

shall constitute a new chapter in Title 80 RCW.

Passed the Senate January 31, 1970

Passed the House February 9, 1970

Approved by the Governor February 23, 1970, with the exception
of an item in section 17 which is vetoed.

Filed in Office of Secretary of State February 24, 1970

NOTE: Governor's explanation of partial veto is as follows:

"...This act establishes a procedure for evaluating and certifying proposed sites for thermal power plants in the State of Washington. Under present law, there is no set procedure in state government for reviewing an application to establish a thermal power plant facility. An applicant seeking to establish a plant, whether the applicant be a private industry or a unit of government, must now deal separately with a number of different units of government. The principal purpose of this act is to coordinate the interests and activities of each unit of state government that plays a role in the establishment, location, and operation of such a facility so that the state can have a unified position. It is a significant step forward in availing ourselves of this newly developing power resource.

Section 17 of the act provides that if any portions except sections 11 and 12 are declared to be unconstitutional, the remainder of the act shall be effective. There is no reason to believe any part of sections 11 or 12 is unconstitutional. No convincing argument has been suggested for striking down the entire act because of some now unknown flaws in these sections. I have therefore vetoed from Senate Bill 49 the exceptions from the severability clause of sections 11 and 12, so that each part of the act may be administered and, if necessary, examined solely on its own merits.

The remainder of Senate Bill 49 is approved."

CHAPTER 46
[Senate Bill No. 60]
PUBLIC LANDS--SALES--LEASES

AN ACT Relating to public lands; and amending section 24, chapter 255, Laws of 1927 as last amended by section 1, chapter 78, Laws of 1967 ex. sess. and RCW 79.01.096.

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

Section 1. Section 24, chapter 255, Laws of 1927 as last amended by section 1, chapter 78, Laws of 1967 ex. sess. and RCW 79.01.096 are each amended to read as follows:

Not more than one hundred and sixty acres of any land granted

to the state by the United States shall be offered for sale in one parcel and no university lands shall be offered for sale except by legislative directive or with the consent of the board of regents of the University of Washington.

Any land granted to the state by the United States may be sold or leased for any lawful purpose in such minimum areas as may be fixed by the commissioner of public lands, except that upon the application of a school district or institutions of higher education for the purchase of a schoolhouse site or sites or any school land, not less than three nor more than ten acres may be offered for sale, and in all cases where a schoolhouse is or may be erected upon any school land the school district or institutions of higher education to which the schoolhouse belongs shall have the preference right for six months after the filing of the final appraisal of such school land to purchase the schoolhouse sites, to include the land occupied by the schoolhouse and grounds, at the appraised value thereof.

Land granted to the state shall not be leased for a longer period than ten years: PROVIDED, That such lands may be leased for the purpose of prospecting for, developing and producing oil, gas and other hydrocarbon substances or for the mining of coal subject to the provisions of chapter 79.14 RCW and RCW 79.01.692: PROVIDED FURTHER, That such lands may be leased for public school, college or university purposes for any period not exceeding ~~((twenty-years-with-an-option-for-a-new-lease-covering-such-lands-for-an-additional-period-not-exceeding-twenty-years,--the-terms-and-conditions-of-said-new-lease-to-be-fixed-by-the-department-of-natural-resources))~~ seventy-five years: PROVIDED FURTHER, That such lands may be leased for commercial, residential, business or recreational purposes for any period not exceeding fifty-five years: AND, PROVIDED FURTHER, That, as to lands under lease on July 30, 1967 for commercial, residential, business or recreational purposes for a period of not to exceed twenty years, the lessee shall have an option for a new lease for such lands for an additional period not exceeding thirty-five years, the terms and

conditions of said new lease to be fixed by the department: AND, PROVIDED FURTHER, That if, during the term of the lease of any state lands for commercial, residential, business or recreational purposes, in the opinion of the department it is in the best interest of the state so to do, the department may, on the application of the lessee, alter and amend the terms and conditions of such lease as to the types and conditions of commercial, residential, business or recreational enterprises conducted on such leased premises and the rent to be paid.

Passed the Senate February 9, 1970

Passed the House February 4, 1970

Approved by the Governor February 23, 1970

Filed in Office of Secretary of State February 24, 1970

CHAPTER 47
[Engrossed Senate Bill No. 85]
PROPERTY TAX MILLAGE LIMITATIONS

AN ACT Relating to county property tax millages; amending section 36.32.350, chapter 4, Laws of 1963 and RCW 36.32.350; amending section 36.47.040, chapter 4, Laws of 1963 as amended by section 3, chapter 5, Laws of 1969 ex. sess. and RCW 36.47.040; amending section 4, chapter 31, Laws of 1961 and RCW 53.06.040; amending section 1, chapter 267, Laws of 1961 and RCW 56.08-.110; amending section 1, chapter 242, Laws of 1961 and RCW 57.08.110; amending section 1, chapter 191, Laws of 1939 as amended by section 1, chapter 163, Laws of 1943 and RCW 70-.12.010; amending section 1, chapter 162, Laws of 1943 as last amended by section 11, chapter 110, Laws of 1967 ex. sess. and RCW 70.32.010; amending section 16, chapter 110, Laws of 1967 ex. sess. and RCW 71.20.110; and amending section 7, page 210, Laws of 1888 as last amended by section 1, chapter 57, Laws of 1969 and RCW 73.08.080.

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

Section 1. Section 36.32.350, chapter 4, Laws of 1963 and RCW 36.32.350 are each amended to read as follows:

County commissioners may designate the Washington State Asso-