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**ENGROSSED SENATE BILL 6825**

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**State of Washington**

**56th Legislature**

**2000 Regular Session**

**By** Senators Wojahn, Jacobsen, Thibaudeau, Snyder, B. Sheldon, Goings, Franklin, Horn, Shin, Bauer, Hargrove, Haugen, McAuliffe, Prentice and Costa

Read first time 02/02/2000. Referred to Committee on Ways & Means.

1       AN ACT Relating to charitable, educational, penal, and reformatory  
2 real property; reenacting and amending RCW 79.01.006; adding a new  
3 section to chapter 79.01 RCW; and declaring an emergency.

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

5       NEW SECTION. **Sec. 1.** A new section is added to chapter 79.01 RCW  
6 to read as follows:

7       The department of social and health services shall transfer the  
8 approximately five hundred seventy-five acres of the greater Western  
9 state hospital campus not a part of the central institutional campus to  
10 the corpus of the charitable, educational, penal, and reformatory  
11 institution account. Any income from the property transferred pursuant  
12 to this section must be used for the benefit of the mentally ill as  
13 specified in the original federal grant. The transferred property  
14 shall be managed pursuant to the principles specified in RCW 79.01.006  
15 and 79.01.007 except that it may never be sold or exchanged without  
16 specific approval contained in an act of law. The department shall  
17 renegotiate any lease provisions that conflict with the transfer or  
18 trust land management principles, to the extent not otherwise  
19 prohibited by law.

1       **Sec. 2.** RCW 79.01.006 and 1996 c 288 s 51 and 1996 c 261 s 1 are  
2 each reenacted and amended to read as follows:

3       (1) Every five years the department of social and health services  
4 and other state agencies that operate institutions shall conduct an  
5 inventory of all real property subject to the charitable, educational,  
6 penal, and reformatory institution account and other real property  
7 acquired for institutional purposes or for the benefit of the blind,  
8 deaf, mentally ill, developmentally disabled, or otherwise disabled.  
9 The inventory shall identify which of those real properties are not  
10 needed for state-provided residential care, custody, or treatment. By  
11 December 1, 1992, and every five years thereafter the department shall  
12 report the results of the inventory to the house of representatives  
13 committee on capital facilities and financing, the senate health and  
14 long-term care committee, the senate committee on ways and means, and  
15 the joint legislative audit and review committee.

16       (2) Real property identified as not needed for state-provided  
17 residential care, custody, or treatment shall be transferred to the  
18 corpus of the charitable, educational, penal, and reformatory  
19 institution account. This subsection shall not apply to leases of real  
20 property to a consortium of three or more counties in order for the  
21 counties to construct or otherwise acquire correctional facilities for  
22 juveniles or adults (~~(or to real property subject to binding conditions~~  
23 ~~that conflict with the other provisions of this subsection)~~). Under no  
24 circumstance may the department of natural resources fail to accept  
25 land designated for transfer under this section within one hundred  
26 eighty days without specific authority to do so in an act of law.

27       (3) The department of natural resources shall manage all property  
28 subject to the charitable, educational, penal, and reformatory  
29 institution account and, in consultation with the department of social  
30 and health services and other affected agencies, shall adopt a plan for  
31 the management of real property subject to the account and other real  
32 property acquired for institutional purposes or for the benefit of the  
33 blind, deaf, mentally ill, developmentally disabled, or otherwise  
34 disabled.

35       (a) The plan shall be consistent with state trust land policies and  
36 shall be compatible with the needs of institutions adjacent to real  
37 property subject to the plan.

1 (b) The plan may be modified as necessary to ensure the quality of  
2 future management and to address the acquisition of additional real  
3 property.

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

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