
SUBSTITUTE HOUSE BILL 1249

State of Washington

58th Legislature

2003 Regular Session

By House Committee on Agriculture & Natural Resources (originally sponsored by Representatives Rockefeller, Schoesler, Orcutt and Linville; by request of Commissioner of Public Lands)

READ FIRST TIME 02/13/03.

1 AN ACT Relating to the department of natural resources' contractual
2 authority; and amending RCW 43.30.130.

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

4 **Sec. 1.** RCW 43.30.130 and 1965 c 8 s 43.30.130 are each amended to
5 read as follows:

6 (1) The department shall exercise all of the powers, duties, and
7 functions now vested in the commissioner of public lands and such
8 powers, duties, and functions are hereby transferred to the
9 department(~~(:—PROVIDED, That)~~). However, nothing ((herein)) contained
10 in this section shall effect ((his)) the commissioner's ex officio
11 membership on any committee provided by law.

12 (2)(a) Except as provided in (b) of this subsection, and subject to
13 the limitations of RCW 4.24.115, the department, in the exercise of any
14 of its powers, may include in any authorized contract a provision for
15 indemnifying the other contracting party against loss or damages.

16 (b) When executing a right of way or easement contract over private
17 land that involves forest management activities, the department shall

1 indemnify the private landowner if the landowner does not receive a
2 direct benefit from the contract.

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