

department shall determine the location or locations therein and the number of hearings to be conducted. Notice of the hearings shall be given by publication in a newspaper of general circulation in the county or counties in which the stream, lake, or other public waters is located, once a week for ~~((three))~~ two consecutive weeks before the hearing. The notice shall include the following:

(1) The name of ~~((the))~~ each stream, lake, or other water source under consideration;

(2) ~~((The proposed levels or flows to be established, if the department has made a determination before the hearing;~~

~~((3)))~~ The place and time of the hearing;

~~((4)))~~ (3) A statement that any person, including any private citizen or public official, may present his views either orally or in writing.

Notice of the hearing shall also be served upon the administrators of the departments of fisheries, social and health services, and natural resources, the game commission, and the department of transportation.

Passed the Senate March 11, 1985.

Passed the House April 12, 1985.

Approved by the Governor April 30, 1985.

Filed in Office of Secretary of State April 30, 1985.

CHAPTER 197

[Senate Bill No. 3337]

DEPARTMENT OF NATURAL RESOURCES—MODIFICATION OF COMMISSIONER OF PUBLIC LAND REFERENCES

AN ACT Relating to public lands; amending RCW 79.01.134, 79.01.264, and 79.28.080.

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

Sec. 1. Section 11, chapter 73, Laws of 1961 and RCW 79.01.134 are each amended to read as follows:

The ~~((commissioner of public lands))~~ department of natural resources, upon application by any person, firm or corporation, may enter into a contract providing for the sale and removal of rock, gravel, sand and silt located upon state lands or state forest lands, and providing for payment to be made therefor on a royalty basis. The issuance of a contract shall be made after public auction and such contract shall not be issued for less than the appraised value of the material.

Each application made pursuant to this section shall set forth the estimated quantity and kind of materials desired to be removed and shall be accompanied by a map or plat showing the area from which the applicant wishes to remove such materials. The ~~((commissioner of public lands))~~ department of natural resources may in ~~((his))~~ its discretion include in any contract entered into pursuant to this section, such terms and conditions

protecting the interests of the state as ~~((he))~~ it may require. In each such contract the ~~((commissioner of public lands))~~ department of natural resources shall provide for a right of forfeiture by the state, upon a failure to operate under the contract or pay royalties for periods therein stipulated, and he may require a bond with a surety company authorized to transact a surety business in this state, as surety, to secure the performance of the terms and conditions of such contract including the payment of royalties. The right of forfeiture shall be exercised by entry of a declaration of forfeiture in the records of the ~~((commissioner of public lands))~~ department of natural resources. The amount of rock, gravel, sand, or silt taken under the contract shall be reported monthly by the purchaser to the ~~((commissioner of public lands))~~ department of natural resources and payment therefor made on the basis of the royalty provided in the contract.

The ~~((commissioner of public lands))~~ department of natural resources may inspect and audit books, contracts and accounts of each person removing rock, gravel, sand, or silt pursuant to any such contract and make such other investigation and secure or receive any other evidence necessary to determine whether or not the state is being paid the full amount payable to it for the removal of such materials.

Sec. 2. Section 66, chapter 255, Laws of 1927 as amended by section 15, chapter 109, Laws of 1979 ex. sess. and RCW 79.01.264 are each amended to read as follows:

The ~~((commissioner of public lands))~~ department of natural resources may reject any and all bids for leases when the interests of the state shall justify it, and in such case ~~((he))~~ it shall forthwith refund to the person paying the same, any rental and bid deposit upon the return of receipts issued therefor. If the ~~((commissioner))~~ department approves any leasing made by the auctioneer ~~((he))~~ it shall proceed to issue a lease to the ~~((lessee))~~ successful bidder upon a form approved by the attorney general. All such leases shall be in duplicate, both to be signed by the lessee, and by the ~~((commissioner of public lands on behalf of the state, with the seal of the commissioner of public lands attached thereto))~~ department. The original lease shall be forwarded to the lessee and the duplicate copy kept in the office of the ~~((commissioner of public lands))~~ department.

Sec. 3. Section 2, chapter 324, Laws of 1955 as amended by section 21, chapter 109, Laws of 1979 ex. sess. and RCW 79.28.080 are each amended to read as follows:

In order to encourage the improvement of grazing ranges by holders of grazing permits, the ~~((land commissioner))~~ department of natural resources shall consider (1) extension of grazing permit periods to a maximum of ten years, and (2) reduction of grazing fees, in situations where the permittee

contributes or agrees to contribute to the improvement of the range, financially, by labor, or otherwise.

Passed the Senate February 20, 1985.

Passed the House April 15, 1985.

Approved by the Governor April 30, 1985.

Filed in Office of Secretary of State April 30, 1985.

CHAPTER 198

[Engrossed Senate Bill No. 4152]

COMMUNITY COLLEGES—RESIDENCY WAIVER—HIGH SCHOOL COMPLETION PROGRAM

AN ACT Relating to tuition and fees at institutions of higher education; and amending RCW 28B.15.520.

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

Sec. 1. Section 29, chapter 261, Laws of 1969 ex. sess. as last amended by section 8, chapter 37, Laws of 1982 1st ex. sess. and RCW 28B.15.520 are each amended to read as follows:

Notwithstanding any other provision of this chapter or chapter 28B.50 RCW as now or hereafter amended (1) boards of trustees of the various community colleges shall waive general tuition fees, operating fees, and services and activities fees for students nineteen years of age or older who are eligible for resident tuition and fee rates as defined in RCW 28B.15.012 through 28B.15.015 and who enroll in a course of study or program which will enable them to finish their high school education and obtain a high school diploma or certificate, and (2) the various community college boards may waive the general tuition, operating and services and activities fees for children after the age of nineteen years of any law enforcement officer or fire fighter who lost his life or became totally disabled in the line of duty while employed by any public law enforcement agency or full time or volunteer fire department in this state.

(3) Boards of trustees of the various community colleges may waive residency requirements for students enrolled in that community college in a course of study or program which will enable them to finish their high school education and obtain a high school diploma or certificate. The waiver shall be in effect only for those courses which lead to a high school diploma or certificate.

Passed the Senate April 16, 1985.

Passed the House April 9, 1985.

Approved by the Governor April 30, 1985.

Filed in Office of Secretary of State April 30, 1985.