
SENATE BILL 5462

State of Washington

60th Legislature

2007 Regular Session

By Senators Jacobsen, Hargrove, Morton, Rockefeller and Shin; by request of Department of Natural Resources

Read first time 01/19/2007. Referred to Committee on Natural Resources, Ocean & Recreation.

1 AN ACT Relating to maintaining deductions from proceeds of
2 transactions authorized on state lands as determined by the board of
3 natural resources; and amending RCW 79.64.040.

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

5 **Sec. 1.** RCW 79.64.040 and 2005 c 518 s 945 are each amended to
6 read as follows:

7 (1) The board shall determine the amount deemed necessary in order
8 to achieve the purposes of this chapter and shall provide by rule for
9 the deduction of this amount from the moneys received from all leases,
10 sales, contracts, licenses, permits, easements, and rights of way
11 issued by the department and affecting state lands and aquatic lands,
12 provided that no deduction shall be made from the proceeds from
13 agricultural college lands.

14 (2) Moneys received as deposits from successful bidders, advance
15 payments, and security under RCW 79.15.100, 79.15.080, and 79.11.150
16 prior to December 1, 1981, which have not been subjected to deduction
17 under this section are not subject to deduction under this section.

18 (3) (~~Except as otherwise provided in subsection (5) of this~~
19 ~~section,~~) (a) The deductions authorized under this section shall not

1 exceed twenty-five percent of the moneys received by the department in
2 connection with any one transaction pertaining to (~~state lands and~~)
3 aquatic lands other than second class tide and shore lands and the beds
4 of navigable waters, and fifty percent of the moneys received by the
5 department pertaining to second class tide and shore lands and the beds
6 of navigable waters.

7 (b) Prior to June 30, 2017, the deductions authorized under this
8 section shall not exceed thirty percent of the moneys received by the
9 department in connection with any one transaction pertaining to state
10 lands. After July 1, 2017, the deductions authorized under this
11 section shall not exceed twenty-five percent of the moneys received by
12 the department in connection with any one transaction pertaining to
13 state lands.

14 (4) In the event that the department sells logs using the contract
15 harvesting process described in RCW 79.15.500 through 79.15.530, the
16 moneys received subject to this section are the net proceeds from the
17 contract harvesting sale.

18 ~~(5) ((During the 2005-2007 fiscal biennium, the twenty five percent~~
19 ~~limitation on deductions set in subsection (3) of this section may be~~
20 ~~increased to thirty percent by the board. If so increased, the~~
21 ~~department must provide a report by January 9, 2006, to the appropriate~~
22 ~~committees of the legislature on the use of the increased amount))~~
23 Beginning December 1, 2008, and continuing until December 1, 2017, the
24 commissioner, on behalf of the board, shall report each biennium to the
25 appropriate committees of the legislature any actions taken by the
26 board to adjust the management fees as authorized by subsection (3)(b)
27 of this section.

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