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**SUBSTITUTE HOUSE BILL 2036**

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**State of Washington**

**56th Legislature**

**1999 Regular Session**

**By** House Committee on Appropriations (originally sponsored by Representatives H. Sommers, Buck, Lantz, Regala, Anderson, Ogden and Rockefeller; by request of Commissioner of Public Lands and Superintendent of Public Instruction)

Read first time 03/08/1999.

1       AN ACT Relating to funding management of the common school trust  
2 lands; amending RCW 79.64.020 and 79.64.030; and declaring an  
3 emergency.

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

5       **Sec. 1.** RCW 79.64.020 and 1993 c 460 s 1 are each amended to read  
6 as follows:

7       A resource management cost account in the state treasury is hereby  
8 created to be used solely for the purpose of defraying the costs and  
9 expenses necessarily incurred by the department in managing and  
10 administering public lands and the making and administering of leases,  
11 sales, contracts, licenses, permits, easements, and rights of way as  
12 authorized under the provisions of this title. Appropriations from the  
13 account to the department shall be expended for no other purposes.  
14 Funds in the account may be appropriated or transferred by the  
15 legislature for the benefit of ((all of)) the trust((s)) from which the  
16 funds were derived.

17       **Sec. 2.** RCW 79.64.030 and 1993 c 460 s 2 are each amended to read  
18 as follows:

1 Funds in the account derived from the gross proceeds of leases,  
2 sales, contracts, licenses, permits, easements, and rights of way  
3 issued by the department and affecting school lands, university lands,  
4 agricultural college lands, scientific school lands, normal school  
5 lands, capitol building lands, or institutional lands (~~shall~~) may be  
6 pooled and expended by the department solely for the purpose of  
7 defraying the costs and expenses necessarily incurred in managing and  
8 administering (~~all of~~) the trust lands enumerated in this section.  
9 If it is determined that it is in the best interests of the trusts  
10 involved, such funds may be (~~used for~~) loaned for use in paying  
11 similar costs and expenses incurred in managing and administering  
12 another trust's or other lands managed by the department provided that  
13 such (~~expenditures that have been or may be made on such other lands~~)  
14 loan shall be repaid to the resource management cost account together  
15 with interest at a rate and time determined by the board of natural  
16 resources.

17 An accounting shall be made annually of the accrued expenditures  
18 from (~~the pooled~~) any trust funds in the account. In the event the  
19 accounting determines that expenditures have been made from moneys  
20 derived from (~~trust~~) one trust's lands for the benefit of another  
21 trust or other lands, such expenditure shall be considered a debt and  
22 an encumbrance against the property benefited, including property held  
23 under chapter 76.12 RCW. The results of the accounting shall be  
24 reported to the legislature at the next regular session. The state  
25 treasurer is authorized, upon request of the department, to transfer  
26 funds between the forest development account and the resource  
27 management cost account solely for purpose of repaying loans pursuant  
28 to this section.

29 NEW SECTION. Sec. 3. This act is necessary for the immediate  
30 preservation of the public peace, health, or safety, or support of the  
31 state government and its existing public institutions, and takes effect  
32 immediately.

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