
**Community Development, Housing &
Tribal Affairs Committee**

HB 1286

Brief Description: Authorizing the sale or exchange of unused department of transportation lands to federally recognized Indian tribes.

Sponsors: Representatives Sawyer, Dahlquist, McCoy, Clibborn, Jinkins, Ryu, Lias, Zeiger, Tharinger, Santos and Pollet.

Brief Summary of Bill

- Authorizes the transfer and conveyance of unused Washington State Department of Transportation (DOT) real property to a federally recognized Indian tribe.

Hearing Date: 1/16/14

Staff: Sean Flynn (786-7124).

Background:

The Washington State Department of Transportation (DOT) is authorized to sell state-owned real property within its jurisdiction that is no longer required for transportation purposes. The DOT may sell the property for fair market value at public auction, or it may forgo a public auction and sell at fair market value to certain persons or entities, including:

- a city or county in which the property is located;
- any other municipal corporation;
- a regional transit authority;
- the former owner of the property from whom the state acquired title;
- a tenant who has resided on the property for at least six months;
- any abutting landowner, after all other abutting landowners receive notice of the proposed sale;
- any other owner of real property that is required for transportation purposes;
- any nonprofit organization that provides affordable housing; or

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- a federally recognized Indian tribe within whose reservation the property is located.

The Secretary of Transportation also may make an agreement to transfer or convey any unused DOT real property with:

- a federal agency;
- another state agency;
- any county or city or port district of the state; or
- any public utility company.

The transfer or conveyance must be, in the judgment of the Secretary of Transportation and the Attorney General, consistent with the public interest.

Summary of Bill:

The Secretary of Transportation may transfer and convey any unused DOT real property to a federally recognized Indian tribe when the transfer or conveyance is, in the judgment of the Secretary of Transportation and the Attorney General, consistent with the public interest.

Appropriation: None.

Fiscal Note: Requested on January 10, 2014.

Effective Date: The bill takes effect 90 days after adjournment of the session in which the bill is passed.