

or abstract or other evidence of title to his own use or to the use of his principal or of any other person, when delivered to him in trust or on condition, in violation of the trust or before the happening of the condition; and failure to return any money or contract, deed, note, mortgage, abstract or other evidence of title within thirty days after the owner thereof is entitled thereto, and makes demand therefor, shall be prima facie evidence of such conversion.

(6) Failing, upon demand, to disclose any information within his knowledge to, or to produce any document, book, or record in his possession for inspection of, the director or his authorized representatives acting by authority of law.

(7) Committing any act of fraudulent or dishonest dealing, and a certified copy of the final holding of any court of competent jurisdiction in such matter shall be conclusive evidence in any hearing under this chapter.

(8) Accepting, taking or charging any undisclosed commission, rebate or direct profit on expenditures made for the principal.

NEW SECTION. Sec. 14. There is added to chapter 153, Laws of 1967 and to chapter 18.44 RCW a new section to read as follows:

The proceedings for revocation or suspension of a license or refusal to renew a license or accept an application for renewal, and any appeal therefrom or review thereof shall be governed by the provisions of chapter 34.04 RCW.

NEW SECTION. Sec. 15. 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 effected.

Passed the Senate May 10, 1971.

Passed the House May 10, 1971.

Approved by the Governor May 20, 1971.

Filed in Office of Secretary of State May 21, 1971.

CHAPTER 246

[Senate Bill No. 288]

DISPOSAL OF LAND NOT NEEDED FOR STATE PARK PURPOSES--
USE OF STATE SCHOOL LANDS FOR PARK AND RECREATIONAL PURPOSES

AN ACT Relating to the disposal of land not needed for state park purposes; and amending section 43.51.210, chapter 8, Laws of 1965 as amended by section 3, chapter 99, Laws of 1969.

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

Section 1. Section 43.51.210, chapter 8, Laws of 1965 as

amended by section 3, chapter 99, Laws of 1969 and RCW 43.51.210 are each amended to read as follows:

Whenever the state parks and recreation commission finds that any land under its control cannot advantageously be used for park purposes, it is authorized to dispose of such land. If such lands are school or other grant lands, control thereof shall be relinquished by resolution of the commission to the proper state officials. If such lands were acquired under restrictive conveyances by which the state may hold them only so long as they are used for park purposes, they may be returned to the donor or grantors by the commission. All other such lands may be either sold by the commission to the highest bidder or exchanged for other lands of equal value by the commission (~~with the approval of the department of natural resources~~), and all conveyance documents shall be executed by the governor. Sealed bids on all sales shall be solicited at least twenty days in advance of the sale date by an advertisement appearing at least in three consecutive issues of a newspaper of general circulation in the county in which the land to be sold is located. If the commission feels that no bid received adequately reflects the fair value of the land to be sold, it may reject all bids, and may call for new bids. All proceeds derived from the sale of such park property shall be paid into the state general fund. All land considered for exchange shall be evaluated by the commission to determine its adaptability to park usage. The equal value of all lands exchanged shall first be determined by appraisals to the satisfaction of the (~~department of natural resources~~) commission: PROVIDED, That no sale or exchange of state park lands shall be made without the unanimous consent of the commission.

NEW SECTION. Sec. 2 Whenever there are state school lands currently being used by cities or counties for park and recreational purposes, which state school land cannot presently be used for state park purposes, such recreational or park use shall be considered by the department of natural resources to be the highest and best use of such school lands for all purposes and any lease proposal by cities and counties for such park and recreational use under RCW 79.01.244 shall be considered the best and highest bid for such school lands.

NEW SECTION. Sec. 3. The department of natural resources shall register those school lands, as defined in RCW 79.01.004, which are leased to cities or towns as open space land with the county assessor of the county wherein such land is located and such land shall be approved as such and deemed classified under the provisions of chapter 84.34 RCW.

NEW SECTION. Sec. 4. The department of natural resources shall determine the cost of the lease of such lands to the city or town leasing such lands so that the cost of the lease is equivalent to the

amount of state and local property taxes levied on similar land owned by a private person and classified as "open space land" or "farm and agricultural land" or "timber land" under the definitions of RCW 84.34.020 and registered under the provisions of chapter 84.34 RCW: PROVIDED, That the parcel limitations contained in such definitions shall be disregarded for the purposes of this section only.

Passed the Senate May 10, 1971.

Passed the House May 10, 1971.

Approved by the Governor May 20, 1971.

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CHAPTER 247

[Senate Bill No. 295]

EXPIRATION AND RENEWAL DATES OF LICENSES FOR BOARDING HOMES,
NURSING HOMES, HOSPITALS, AND PRIVATE ESTABLISHMENTS

AN ACT Relating to the licensing of boarding homes, nursing homes, hospitals, and private establishments; amending section 5, chapter 253, Laws of 1957 and RCW 18.20.050; amending section 6, chapter 117, Laws of 1951 as amended by section 4, chapter 160, Laws of 1953 and RCW 18.51.050; amending section 11, chapter 267, Laws of 1955 and RCW 70.41.110; and amending section 71.12.490, chapter 25, Laws of 1959 and RCW 71.12.490.
BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

Section 1. Section 5, chapter 253, Laws of 1957 and RCW 18.20.050 are each amended to read as follows:

Upon receipt of an application for license, if the applicant and the boarding home facilities meet the requirements established under this chapter, the department or the department and the authorized health department jointly, shall issue a license. If there is a failure to comply with the provisions of this chapter or the standards, rules and regulations promulgated pursuant thereto, the department, or the department and authorized health department, may in its discretion issue to an applicant for a license, or for the renewal of a license, a provisional license which will permit the operation of the boarding home for a period to be determined by the department, or the department and authorized health department, but not to exceed twelve months, which provisional license shall not be subject to renewal. At the time of the issuance or renewal of a license or provisional license the licensee shall pay a license fee of ten dollars plus one dollar per bed capacity per year, but in no event shall the total exceed fifty dollars. When the license or provisional license is issued jointly by the department and