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**SECOND SUBSTITUTE SENATE BILL 5254**

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**State of Washington**

**68th Legislature**

**2023 Regular Session**

**By** Senate Ways & Means (originally sponsored by Senators Van De Wege, Braun, Mullet, Muzzall, Rolfes, Wagoner, and L. Wilson)

READ FIRST TIME 02/24/23.

1 AN ACT Relating to the leasing of state lands; and amending RCW  
2 79.13.010.

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

4 **Sec. 1.** RCW 79.13.010 and 2007 c 504 s 1 are each amended to  
5 read as follows:

6 (1) (~~Subject~~) Except as provided in subsection (7) of this  
7 section, and subject to other provisions of this chapter and subject  
8 to rules adopted by the board, the department may lease state lands  
9 for purposes it deems advisable, including, but not limited to,  
10 commercial, industrial, residential, agricultural, and recreational  
11 purposes in order to obtain a fair market rental return to the state  
12 or the appropriate constitutional or statutory trust, and if the  
13 lease is in the best interest of the state or affected trust.

14 (2) Notwithstanding any provision in this chapter to the  
15 contrary, in leases for residential purposes, the board may waive or  
16 modify any conditions of the lease if the waiver or modification is  
17 necessary to enable any federal agency or lending institution  
18 authorized to do business in this state or elsewhere in the United  
19 States to participate in any loan secured by a security interest in a  
20 leasehold interest.

1 (3) Any land granted to the state by the United States may be  
2 leased for any lawful purpose in such minimum acreage as may be fixed  
3 by the department.

4 (4) The department shall exercise general supervision and control  
5 over the lease of state lands for any lawful purpose.

6 (5) State lands leased or for which permits are issued or  
7 contracts are entered into for the prospecting and extraction of  
8 valuable materials, coal, oil, gas, or other hydrocarbons are subject  
9 to the provisions of chapter 79.14 RCW.

10 (6) The department may also lease or lease development rights on  
11 state lands held for the benefit of the common schools to public  
12 agencies, as defined in RCW 79.17.200.

13 (7) Except for agricultural, grazing, or communication site  
14 leases or commercial leases with an annual value of less than  
15 \$50,000, any new lease or existing lease subject to renewal after the  
16 effective date of this section is subject to approval by the board.  
17 The department must implement this subsection within existing  
18 resources.

19 (8) (a) The department must make general summary lease  
20 information, including lease terms and amounts paid, for state public  
21 lands available to the public on a per parcel basis. The information  
22 must be readily available and easy to access for the public on an  
23 electronic platform, similar to the department's fire dashboard.

24 (b) The department shall not disclose sensitive or confidential  
25 information regarding federal leases. Nothing in this section  
26 authorizes the disclosure of information that is otherwise  
27 confidential.

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