
ENGROSSED SUBSTITUTE HOUSE BILL 2533

State of Washington

52nd Legislature

1992 Regular Session

By House Committee on Natural Resources & Parks (originally sponsored by Representatives Riley, Rasmussen, Wynne and Morton; by request of Department of Natural Resources)

Read first time 02/07/92.

1 AN ACT Relating to the disposition of real property by the
2 commissioner of public lands; adding a new section to chapter 43.30
3 RCW; adding a new section to chapter 79.01 RCW; and declaring an
4 emergency.

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

6 NEW SECTION. **Sec. 1.** A new section is added to chapter 43.30 RCW
7 to read as follows:

8 (1) The legislature finds that the department of natural resources
9 has a need to maintain the real property asset base it manages and
10 needs an accounting mechanism to complete transactions without reducing
11 the real property asset base.

12 (2) The natural resources real property replacement account is
13 created in the state treasury. This account shall consist of funds
14 transferred or paid for the nonpermanent disposal or transfer of real

1 property by the department of natural resources under section 2 of this
2 act. The funds in this account shall be used solely for the
3 acquisition of replacement real property and may be spent only when,
4 and as, authorized by legislative appropriation.

5 NEW SECTION. **Sec. 2.** A new section is added to chapter 79.01 RCW
6 to read as follows:

7 (1) For the purposes of this section, "public agency" means any
8 agency, political subdivision, or unit of local government of this
9 state including, but not limited to, municipal corporations, quasi-
10 municipal corporations, special purpose districts, and local service
11 districts; any agency of the state government; any agency of the United
12 States; and any Indian tribe recognized as such by the federal
13 government.

14 (2) With the approval of the board of natural resources, the
15 department of natural resources may directly transfer or dispose of
16 real property, without public auction, in the following circumstances:

17 (a) Transfers in lieu of condemnations;

18 (b) Transfers to public agencies; and

19 (c) Transfers to resolve trespass and property ownership disputes.

20 (3) Real property transfers or dispositions made under this section
21 must be nonpermanent. Such transfers or dispositions shall be deemed
22 nonpermanent transfers or dispositions when the consideration
23 transferred or paid is deposited into the natural resources real
24 property replacement account created under section 1 of this act and
25 used by the department to acquire replacement real property.

26 (4) Real property to be transferred or disposed of under this
27 section shall be transferred or disposed of only after appraisal and
28 for at least fair market value, and only if such transaction is in the
29 best interest of the state or affected trust.

1 NEW SECTION. **Sec. 3.** This act is necessary for the immediate
2 preservation of the public peace, health, or safety, or support of the
3 state government and its existing public institutions, and shall take
4 effect immediately.