

CERTIFICATION OF ENROLLMENT

HOUSE BILL 1277

63rd Legislature
2013 Regular Session

Passed by the House April 18, 2013
Yeas 73 Nays 21

Speaker of the House of Representatives

Passed by the Senate April 15, 2013
Yeas 48 Nays 0

President of the Senate

Approved

Governor of the State of Washington

CERTIFICATE

I, Barbara Baker, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 1277** as passed by the House of Representatives and the Senate on the dates hereon set forth.

Chief Clerk

FILED

**Secretary of State
State of Washington**

HOUSE BILL 1277

AS AMENDED BY THE SENATE

Passed Legislature - 2013 Regular Session

State of Washington

63rd Legislature

2013 Regular Session

By Representatives Sawyer, Zeiger, McCoy, Angel, Appleton, Morris, Kirby, Maxwell, Santos, Lias, Tarleton, Freeman, Morrell, Riccelli, Wilcox, Lytton, Jinkins, Ryu, Dahlquist, Fey, Pollet, and Ormsby

Read first time 01/22/13. Referred to Committee on Community Development, Housing & Tribal Affairs.

1 AN ACT Relating to tribes holding conservation easements; and
2 amending RCW 64.04.130.

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

4 **Sec. 1.** RCW 64.04.130 and 1987 c 341 s 1 are each amended to read
5 as follows:

6 A development right, easement, covenant, restriction, or other
7 right, or any interest less than the fee simple, to protect, preserve,
8 maintain, improve, restore, limit the future use of, or conserve for
9 open space purposes, any land or improvement on the land, whether the
10 right or interest be appurtenant or in gross, may be held or acquired
11 by any state agency, federal agency, county, city, town, federally
12 recognized Indian tribe, or metropolitan municipal corporation,
13 nonprofit historic preservation corporation, or nonprofit nature
14 conservancy corporation. Any such right or interest (~~shall~~)
15 constitutes and (~~be~~) is classified as real property. All instruments
16 for the conveyance thereof (~~shall~~) must be substantially in the form
17 required by law for the conveyance of any land or other real property.

18 (~~As used in this section,~~) The definitions in this section apply
19 throughout this section unless the context clearly requires otherwise.

1 (1) "Nonprofit nature conservancy corporation" means an
2 organization which qualifies as being tax exempt under 26 U.S.C.
3 section 501(c)(3) (of the United States Internal Revenue Code of 1954,
4 as amended) as it existed on June 25, 1976, and which has as one of its
5 principal purposes the conducting or facilitating of scientific
6 research; the conserving of natural resources, including but not
7 limited to biological resources, for the general public; or the
8 conserving of natural areas including but not limited to wildlife or
9 plant habitat.

10 (~~As used in this section,~~) (2) "Nonprofit historic preservation
11 corporation" means an organization which qualifies as being tax exempt
12 under 26 U.S.C. section 501(c)(3) of the United States Internal Revenue
13 Code of 1954, as amended, and which has as one of its principal
14 purposes the conducting or facilitating of historic preservation
15 activities within the state, including conservation or preservation of
16 historic sites, districts, buildings, and artifacts.

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