

2 2E2SSB 5595 - H AMD 0402 WITHDRAWN 5/18/99

3 By Representative

4

5 On page 24, after line 9, insert the following:

6 "Sec. 23. 1999 c . . . (SHB 1165) s 384 (uncodified) is amended to  
7 read as follows:

8 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

9 Trust Land Transfer (00-2-001)

10 The state building construction account appropriation in this  
11 section is subject to the following conditions and limitations:

12 (1) The total appropriation is provided to the department solely to  
13 transfer from trust status or enter into thirty-year timber harvest  
14 restrictive easements for certain trust lands of state-wide  
15 significance deemed appropriate for state park, fish and wildlife  
16 habitat, natural area preserve, natural resources conservation area,  
17 open space, or recreation purposes.

18 (2) Property transferred under this section shall be appraised and  
19 transferred at fair market value. The value of the timber transferred  
20 shall be deposited by the department to the common school construction  
21 account in the same manner as timber revenues from other common school  
22 trust lands. No deduction shall be made for the resource management  
23 cost account under RCW 79.64.040. The value of the land transferred  
24 shall be deposited in the natural resources real property replacement  
25 account. These funds shall be expended by the department for the  
26 exclusive purpose of acquiring real property of equal value to be  
27 managed as common school trust land.

28 (3) Property subject to easement agreements under this section  
29 shall be appraised at fair market value both with and without the  
30 imposition of the easement. The entire difference in appraised value  
31 shall be deposited by the department to the common school construction  
32 fund in the same manner as lease revenues from other common school  
33 trust lands. No deduction shall be made for the resource management  
34 cost account under RCW 79.64.040.

1 (4) All reasonable costs incurred by the department to implement  
2 this section are authorized to be paid out of this appropriation.  
3 Authorized costs include the actual cost of appraisals, staff time,  
4 environmental reviews, surveys, and other similar costs.

5 (5) Intergrant exchanges between common school and other trust  
6 lands of equal value may occur if the exchange is in the interest of  
7 each trust, as determined by the board of natural resources.

8 (6) Prior to or concurrent with conveyance of these properties, the  
9 department, with full cooperation of the receiving agencies, shall  
10 execute and record a real property instrument that dedicates the  
11 transferred properties to the purposes identified in subsection (1) of  
12 this section for a minimum period of thirty years. The department of  
13 natural resources, in consultation with the receiving state agencies,  
14 shall develop policy to address requests to replace transferred  
15 properties subject to the recorded property instrument that are no  
16 longer deemed appropriate for the purposes identified in subsection (1)  
17 of this section.

18 (7) The department and receiving agencies shall work in good faith  
19 to carry out the intent of this section. However, the department or  
20 receiving agencies may remove a property from the transfer list in  
21 subsection (8) of this section if, based on new, substantive  
22 information, it is determined that transfer of the property is not in  
23 the state-wide interest of either the common school trust or the  
24 receiving agency.

25 (8) The appropriation in this section is provided to execute  
26 transfers or easements for the list of properties identified in LEAP  
27 capital document No. ((99-3)) 99-4, as developed on ((~~April-8~~)) May 17,  
28 1999, as follows: Projects in category A shall be transferred; to the  
29 extent that local funding is provided for the land value of the  
30 property, projects in category B shall be transferred; and projects in  
31 category C and remaining projects in category B may be transferred or  
32 leased as funding allows.

33 (9) The department shall execute trust land transfers and easements  
34 such that 90 percent of the appropriation in this section is deposited  
35 in the common school construction fund. To achieve the 90:10 ratio,  
36 the department may offset transfers of property with low timber-to-land  
37 ratios with easements on other properties.

38 (10) On June 30, 2001, the state treasurer shall transfer all  
39 remaining uncommitted funds from this appropriation to the common

1 school construction fund and the appropriation in this section shall be  
2 reduced by an equivalent amount.

3 Appropriation:

4	Natural Resources Real Property Replacement--	
5	State . . . . .	\$ 6,200,000
6	State Building Construction Account--State . . .	\$ 66,000,000
7		-----
8	Subtotal Appropriation . . . . .	\$ 72,200,000
9	Prior Biennia (Expenditures) . . . . .	\$ 34,500,000
10	Future Biennia (Projected Costs) . . . . .	\$ 220,000,000
11		-----
12	TOTAL . . . . .	\$ 326,700,000

13 **Sec. 24.** 1999 c 309 s 1514 (uncodified) is amended to read as  
14 follows:

15 **FOR THE STATE BOARD OF EDUCATION--COMMON SCHOOL CONSTRUCTION**

16 General Fund Appropriation (FY 1999) to the

17 Common School Construction Account . . . . . \$ 53,050,000

18 Education Savings Account Appropriation to the

19 Common School Construction Account . . . . . \$ 78,916,000

20 TOTAL APPROPRIATION . . . . . \$ 131,966,000

21 The appropriation in this section is to fully implement sections  
22 604 (public school building construction) and 384 (trust land transfer)  
23 of chapter . . . (Substitute House Bill No. 1165 (biennial capital  
24 budget)), Laws of 1999. The general fund appropriation in this  
25 section, when combined with the appropriation in section 384, chapter  
26 . . . (SHB 1165), Laws of 1999, includes amounts sufficient to  
27 compensate the common school construction account and the common school  
28 trust for the transfer out of trust status the list of property  
29 referenced in section 384(8), chapter . . . (SHB 1165), Laws of 1999."

30 Renumber the remaining sections consecutively, correct internal  
31 references accordingly, and correct the title.

--- END ---