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HOUSE BILL 3085

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State of Washington

59th Legislature

2006 Regular Session

By Representatives Blake, Kretz, B. Sullivan, Orcutt, Haler and Ericks

Read first time 01/19/2006. Referred to Committee on Natural Resources, Ecology & Parks.

1 AN ACT Relating to technical corrections to public lands statutes;  
2 amending RCW 79.15.050 and 79.15.080; and repealing 2003 c 381 ss 1, 2,  
3 and 3.

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

5 **Sec. 1.** RCW 79.15.050 and 2003 c 334 s 353 are each amended to  
6 read as follows:

7 (1) All sales of valuable materials exceeding (~~twenty~~) twenty-  
8 five thousand dollars in appraised value must be at public auction or  
9 by sealed bid to the highest bidder, provided that on public lands  
10 granted to the state for educational purposes sealed bids may be  
11 accepted for sales of timber or stone only.

12 (2) A direct sale of valuable materials may be sold to the  
13 applicant for cash at full appraised value without notice or  
14 advertising. The board must, by resolution, establish the value amount  
15 of a direct sale not to exceed (~~twenty~~) twenty-five thousand dollars  
16 in appraised sale value, and establish procedures to ensure that  
17 competitive market prices and accountability are guaranteed.

1           **Sec. 2.** RCW 79.15.080 and 2003 c 334 s 347 are each amended to  
2 read as follows:

3           (1) Sales, other than direct sales, appraised at an amount not  
4 exceeding (~~one~~) two hundred fifty thousand dollars, when authorized  
5 by the board for sale, shall be advertised by publishing not less than  
6 ten days prior to sale a notice of such sale in a newspaper of general  
7 circulation located nearest to the property from which the valuable  
8 material is to be sold.

9           (2) Except as provided in RCW 79.15.050, all other proposed sales  
10 of valuable materials must be advertised through individual notice of  
11 sale and publication of a statewide list of sales.

12           (a) The notice of sale:

13           (i) Must specify the place, date, and time of sale, the appraised  
14 value thereof, and describe with particularity each parcel of land from  
15 which valuable materials are to be sold. The estimated volume will be  
16 identified and the terms of sale will be available in the region  
17 headquarters and the department's Olympia office;

18           (ii) May prescribe that the bid deposit required in RCW 79.15.110  
19 be considered an opening bid;

20           (iii) Must be published not less than two times during a four-week  
21 period prior to the time of sale in at least one newspaper of general  
22 circulation where the material is located; and

23           (iv) Must be posted in a conspicuous place in the department's  
24 Olympia office and in the region headquarters administering the sale,  
25 and in the office of the county auditor of the county where the  
26 material is located.

27           (b) The department shall print a list of all valuable material on  
28 public lands that are to be sold. The list should be organized by  
29 county and by alphabetical order.

30           (i) The list should be published in a pamphlet form, issued at  
31 least four weeks prior to the date of any sale and provide sale  
32 information to prospective buyers.

33           (ii) The department must retain for free distribution in the  
34 Olympia office and the region offices sufficient copies of the  
35 pamphlet, to be kept in a conspicuous place, and, when requested to do  
36 so, must mail copies of the pamphlet as issued to any requesting  
37 applicant.

1 (iii) The department may seek additional means of publishing the  
2 information in the pamphlet, such as on the internet, to increase the  
3 number of prospective buyers.

4 (3) The department is authorized to expend any sum in additional  
5 advertising of the sales as it deems necessary.

6 NEW SECTION. **Sec. 3.** The following acts or parts of acts are each  
7 repealed:

- 8 (1) 2003 c 381 s 1;  
9 (2) 2003 c 381 s 2; and  
10 (3) 2003 c 381 s 3.

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