

2 SHB 1826 - S COMM AMD

3 By Committee on Natural Resources & Parks

4 NOT ADOPTED 4/15/97

5 Strike everything after the enacting clause and insert the
6 following:

7 "Sec. 1. RCW 76.12.030 and 1991 c 363 s 151 are each amended to
8 read as follows:

9 If any land acquired by a county through foreclosure of tax liens,
10 or otherwise, comes within the classification of land described in RCW
11 76.12.020 and can be used as state forest land and if the department
12 deems such land necessary for the purposes of this chapter, the county
13 shall, upon demand by the department, deed such land to the department
14 and the land shall become a part of the state forest lands.

15 Such land shall be held in trust and administered and protected by
16 the department as other state forest lands. Any moneys derived from
17 the lease of such land or from the sale of forest products, oils,
18 gases, coal, minerals, or fossils therefrom, shall be distributed as
19 follows:

20 (1) The expense incurred by the state for administration,
21 reforestation, and protection, not to exceed twenty-five percent, which
22 rate of percentage shall be determined by the board of natural
23 resources, shall be returned to the forest development account in the
24 state general fund.

25 (2) Any balance remaining after the distribution under subsection
26 (1) of this section shall be paid to the county in which the land is
27 located to be paid, distributed, and prorated, except as hereinafter
28 provided, to the various funds in the same manner as general taxes are
29 paid and distributed during the year of payment(~~(:—PROVIDED, That)~~).
30 Within seven working days of receipt of these moneys, the department
31 shall certify to the state treasurer the amounts to be distributed to
32 the counties. The state treasurer shall distribute funds to the
33 counties four times per month, with no more than ten days between each
34 payment date. Any such balance remaining paid to a county with a
35 population of less than nine thousand shall first be applied to the

1 reduction of any indebtedness existing in the current expense fund of
2 such county during the year of payment.

3 **Sec. 2.** RCW 76.12.120 and 1988 c 128 s 32 and 1988 c 70 s 1 are
4 each reenacted and amended to read as follows:

5 All land, acquired or designated by the department as state forest
6 land, shall be forever reserved from sale, but the timber and other
7 products thereon may be sold or the land may be leased in the same
8 manner and for the same purposes as is authorized for state granted
9 land if the department finds such sale or lease to be in the best
10 financial interests of the ((state and approves the terms and
11 conditions thereof)) respective trust beneficiaries including
12 individual counties.

13 Except as provided in RCW 79.12.035, all money derived from the
14 sale of timber or other products, or from lease, or from any other
15 source from the land, except where the Constitution of this state or
16 RCW 76.12.030 requires other disposition, shall be disposed of as
17 follows:

18 (1) Fifty percent shall be placed in the forest development
19 account.

20 (2) Fifty percent shall be prorated and distributed to the state
21 general fund, to be dedicated for the benefit of the public schools,
22 and the county in which the land is located according to the relative
23 proportions of tax levies of all taxing districts in the county. The
24 portion to be distributed to the state general fund shall be based on
25 the regular school levy rate under RCW 84.52.065 as now or hereafter
26 amended and the levy rate for any maintenance and operation special
27 school levies. With regard to the portion to be distributed to the
28 counties, the department shall certify to the state treasurer the
29 amounts to be distributed within seven working days of receipt of the
30 money. The state treasurer shall distribute funds to the counties four
31 times per month, with no more than ten days between each payment date.
32 The money distributed to the county shall be paid, distributed, and
33 prorated to the various other funds in the same manner as general taxes
34 are paid and distributed during the year of payment.

35 **Sec. 3.** RCW 79.01.744 and 1987 c 505 s 76 are each amended to read
36 as follows:

1 (1) It shall be the duty of the commissioner of public lands to
2 report, and recommend, to each session of the legislature, any changes
3 in the law relating to the methods of handling the public lands of the
4 state that he may deem advisable.

5 (2) The commissioner of public lands shall provide a comprehensive
6 biennial report to reflect the previous fiscal period. The report
7 shall include, but not be limited to, descriptions of all department
8 activities including: Revenues generated, program costs, capital
9 expenditures, personnel, special projects, new and ongoing research,
10 environmental controls, cooperative projects, intergovernmental
11 agreements, the adopted sustainable harvest compared to the sales
12 program, and outlines of ongoing litigation, recent court decisions and
13 orders on major issues with the potential for state liability. The
14 report shall describe the status of the resources managed and the
15 recreational and commercial utilization. The report shall be given to
16 the chairs of the house and senate committees on ways and means and the
17 house and senate committees on natural resources, including one copy to
18 the staff of each of the committees, and shall be made available to the
19 public.

20 (3) The commissioner of public lands shall provide yearly reports
21 to the respective trust beneficiaries, including each county. The
22 report shall include, but not be limited to, the following: Acres
23 sold, acres harvested, volume from those acres, acres planted, number
24 of stems per acre, acres precommercially thinned, acres commercially
25 thinned, acres partially cut, acres clear cut, age of final rotation
26 for acres clear cut, and the total number of acres off base for harvest
27 and an explanation of why those acres are off base for harvest."

28 **SHB 1826** - S COMM AMD

29 By Committee on Natural Resources & Parks

30 NOT ADOPTED 4/15/97

31 On page 1, line 2 of the title, after "lands;" strike the remainder
32 of the title and insert "amending RCW 76.12.030 and 79.01.744; and
33 reenacting and amending RCW 76.12.120."

--- END ---