

CHAPTER 202.

[S. B. 289.]

STATE TIMBER—REFORESTATION.

AN ACT providing for unification of control and jurisdiction over the sale of, reforestation of and administration of state timber including forestry practices; creating a State Timber Resources Board; defining its powers and duties; transferring to the Supervisor of Forestry all powers and duties in connection with the sale of timber, forest and forestry policy, management and practice, and reforestation now vested in the Board of State Land Commissioners, State Capitol Committee, State Forest Board, Commissioner of Public Lands and State Parks Committee; changing and fixing the qualifications for office of the Supervisor of Forestry; and repealing all acts and parts of acts in conflict herewith, and declaring an emergency.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. There is hereby created a board to be known as the State Timber Resources Board to consist of seven (7) members, as follows: The Governor of the State of Washington, who shall act as chairman, the Commissioner of Public Lands, the Secretary of State, the Director of Agriculture, the Director of Conservation and Development, the Dean of Forestry of the University of Washington and one common school representative from the State Board of Education selected by Timber Resources Board. Regular meetings of the Board shall be held at such times as may be determined upon by the Board. Special meetings of the Board may be called at any time by the chairman or by a call issued by a majority of the Board upon the giving of due notice to all members thereof. The office of the Board shall be at the State Capitol at Olympia, Washington. All regular meetings shall be held at the office of the Board. The Board shall have power to adopt such rules of procedure as may be deemed necessary to enable it most effectively to carry out its powers

State
Timber
Resources
Board.

Membership.

Office.

Powers.

and duties imposed by this act. Said Board shall approve sales of timber as herein provided.

Supervisor of Forestry.

SEC. 2. No person shall hereafter be eligible to serve as Supervisor of Forestry unless he is a graduate of a college of forestry or is a competent and experienced forester with at least ten (10) years' practical experience.

Powers and duties.

SEC. 3. From and after the effective date of this act, the Supervisor of Forestry, in addition to his other powers and duties, shall exercise all the powers and perform all the functions and duties in connection with the sale of timber, including receipt of applications, cruises, appraisals and all other acts and proceedings of every nature relating to such sales and the completion thereof, forest and forestry policy, management and practice, and reforestation now vested in, performed by or required to be performed by any one or more of the following boards, committees, agencies, officers or officials: Board of State Land Commissioners, State Capitol Committee, State Forest Board, Commissioner of Public Lands and State Parks Committee: *Provided*, That no sale of timber shall be confirmed by the Supervisor of Forestry until such sale has been approved by the State Timber Resources Board, and such Board may order such further or additional appraisals, inspections or cruises as in its judgment is necessary for the determination of the value of such timber: *Provided further*, That the receipt of money from the sale of said timber and the record of funds so collected shall be handled by the State Land Commissioner.

SEC. 4. The Board of State Land Commissioners, State Capitol Committee, State Forest Board, Commissioner of Public Lands, State Parks Committee, and each of them, shall upon the effective date of this act either turn over and deliver or make available to the Supervisor of Forestry all pending busi-

ness and all records, instruments, plats, books, files, appraisals, reports of inspections and cruises and all other reports, documents, data and equipment of every nature and description which pertain or relate to the functions, powers and duties which are by this act transferred to the Supervisor of Forestry.

Functions transferred.

SEC. 4a. No state grant forest land shall be sold without approval of the State Timber Resources Board.

SEC. 5. All acts and parts of acts in conflict with the provisions of this act are hereby repealed: *Provided*, That nothing contained in this act shall be construed to repeal, amend or in any way modify any of the provisions of section 24, chapter 255 of the Laws of 1927 (section 7797-24, Remington's Revised Statutes, also Pierce's Perpetual Code 940-521), section 3, chapter 91, Laws of 1903 (section 7846, Remington's Revised Statutes, also Pierce's Perpetual Code 911-79), or subdivision "Fourth" of section 5 (sub) chapter 1 of Title II of chapter 97 of the Laws of 1909 as amended by chapter 176 of the Laws of 1939 (section 4557, Remington's Revised Statutes, also Pierce's Perpetual Code 911-11).

Acts repealed.

SEC. 6. If any section, subdivision, sentence or clause in this act shall be held invalid or unconstitutional, such holding shall not effect [affect] the validity of the remaining portions of this act.

Partial invalidity.

* SEC. 7. This act is necessary for the immediate preservation of the public peace, health and safety and for the immediate support of the state government and its existing public institutions and shall take effect immediately.

Effective immediately.

Passed the Senate March 7, 1945.

Passed the House March 7, 1945.

Approved by the Governor March 15, 1945.

* For Supreme Court of Washington decision affecting this section see *State ex rel. Kennedy v. Reeves*, 122 Wash. Dec. 624, 22 Wn. (2d) —.