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SENATE BILL 6090

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State of Washington

56th Legislature

1999 Regular Session

By Senator Loveland

Read first time 03/30/1999. Referred to Committee on Ways & Means.

1 AN ACT Relating to funding management of agricultural college  
2 lands; amending RCW 79.64.030 and 79.64.040; adding a new section to  
3 chapter 79.64 RCW; providing an effective date; and declaring an  
4 emergency.

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

6 **Sec. 1.** RCW 79.64.030 and 1993 c 460 s 2 are each amended to read  
7 as follows:

8 Funds in the account derived from the gross proceeds of leases,  
9 sales, contracts, licenses, permits, easements, and rights of way  
10 issued by the department and affecting school lands, university lands,  
11 (~~agricultural college lands,~~) scientific school lands, normal school  
12 lands, capitol building lands, or institutional lands shall be pooled  
13 and expended by the department solely for the purpose of defraying the  
14 costs and expenses necessarily incurred in managing and administering  
15 all of the trust lands enumerated in this section. Such funds may be  
16 used for similar costs and expenses in managing and administering other  
17 lands managed by the department provided that such expenditures that  
18 have been or may be made on such other lands shall be repaid to the

1 resource management cost account together with interest at a rate  
2 determined by the board of natural resources.

3 An accounting shall be made annually of the accrued expenditures  
4 from the pooled trust funds in the account. In the event the  
5 accounting determines that expenditures have been made from moneys  
6 derived from trust lands for the benefit of other lands, such  
7 expenditure shall be considered a debt and an encumbrance against the  
8 property benefited, including property held under chapter 76.12 RCW.  
9 The results of the accounting shall be reported to the legislature at  
10 the next regular session. The state treasurer is authorized, upon  
11 request of the department, to transfer funds between the forest  
12 development account and the resource management cost account solely for  
13 purpose of repaying loans pursuant to this section.

14 **Sec. 2.** RCW 79.64.040 and 1981 2nd ex.s. c 4 s 3 are each amended  
15 to read as follows:

16 The board shall determine the amount deemed necessary in order to  
17 achieve the purposes of this chapter and shall provide by rule for the  
18 deduction of this amount from the gross proceeds of all leases, sales,  
19 contracts, licenses, permits, easements, and rights of way issued by  
20 the department and affecting public lands, provided that no deduction  
21 shall be made from the proceeds from agricultural college lands.  
22 Moneys received as deposits from successful bidders, advance payments,  
23 and security under RCW 79.01.132 and 79.01.204 prior to December 1,  
24 1981, which have not been subjected to deduction under this section are  
25 not subject to deduction under this section. The deductions authorized  
26 under this section shall in no event exceed twenty-five percent of the  
27 total sum received by the department in connection with any one  
28 transaction pertaining to public lands other than second class tide and  
29 shore lands and the beds of navigable waters, and fifty percent of the  
30 total gross proceeds received by the department pertaining to second  
31 class tide and shore lands and the beds of navigable waters.

32 NEW SECTION. **Sec. 3.** A new section is added to chapter 79.64 RCW  
33 to read as follows:

34 The agricultural college trust management account is created in the  
35 state treasury. To the account shall be deposited such funds as the  
36 legislature directs or appropriates. Moneys in the account may be  
37 spent only after appropriation. Expenditures from the account may be

1 used only for the costs of managing the assets of the agricultural  
2 school trust.

3 NEW SECTION. **Sec. 4.** This act is necessary for the immediate  
4 preservation of the public peace, health, or safety, or support of the  
5 state government and its existing public institutions, and takes effect  
6 July 1, 1999.

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