

HB 2734 - S COMM AMD

By Committee on Transportation

ADOPTED 03/03/2010

1 Strike everything after the enacting clause and insert the
2 following:

3 "Sec. 1. RCW 47.12.063 and 2006 c 17 s 2 are each amended to read
4 as follows:

5 (1) It is the intent of the legislature to continue the
6 department's policy giving priority consideration to abutting property
7 owners in agricultural areas when disposing of property through its
8 surplus property program under this section.

9 (2) Whenever the department determines that any real property owned
10 by the state of Washington and under the jurisdiction of the department
11 is no longer required for transportation purposes and that it is in the
12 public interest to do so, the department may sell the property or
13 exchange it in full or part consideration for land or improvements or
14 for construction of improvements at fair market value to any of the
15 following governmental entities or persons:

- 16 (a) Any other state agency;
17 (b) The city or county in which the property is situated;
18 (c) Any other municipal corporation;
19 (d) Regional transit authorities created under chapter 81.112 RCW;
20 (e) The former owner of the property from whom the state acquired
21 title;

22 (f) In the case of residentially improved property, a tenant of the
23 department who has resided thereon for not less than six months and who
24 is not delinquent in paying rent to the state;

25 (g) Any abutting private owner but only after each other abutting
26 private owner (if any), as shown in the records of the county assessor,
27 is notified in writing of the proposed sale. If more than one abutting
28 private owner requests in writing the right to purchase the property
29 within fifteen days after receiving notice of the proposed sale, the

1 property shall be sold at public auction in the manner provided in RCW
2 47.12.283;

3 (h) To any person through the solicitation of written bids through
4 public advertising in the manner prescribed by RCW 47.28.050;

5 (i) To any other owner of real property required for transportation
6 purposes;

7 (j) In the case of property suitable for residential use, any
8 nonprofit organization dedicated to providing affordable housing to
9 very low-income, low-income, and moderate-income households as defined
10 in RCW 43.63A.510 and is eligible to receive assistance through the
11 Washington housing trust fund created in chapter 43.185 RCW; (~~or~~)

12 (k) A federally qualified community health center as defined in RCW
13 82.04.4311; or

14 (1) A federally recognized Indian tribe within whose reservation
15 boundary the property is located.

16 (3) Sales to purchasers may at the department's option be for cash,
17 by real estate contract, or exchange of land or improvements.
18 Transactions involving the construction of improvements must be
19 conducted pursuant to chapter 47.28 RCW or Title 39 RCW, as applicable,
20 and must comply with all other applicable laws and rules.

21 (4) Conveyances made pursuant to this section shall be by deed
22 executed by the secretary of transportation and shall be duly
23 acknowledged.

24 (5) Unless otherwise provided, all moneys received pursuant to the
25 provisions of this section less any real estate broker commissions paid
26 pursuant to RCW 47.12.320 shall be deposited in the motor vehicle fund.

27 NEW SECTION. **Sec. 2.** Section 1 of this act expires June 30,
28 2012."

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29 On page 1, line 3 of the title, after "transportation;" strike the

1 remainder of the title and insert "amending RCW 47.12.063; and
2 providing an expiration date."

EFFECT: Adds an expiration date.

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