or public planning  
25 organization that directly serves the impacted community; and

26 (g) Two representatives of the local legislative authority or  
27 authorities, as ex officio members.

28 (4) No member of the board shall hold office for more than  
29 ((four)) six years. Board positions shall be numbered one through  
30 nine, and the terms staggered as follows:

31 (a) Board members elected to positions one through five shall  
32 serve ((two-year)) three-year terms, and if reelected, may serve no  
33 more than one additional ((two-year)) three-year term.

34 (b) Board members initially elected to positions six through  
35 thirteen shall serve a ((three-year)) two-year term ((only)), and if  
36 reelected, may serve no more than one additional three-year term.

37 (c) Board members elected to positions six through thirteen after  
38 the ((initial three-year term)) initially elected members shall serve  
39 ((two-year)) three-year terms, and if reelected, may serve no more  
40 than one additional ((two-year)) three-year term.

1       (5) With respect to an authority's initial board of directors:  
2       The state legislative delegation and those proposing formation of the  
3       authority shall jointly establish a committee to select the members  
4       of the initial board of directors once the authority has received  
5       legislative approval as established in subsection (2) of this  
6       section. For the purpose of identifying those persons who meet the  
7       criteria in subsection (3)(a) through (e) of this section, community  
8       shall mean the proposed geographic boundaries as set out in the  
9       proposal.

10       (6) With respect to subsequent elections of an authority's board  
11       of directors: A list of candidates shall be developed by the  
12       authority's existing board of directors and the election shall be  
13       held during the annual local town hall meeting as required in RCW  
14       43.167.030.

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