

revenue bonds issued for such purposes.

Passed the House March 12, 1971.

Passed the Senate May 10, 1971.

Approved by the Governor May 21, 1971.

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

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CHAPTER 200

[Engrossed House Bill No. 464]

LEASING AND SALE OF PUBLIC LANDS TO SCHOOL DISTRICTS

AN ACT Relating to public lands and the leasing and sale thereof to school districts; amending section 24, chapter 255, Laws of 1927 as last amended by section 1, chapter 46, Laws of 1970 ex. sess. and RCW 79.01.096; adding new sections to chapter 79.01 RCW; creating new sections; and providing penalties.

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 46, Laws of 1970 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)) department of natural resources.

Except as otherwise provided in section 2 of this 1971 amendatory act, upon the application of a school district or any institution of higher education for the purchase or lease of lands granted to the state by the United States, the department of natural resources may offer such land for sale or lease to such school district or institution of higher education in such maximum acreage

as it may determine, consideration being given upon application of a school district to school site criteria established by the state board of education: PROVIDED, That in the event the department thereafter proposes to offer such land for sale or lease at public auction such school district or institution of higher education shall have a preference right for six months from notice of such proposal to purchase or lease such land at the appraised value determined by the board of natural resources.

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 agricultural purposes for any period not to exceed twenty-five years: PROVIDED FURTHER, That such lands may be leased for public school, college or university purposes for any period not exceeding 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 of 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.

NEW SECTION. Sec. 2. There is added to chapter 79.01 RCW a new section to read as follows:

Notwithstanding the provisions of RCW 79.01.096 or any other provision of law, any school district or institution of higher education, that on the effective date of this 1971 amendatory act is leasing land granted to the state by the United States and on which land by January 1, 1976, such district or institution has placed improvements as defined in RCW 79.01.036 shall be afforded the opportunity by the department of natural resources at any time prior to January 1, 1976, to purchase such land, excepting land over which the department retains management responsibilities, for the purposes of schoolhouse construction and/or necessary supporting facilities or

structures at the appraised value thereof less the value that any improvements thereon added to the value of the land itself at the time of the sale thereof.

NEW SECTION. Sec. 3. The purchases authorized under section 2 of this 1971 amendatory act shall be classified as for the construction of common school plant facilities under chapter 28A.47 RCW and shall be payable out of the common school construction fund as otherwise provided for in RCW 28A.40.100 if the school district involved was under emergency school construction classification as established by the state board of education at any time during the period of its lease of state lands.

NEW SECTION. Sec. 4. In those cases where the purchases, as authorized by sections 2 or 3 of this 1971 amendatory act, have been made on a ten year contract, the board of natural resources, if it deems it in the best interest of the state, may extend the term of any such contract to not to exceed an additional ten years under such terms and conditions as the board may determine.

NEW SECTION. Sec. 5. There is added to chapter 79.01 RCW a new section to read as follows:

Notwithstanding any other provisions of law, annually the board of natural resources shall determine if lands purchased or leased by school districts or institutions of higher education under the provisions of sections 1 and 2 of this 1971 amendatory act are being used for school sites. If such land has not been used for school sites for a period of seven years the title to such land shall revert to the original trust for which it was held.

NEW SECTION. Sec. 6. If any provision of this 1971 amendatory act, or its application to any person or circumstances is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

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Passed the Senate May 10, 1971.

Approved by the Governor May 21, 1971.

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CHAPTER 201

[Engrossed House Bill No. 411]

WASHINGTON STATE BOARD OF PHARMACY--

FEEES

AN ACT Relating to fees payable to the Washington state board of pharmacy; amending section 10, chapter 121, Laws of 1899 as last amended by section 2, chapter 38, Laws of 1963, and RCW