
SUBSTITUTE SENATE BILL 5332

State of Washington

52nd Legislature

1991 Regular Session

By Senate Committee on Health & Long-Term Care (originally sponsored by Senators Wojahn, West, Niemi, L. Smith, Madsen, Rasmussen, Snyder, Gaspard, Moore and Bauer).

Read first time March 6, 1991.

1 AN ACT Relating to the use of real property inventories to provide
2 residential care for disabled persons; amending RCW 43.79.201 and
3 43.185.110; adding a new section to chapter 79.01 RCW; adding a new
4 section to chapter 43.20A RCW; adding a new section to chapter 43.79
5 RCW; and declaring an emergency.

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

7 NEW SECTION. **Sec. 1.** A new section is added to chapter 79.01 RCW
8 to read as follows:

9 (1) Every five years the department of social and health services
10 and other state agencies that operate institutions shall conduct an
11 inventory of all real property subject to the charitable, educational,
12 penal, and reformatory institution account and other real property
13 acquired for institutional purposes or for the benefit of the blind,
14 deaf, mentally ill, developmentally disabled, or otherwise disabled.
15 The inventory shall identify which of those real properties are not

1 needed for state-provided residential care, custody, or treatment. By
2 December 1, 1992, and every five years thereafter the department shall
3 report the results of the inventory to the house of representatives
4 committee on capital facilities and financing, the senate committee on
5 ways and means, and the legislative budget committee.

6 (2) Real property identified as not needed for state-provided
7 residential care, custody, or treatment shall be transferred to the
8 corpus of the charitable, educational, penal, and reformatory
9 institution account. This subsection shall not apply to real property
10 subject to binding conditions that conflict with the other provisions
11 of this subsection.

12 (3) The department of natural resources shall manage all property
13 subject to the charitable, educational, penal, and reformatory
14 institution account and, in consultation with the department of social
15 and health services, shall adopt a plan for the management of real
16 property subject to the account and other real property acquired for
17 institutional purposes or for the benefit of the blind, deaf, mentally
18 ill, developmentally disabled, or otherwise disabled.

19 (a) The plan shall be consistent with state trust land policies and
20 shall be compatible with the needs of institutions adjacent to real
21 property subject to the plan.

22 (b) The plan may be modified as necessary to ensure the quality of
23 future management and to address the acquisition of additional real
24 property.

25 NEW SECTION. **Sec. 2.** A new section is added to chapter 43.20A RCW
26 to read as follows:

27 The department shall conduct an inventory of real properties as
28 provided in section 1 of this act.

1 **Sec. 3.** RCW 43.79.201 and 1985 c 57 s 37 are each amended to read
2 as follows:

3 (1) All moneys in the state treasury to the credit of that fund now
4 denoted as the C.E.P. & R.I. fund on and after March 20, 1961, and all
5 moneys thereafter paid into the state treasury for or to the credit of
6 such fund shall be and are hereby transferred to and placed in the
7 charitable, educational, penal and reformatory institutions account,
8 hereby created, in the state treasury, into which fund there shall also
9 be deposited all moneys arising from the sale, lease or transfer of the
10 land granted by the United States government to the state for
11 charitable, educational, penal and reformatory institutions by section
12 17 of the enabling act, or otherwise set apart for such institutions,
13 except all moneys arising from the sale, lease, or transfer of that
14 certain one hundred thousand acres of such land assigned for the
15 support of the University of Washington by chapter 91, Laws of 1903 and
16 section 9, chapter 122, Laws of 1893. All earnings of investments of
17 balances in the charitable, educational, penal and reformatory
18 institutions account shall be credited to the ~~((general fund))~~ account.

19 (2) If feasible, after consultation with the advisory committee,
20 created in RCW 43.185.110, not less than one-quarter of all income to
21 the charitable, educational, penal, and reformatory institutions
22 account shall be appropriated for the purpose of providing housing,
23 excluding repair and renovation of state institutions, for persons who
24 are mentally ill, developmentally disabled, or youth who are blind,
25 deaf, or otherwise disabled.

26 **Sec. 4.** RCW 43.185.110 and 1987 c 513 s 3 are each amended to read
27 as follows:

28 The director shall prepare an annual report and shall send copies
29 to the chair of the house of representatives committee on housing, the

1 chair of the senate committee on commerce and labor, and one copy to
2 the staff of each committee that summarizes the housing trust fund's
3 income, grants and operating expenses, implementation of its program,
4 and any problems arising in the administration thereof. The director
5 shall promptly appoint a low-income housing assistance advisory
6 committee composed of a representative from each of the following
7 groups: Apartment owners, realtors, mortgage lending or servicing
8 institutions, private nonprofit housing assistance programs, tenant
9 associations, and public housing assistance programs. The advisory
10 group shall advise the director on housing needs in this state,
11 including housing needs for persons who are mentally ill or
12 developmentally disabled or youth who are blind or deaf or otherwise
13 disabled, operational aspects of the grant and loan program or revenue
14 collection programs established by this chapter, and implementation of
15 the policy and goals of this chapter. Such advice shall be consistent
16 with policies and plans developed by regional support networks
17 according to chapter 71.24 RCW for the mentally ill and the
18 developmental disabilities planning council for the developmentally
19 disabled.

20 NEW SECTION. Sec. 5. A new section is added to chapter 43.79 RCW
21 to read as follows:

22 Where C.E.P. & R.I. land has the potential for lease for
23 commercial, industrial, or residential uses or other uses with the
24 potential for high economic return and is within urban or suburban
25 areas, the department of natural resources shall make every effort
26 consistent with trust land management principles and all other
27 provisions of law to lease the lands for such purposes. The department
28 of natural resources is authorized, subject to approval by the board of
29 natural resources, to exchange such lands for lands of at least equal

1 value and to sell such lands and use the proceeds to acquire
2 replacement lands if a higher return can be realized. Income from the
3 leases shall be deposited in the charitable, educational, penal, and
4 reformatory institutions account, with one-half of the income to be
5 appropriated by the legislature for the purposes of providing community
6 housing for persons who are mentally ill, developmentally disabled, or
7 youth who are blind, deaf, or otherwise disabled.

8 NEW SECTION. **Sec. 6.** This act is necessary for the immediate
9 preservation of the public peace, health, or safety, or support of the
10 state government and its existing public institutions, and shall take
11 effect immediately.