

information contained in such application shall be a matter of public record and open to public inspection.

**NEW SECTION.** Sec. 10. If any part of this act is found to be in conflict with federal requirements which are a prescribed condition to the allocation of federal funds to the state or the eligibility of employers in this state for federal unemployment tax credits, the conflicting part of this act is hereby declared to be inoperative solely to the extent of the conflict, and such finding or determination shall not affect the operation of the remainder of this act. The rules under this act shall meet federal requirements which are a necessary condition to the receipt of federal funds by the state or the granting of federal unemployment tax credits to employers in this state.

**NEW SECTION.** Sec. 11. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

**NEW SECTION.** Sec. 12. This act shall take effect July 1, 1987. Sections 2 and 8 of this act shall be effective for quarters beginning on and after July 1, 1987.

Passed the House January 28, 1987.

Passed the Senate April 8, 1987.

Approved by the Governor April 21, 1987.

Filed in Office of Secretary of State April 21, 1987.

## CHAPTER 112

[Substitute House Bill No. 805]

### SCHOOL PLANT CONSTRUCTION PREREQUISITES—SCHOOL DISTRICT FACILITY LEASE REQUIREMENTS

AN ACT Relating to school plant construction; and adding a new section to chapter 28A.47 RCW.

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

**NEW SECTION.** Sec. 1. A new section is added to chapter 28A.47 RCW to read as follows:

School districts shall be required to lease for a reasonable fee vacant school plant facilities from a contiguous school district wherever possible.

No school district with unhoused students may be eligible for the state matching funds for the construction of school plant facilities if:

(1) The school district contiguous to the school district applying for the state matching percentage has vacant school plant facilities;

(2) The superintendent of public instruction and the state board of education have determined the vacant school plant facilities available in the contiguous district will fulfill the needs of the applicant district in housing unhoused students. In determining whether the contiguous district school

plant facilities meet the needs of the applicant district, consideration shall be given, but not limited to the geographic location of the vacant facilities as they relate to the applicant district; and

(3) A lease of the vacant school plant facilities can be negotiated.

Passed the House March 11, 1987.

Passed the Senate April 7, 1987.

Approved by the Governor April 21, 1987.

Filed in Office of Secretary of State April 21, 1987.

## CHAPTER 113

[Substitute House Bill No. 522]

### EXCHANGE OF STATE LAND—NATURAL RESOURCES DEPARTMENT AUTHORITY MODIFIED

AN ACT Relating to the exchange of public lands; and amending RCW 79.08.180.

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

Sec. 1. Section 1, chapter 290, Laws of 1957 as last amended by section 1, chapter 261, Laws of 1983 and RCW 79.08.180 are each amended to read as follows:

~~((1) For the purpose of facilitating the marketing of forest products of state lands, or consolidating and blocking up of state lands, or the acquisition of lands having commercial recreational leasing potential, the commissioner of public lands, with the approval of the board of natural resources, may exchange any state lands with any timber thereon for any other land of equal value.~~

~~(2) The commissioner of public lands, with the approval of the board of natural resources, may exchange state lands for lands of equal value owned by a county.~~

((3)) The department of natural resources, with the approval of the board of natural resources, may exchange any state land and any timber thereon for any land of equal value in order to:

(1) Facilitate the marketing of forest products of state lands;

(2) Consolidate and block-up state lands;

(3) Acquire lands having commercial recreational leasing potential;

(4) Acquire county-owned lands;

(5) Acquire urban property which has greater income potential or which could be more efficiently managed by the department in exchange for state urban lands as defined in RCW 79.01.784; or

(6) Acquire any other lands when such exchange is determined by the board of natural resources to be in the best interest of the trust for which the state land is held.

(7) Land exchanged under this section shall not be used to reduce the publicly owned forest land base.