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HOUSE BILL 1360

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State of Washington

59th Legislature

2005 Regular Session

By Representatives Hunt, Chase, Upthegrove, Dunshee, Dickerson, Hasegawa, McDermott, B. Sullivan, Appleton, Williams, Morrell, Murray, Simpson, Linville, Roberts, Ormsby, McCoy and Kagi

Read first time 01/21/2005. Referred to Committee on Natural Resources, Ecology & Parks.

1 AN ACT Relating to the management of ancestral trees by the  
2 department of natural resources; amending RCW 79.02.010, 79.15.010,  
3 79.15.510, and 79.15.510; adding a new section to chapter 79.15 RCW;  
4 providing an effective date; and providing an expiration date.

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

6 **Sec. 1.** RCW 79.02.010 and 2004 c 199 s 201 are each amended to  
7 read as follows:

8 The definitions in this section apply throughout this title unless  
9 the context clearly requires otherwise.

10 (1) "Aquatic lands" means all state-owned tidelands, shorelands,  
11 harbor areas, and the beds of navigable waters as defined in chapter  
12 79.90 RCW that are administered by the department.

13 (2) "Ancestral trees" means trees that are one hundred fifty years  
14 old or older and that exist in a forest community that is characterized  
15 with large standing trees, large snags, large logs on the land, and, if  
16 applicable, large logs in streams.

17 (3) "Board" means the board of natural resources.

18 ((+3)) (4) "Commissioner" means the commissioner of public lands.

1       ~~((4))~~ (5) "Community and technical college forest reserve lands"  
2 means lands managed under RCW 79.02.420.

3       ~~((5))~~ (6) "Department" means the department of natural resources.

4       ~~((6))~~ (7) "Improvements" means anything considered a fixture in  
5 law placed upon or attached to lands administered by the department  
6 that has changed the value of the lands or any changes in the previous  
7 condition of the fixtures that changes the value of the lands.

8       ~~((7))~~ (8) "Land bank lands" means lands acquired under RCW  
9 79.19.020.

10       ~~((8))~~ (9) "Person" means an individual, partnership, corporation,  
11 association, organization, cooperative, public or municipal  
12 corporation, or agency of a federal, state, or local governmental unit,  
13 however designated.

14       ~~((9))~~ (10) "Public lands" means lands of the state of Washington  
15 administered by the department including but not limited to state  
16 lands, state forest lands, and aquatic lands.

17       ~~((10))~~ (11) "State forest lands" means lands acquired under RCW  
18 79.22.010, 79.22.040, and 79.22.020.

19       ~~((11))~~ (12) "State lands" includes:

20       (a) School lands, that is, lands held in trust for the support of  
21 the common schools;

22       (b) University lands, that is, lands held in trust for university  
23 purposes;

24       (c) Agricultural college lands, that is, lands held in trust for  
25 the use and support of agricultural colleges;

26       (d) Scientific school lands, that is, lands held in trust for the  
27 establishment and maintenance of a scientific school;

28       (e) Normal school lands, that is, lands held in trust for state  
29 normal schools;

30       (f) Capitol building lands, that is, lands held in trust for the  
31 purpose of erecting public buildings at the state capital for  
32 legislative, executive, and judicial purposes;

33       (g) Institutional lands, that is, lands held in trust for state  
34 charitable, educational, penal, and reformatory institutions; and

35       (h) Land bank, escheat, donations, and all other lands, except  
36 aquatic lands, administered by the department that are not devoted to  
37 or reserved for a particular use by law.



1 (2) The contract requirements must be compatible with the office of  
2 financial management's guide to public service contracts.

3 (3) The department may not use contract harvesting for more than  
4 ten percent of the total annual volume of timber offered for sale.  
5 However, volume removed primarily to address an identified forest  
6 health issue under RCW 79.15.540 may not be included in calculating the  
7 ten percent annual limit of contract harvesting sales.

8 **Sec. 5.** RCW 79.15.510 and 2003 c 313 s 3 are each amended to read  
9 as follows:

10 (1) The department may establish a contract harvesting program by  
11 directly contracting for the removal of timber, consistent with section  
12 3 of this act, and other valuable materials from state lands.

13 (2) The contract requirements must be compatible with the office of  
14 financial management's guide to public service contracts.

15 (3) The department may not use contract harvesting for more than  
16 ten percent of the total annual volume of timber offered for sale.

17 NEW SECTION. **Sec. 6.** Section 4 of this act expires December 31,  
18 2007.

19 NEW SECTION. **Sec. 7.** Section 5 of this act takes effect December  
20 31, 2007.

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