
SENATE BILL 6293

State of Washington

63rd Legislature

2014 Regular Session

By Senators Braun, Tom, Angel, Hill, Parlette, Bailey, and Roach

Read first time 01/20/14. Referred to Committee on Natural Resources & Parks.

1 AN ACT Relating to state recreation lands; amending RCW 79A.80.010,
2 79A.80.020, 79A.80.030, 79A.80.090, 79A.80.100, 4.24.210, 7.84.100,
3 43.12.065, 77.15.750, 77.32.010, 79A.05.070, 36.18.010, 43.07.128,
4 36.22.179, and 79A.15.050; reenacting and amending RCW 3.62.020 and
5 79A.05.030; adding a new section to chapter 79.10 RCW; adding a new
6 section to chapter 43.41 RCW; adding a new section to chapter 79A.05
7 RCW; creating new sections; repealing RCW 79A.80.005, 79A.80.040,
8 79A.80.050, 79A.80.060, 79A.80.070, and 79A.80.080; providing an
9 effective date; providing expiration dates; and declaring an emergency.

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

11 NEW SECTION. **Sec. 1.** The legislature finds that:

12 (1) All the citizens of the state of Washington should have an
13 equal opportunity to access state-managed recreation lands, including
14 state parks, without regards to their income level, knowledge of
15 applicable pass or permitting requirements, or other factors that may
16 affect their ability to obtain any required pass or permit;

17 (2) The ability to enjoy state-managed recreation lands is a
18 valuable resource to the state's citizens and should be supported by a

1 balanced portfolio of funding that includes both agency user fees,
2 including continued purchase of the discover pass on a voluntary basis,
3 as well as other state revenue sources; and

4 (3) In addition to balanced and stable funding, the state park
5 system will benefit from continued analysis and implementation of
6 appropriate measures to ensure efficient and effective operations.

7 **Part One: Making the Discover Pass Voluntary**

8 **Sec. 101.** RCW 79A.80.010 and 2013 2nd sp.s. c 23 s 22 are each
9 amended to read as follows:

10 The definitions in this section apply throughout this chapter
11 unless the context clearly requires otherwise.

12 (1) "Agency" or "agencies" means the department of fish and
13 wildlife, the department of natural resources, and the parks and
14 recreation commission.

15 ~~(2) ("Annual natural investment permit" means the annual permit~~
16 ~~issued by the parks and recreation commission for the purpose of~~
17 ~~launching boats from the designated state parks boat launch sites.~~

18 ~~(3) "Camper registration" means proof of payment of a camping fee~~
19 ~~on recreational lands managed by the parks and recreation commission.~~

20 ~~(4))~~ "Day-use permit" means the permit created in RCW 79A.80.030.

21 ~~((+5))~~ (3) "Discover pass" means the annual pass created in RCW
22 79A.80.020.

23 ~~((+6) "Motor vehicle" has the same meaning as defined in RCW~~
24 ~~46.04.320 and which are required to be registered under chapter 46.16A~~
25 ~~RCW. "Motor vehicle" does not include those motor vehicles exempt from~~
26 ~~registration under RCW 46.16A.080, wheeled all-terrain vehicles~~
27 ~~registered for use under RCW 46.09.442, and state and publicly owned~~
28 ~~motor vehicles as provided in RCW 46.16A.170.~~

29 ~~(7) "Recreation site or lands" means a state park, state lands and~~
30 ~~state forest lands as those terms are defined in RCW 79.02.010, natural~~
31 ~~resources conservation areas as that term is defined in RCW 79.71.030,~~
32 ~~natural area preserves as that term is defined in RCW 79.70.020, and~~
33 ~~fish and wildlife conservation sites including water access areas, boat~~
34 ~~ramps, wildlife areas, parking areas, roads, and trailheads.~~

35 ~~(8) "Sno-park seasonal permit" means the seasonal permit issued by~~

1 ~~the parks and recreation commission for providing access to winter~~
2 ~~recreational facilities for the period of November 1st through March~~
3 ~~31st.~~

4 ~~(9) "Vehicle access pass" means the pass created in RCW~~
5 ~~79A.80.040.)~~

6 **Sec. 102.** RCW 79A.80.020 and 2013 2nd sp.s. c 15 s 1 are each
7 amended to read as follows:

8 (1) ~~((Except as otherwise provided in this chapter,))~~ A discover
9 pass ~~((is required for any motor vehicle to:~~

10 ~~(a) Park at any recreation site or lands; or~~

11 ~~(b) Operate on any recreation site or lands))~~ may be purchased on
12 a voluntary basis to support the maintenance and operation of
13 recreation on lands managed by the agencies.

14 (2) Except as provided in RCW 79A.80.110, the cost of a discover
15 pass is thirty dollars. Every four years, beginning October 1, 2018,
16 the office of financial management must review the cost of the discover
17 pass and, if necessary, recommend to the legislature an adjustment to
18 the cost of the discover pass to account for inflation.

19 (3) A discover pass is ~~((valid))~~ effective for one year beginning
20 from the date that the discover pass is marked for activation. The
21 activation date may differ from the purchase date pursuant to any
22 policies developed by the agencies.

23 (4) Sales of discover passes must be consistent with RCW
24 79A.80.100.

25 (5) The agencies must establish the form and design of the discover
26 pass ~~((must contain space for two motor vehicle license plate numbers.~~
27 ~~A discover pass is valid only for those vehicle license plate numbers~~
28 ~~written on the pass. However, the agencies may offer for sale a family~~
29 ~~discover pass that is fully transferable among vehicles and does not~~
30 ~~require the placement of a license plate number on the pass to be~~
31 ~~valid. The agencies must collectively set a price for the sale of a~~
32 ~~family discover pass that is no more than fifty dollars. A discover~~
33 ~~pass is valid only for use with one motor vehicle at any one time)).~~

34 (6) One complimentary discover pass must be provided to a volunteer
35 who performed twenty-four hours of service on agency-sanctioned
36 volunteer projects in a year. The agency must provide vouchers to

1 volunteers identifying the number of volunteer hours they have provided
2 for each project. The vouchers may be brought to an agency to be
3 redeemed for a discover pass.

4 **Sec. 103.** RCW 79A.80.030 and 2013 2nd sp.s. c 15 s 2 are each
5 amended to read as follows:

6 (1) A (~~person may purchase a~~) day-use permit (~~to meet the~~
7 ~~requirements of RCW 79A.80.080~~) may be purchased on a voluntary basis
8 to support the maintenance and operation of recreation on lands managed
9 by the agencies. Except as provided in RCW 79A.80.110, a day-use
10 permit is ten dollars per day and must be available for purchase from
11 each agency. A day-use permit is (~~valid~~) effective for one calendar
12 day.

13 (2) (~~The agencies may provide short term parking under RCW~~
14 ~~79A.80.070 where a day use permit is not required.~~

15 ~~(3)~~) Every four years, beginning September 1, 2018, the office of
16 financial management must review the cost of the day-use permit and, if
17 necessary, recommend to the legislature an adjustment to the cost of
18 the day-use permit to account for inflation.

19 (~~(4)~~) (3) Sales of day-use permits must be consistent with RCW
20 79A.80.100.

21 (4) The agencies must establish the form and design of the day-use
22 permit.

23 **Sec. 104.** RCW 79A.80.090 and 2011 c 320 s 10 are each amended to
24 read as follows:

25 (1) The recreation access pass account is created in the state
26 treasury. All moneys received from the sale of discover passes and
27 day-use permits or otherwise directed to the account must be deposited
28 into the account.

29 (2) Each fiscal biennium, the first seventy-one million dollars in
30 revenue must be distributed to the agencies in the following manner:

31 (a) Eight percent to the department of fish and wildlife and
32 deposited into the state wildlife account created in RCW 77.12.170;

33 (b) Eight percent to the department of natural resources and
34 deposited into the park land trust revolving fund created in RCW
35 43.30.385; and

1 (c) Eighty-four percent to the state parks and recreation
2 commission and deposited into the state parks renewal and stewardship
3 account created in RCW 79A.05.215.

4 (3) Each fiscal biennium, revenues in excess of seventy-one million
5 dollars must be distributed equally among the agencies to the accounts
6 identified in subsection (2) of this section.

7 **Sec. 105.** RCW 79A.80.100 and 2012 c 261 s 4 are each amended to
8 read as follows:

9 (1) Discover passes and day-use permits may be made available for
10 purchase:

11 (a) Through vendors under contract with one or more of the
12 agencies. The agencies may provide vendors with discover passes and
13 day-use permits at the sales price established under RCW 79A.80.020 and
14 79A.80.030 to sell at retail;

15 (b) Directly from the state parks and recreation commission(~~or~~
16 ~~both~~) through that agency's parks reservation system, directly from
17 agency employees or volunteers at staffed state parks, or as otherwise
18 provided in RCW 79A.05.070;

19 (c) From the department of licensing as provided in RCW 46.16A.090
20 and 46.01.370;

21 (d) From other outlets authorized by law to sell state licenses,
22 permits, or passes; and

23 (e) Consistent with RCW 77.32.050, through the department of fish
24 and wildlife's automated licensing system.

25 (2) The agencies must maintain a policy to address conditions
26 related to (~~return, replacements, and for providing the full year of~~
27 ~~recreational lands access that the discover pass provides to~~
28 ~~individuals who are required by the department of licensing to change~~
29 ~~license plate numbers during the effective dates of a discover pass~~
30 ~~tied to the affected vehicle)) the acquisition of replacement discover
31 passes and day-use permits.~~

32 (3) For discover passes and day-use permits purchased through the
33 department of licensing, county auditors, or other agents or subagents
34 appointed by the director of the department of licensing, the selling
35 entity is not responsible for delivering the purchased discover pass to
36 the purchaser. The responsibility for delivering the discover pass
37 belongs to the agencies.

1 **Sec. 106.** RCW 3.62.020 and 2012 c 262 s 1, 2012 c 136 s 4, and
2 2012 c 134 s 6 are each reenacted and amended to read as follows:

3 (1) Except as provided in subsection (4) of this section, all
4 costs, fees, fines, forfeitures and penalties assessed and collected in
5 whole or in part by district courts, except costs, fines, forfeitures
6 and penalties assessed and collected, in whole or in part, because of
7 the violation of city ordinances, shall be remitted by the clerk of the
8 district court to the county treasurer at least monthly, together with
9 a financial statement as required by the state auditor, noting the
10 information necessary for crediting of such funds as required by law.

11 (2) Except as provided in RCW 9A.88.120, 10.99.080,
12 (~~(7.84.100(4),)~~) and this section, the county treasurer shall remit
13 thirty-two percent of the noninterest money received under subsection
14 (1) of this section except certain costs to the state treasurer.
15 "Certain costs" as used in this subsection, means those costs awarded
16 to prevailing parties in civil actions under RCW 4.84.010 or 36.18.040,
17 or those costs awarded against convicted defendants in criminal actions
18 under RCW 10.01.160, 10.46.190, or 36.18.040, or other similar statutes
19 if such costs are specifically designated as costs by the court and are
20 awarded for the specific reimbursement of costs incurred by the state
21 or county in the prosecution of the case, including the fees of defense
22 counsel. With the exception of funds to be transferred to the judicial
23 stabilization trust account under RCW 3.62.060(2), money remitted under
24 this subsection to the state treasurer shall be deposited in the state
25 general fund.

26 (3) The balance of the noninterest money received by the county
27 treasurer under subsection (1) of this section shall be deposited in
28 the county current expense fund. Funds deposited under this subsection
29 that are attributable to the county's portion of a surcharge imposed
30 under RCW 3.62.060(2) must be used to support local trial court and
31 court-related functions.

32 (4) (~~Except as provided in RCW 7.84.100(4),~~) All money collected
33 for county parking infractions shall be remitted by the clerk of the
34 district court at least monthly, with the information required under
35 subsection (1) of this section, to the county treasurer for deposit in
36 the county current expense fund.

37 (5) Penalties, fines, bail forfeitures, fees, and costs may accrue

1 interest at the rate of twelve percent per annum, upon assignment to a
2 collection agency. Interest may accrue only while the case is in
3 collection status.

4 (6) Interest retained by the court on penalties, fines, bail
5 forfeitures, fees, and costs shall be split twenty-five percent to the
6 state treasurer for deposit in the state general fund, twenty-five
7 percent to the state treasurer for deposit in the judicial information
8 system account as provided in RCW 2.68.020, twenty-five percent to the
9 county current expense fund, and twenty-five percent to the county
10 current expense fund to fund local courts.

11 **Sec. 107.** RCW 4.24.210 and 2012 c 15 s 1 are each amended to read
12 as follows:

13 (1) Except as otherwise provided in subsection (3) or (4) of this
14 section, any public or private landowners, hydroelectric project
15 owners, or others in lawful possession and control of any lands whether
16 designated resource, rural, or urban, or water areas or channels and
17 lands adjacent to such areas or channels, who allow members of the
18 public to use them for the purposes of outdoor recreation, which term
19 includes, but is not limited to, the cutting, gathering, and removing
20 of firewood by private persons for their personal use without
21 purchasing the firewood from the landowner, hunting, fishing, camping,
22 picnicking, swimming, hiking, bicycling, skateboarding or other
23 nonmotorized wheel-based activities, aviation activities including, but
24 not limited to, the operation of airplanes, ultra-light airplanes, hang
25 gliders, parachutes, and paragliders, rock climbing, the riding of
26 horses or other animals, clam digging, pleasure driving of off-road
27 vehicles, snowmobiles, and other vehicles, boating, kayaking, canoeing,
28 rafting, nature study, winter or water sports, viewing or enjoying
29 historical, archaeological, scenic, or scientific sites, without
30 charging a fee of any kind therefor, shall not be liable for
31 unintentional injuries to such users.

32 (2) Except as otherwise provided in subsection (3) or (4) of this
33 section, any public or private landowner or others in lawful possession
34 and control of any lands whether rural or urban, or water areas or
35 channels and lands adjacent to such areas or channels, who offer or
36 allow such land to be used for purposes of a fish or wildlife

1 cooperative project, or allow access to such land for cleanup of litter
2 or other solid waste, shall not be liable for unintentional injuries to
3 any volunteer group or to any other users.

4 (3) Any public or private landowner, or others in lawful possession
5 and control of the land, may charge an administrative fee of up to
6 twenty-five dollars for the cutting, gathering, and removing of
7 firewood from the land.

8 (4)(a) Nothing in this section shall prevent the liability of a
9 landowner or others in lawful possession and control for injuries
10 sustained to users by reason of a known dangerous artificial latent
11 condition for which warning signs have not been conspicuously posted.

12 (i) A fixed anchor used in rock climbing and put in place by
13 someone other than a landowner is not a known dangerous artificial
14 latent condition and a landowner under subsection (1) of this section
15 shall not be liable for unintentional injuries resulting from the
16 condition or use of such an anchor.

17 (ii) Releasing water or flows and making waterways or channels
18 available for kayaking, canoeing, or rafting purposes pursuant to and
19 in substantial compliance with a hydroelectric license issued by the
20 federal energy regulatory commission, and making adjacent lands
21 available for purposes of allowing viewing of such activities, does not
22 create a known dangerous artificial latent condition and hydroelectric
23 project owners under subsection (1) of this section shall not be liable
24 for unintentional injuries to the recreational users and observers
25 resulting from such releases and activities.

26 (b) Nothing in RCW 4.24.200 and this section limits or expands in
27 any way the doctrine of attractive nuisance.

28 (c) Usage by members of the public, volunteer groups, or other
29 users is permissive and does not support any claim of adverse
30 possession.

31 (5) For purposes of this section, the following are not fees:

32 (a) A license or permit issued for statewide use under authority of
33 chapter 79A.05 RCW or Title 77 RCW;

34 (b) A pass or permit issued under RCW 79A.80.020(~~(7)~~) or
35 79A.80.030(~~(7 or 79A.80.040)~~); and

36 (c) A daily charge not to exceed twenty dollars per person, per
37 day, for access to a publicly owned ORV sports park, as defined in RCW

1 46.09.310, or other public facility accessed by a highway, street, or
2 nonhighway road for the purposes of off-road vehicle use.

3 **Sec. 108.** RCW 7.84.100 and 2012 c 262 s 2 are each amended to read
4 as follows:

5 (1) A person found to have committed an infraction shall be
6 assessed a monetary penalty. No penalty may exceed five hundred
7 dollars for each offense unless specifically authorized by statute.

8 (2) The supreme court may prescribe by rule a schedule of monetary
9 penalties for designated infractions. The legislature requests the
10 supreme court to adjust this schedule every two years for inflation.
11 The maximum penalty imposed by the schedule shall be five hundred
12 dollars per infraction and the minimum penalty imposed by the schedule
13 shall be ten dollars per infraction. This schedule may be periodically
14 reviewed by the legislature and is subject to its revision.

15 (3) Whenever a monetary penalty is imposed by a court under this
16 chapter, it is immediately payable. If the person is unable to pay at
17 that time, the court may, in its discretion, grant an extension of the
18 period in which the penalty may be paid.

19 ~~((4) The county treasurer shall remit the money received under RCW
20 79A.80.080(5) to the state treasurer. Money remitted under this
21 subsection to the state treasurer must be deposited in the recreation
22 access pass account established under RCW 79A.80.090.))~~

23 **Sec. 109.** RCW 43.12.065 and 2011 c 320 s 16 are each amended to
24 read as follows:

25 (1) For the promotion of the public safety and the protection of
26 public property, the department of natural resources may, in accordance
27 with chapter 34.05 RCW, issue, promulgate, adopt, and enforce rules
28 pertaining to use by the public of state-owned lands and property which
29 are administered by the department.

30 (2)(a) Except as otherwise provided in this subsection, a violation
31 of any rule adopted under this section is a misdemeanor.

32 (b) Except as provided in (c) of this subsection, the department
33 may specify by rule, when not inconsistent with applicable statutes,
34 that violation of such a rule is an infraction under chapter 7.84 RCW.
35 However, any violation of a rule relating to traffic including parking,
36 standing, stopping, and pedestrian offenses is a traffic infraction.

1 (c) Violation of such a rule equivalent to those provisions of
2 Title 46 RCW set forth in RCW 46.63.020 remains a misdemeanor.

3 (3) The commissioner of public lands and those employees as the
4 commissioner may designate shall be vested with police powers when
5 enforcing:

6 (a) The rules of the department adopted under this section; or

7 (~~(b) ((The civil infractions created under RCW 79A.80.080; or~~

8 ~~(c))~~) The general criminal statutes or ordinances of the state or
9 its political subdivisions where enforcement is necessary for the
10 protection of state-owned lands and property.

11 (4) The commissioner of public lands may, under the provisions of
12 RCW 7.84.140, enter into an agreement allowing employees of the state
13 parks and recreation commission and the department of fish and wildlife
14 to enforce certain civil infractions created under this title.

15 **Sec. 110.** RCW 77.15.750 and 2011 c 320 s 20 are each amended to
16 read as follows:

17 (1) A person is guilty of unlawful use of a department permit if
18 the person:

19 (a) Violates any terms or conditions of the permit issued by the
20 department or the director; or

21 (b) Violates any rule of the commission or the director applicable
22 to the requirement for, issuance of, or use of the permit.

23 (2)(a) Permits covered under subsection (1) of this section
24 include, but are not limited to, master hunter permits, crab pot
25 removal permits and shellfish pot removal permits under RCW 77.70.500,
26 depredation permits, landowner hunting permits, commercial carp license
27 permits, permits to possess or dispense beer or malt liquor pursuant to
28 RCW 66.28.210, and permits to hold, sponsor, or attend an event
29 requiring a banquet permit from the liquor control board.

30 (b) Permits excluded from subsection (1) of this section include
31 (~~(the discover pass created in RCW 79A.80.020, the vehicle access pass~~
32 ~~created in RCW 79A.80.040, the day use permit created in RCW~~
33 ~~79A.80.030,)) commercial use or activity permits, noncommercial use or
34 activity permits, parking permits, experimental fishery permits, trial
35 commercial fishery permits, and scientific collection permits.~~

36 (3) Unlawful use of a department permit is a misdemeanor.

1 (4) A person is guilty of unlawful use of an experimental fishery
2 permit or a trial commercial fishery permit if the person:

3 (a) Violates any terms or conditions of the permit issued by the
4 department or the director; or

5 (b) Violates any rule of the commission or the director applicable
6 to the issuance or use of the permit.

7 (5) Unlawful use of an experimental fishery permit or a trial
8 commercial fishery permit is a gross misdemeanor.

9 (6) The definitions in this subsection apply throughout this
10 section unless the context clearly requires otherwise.

11 (a) "Experimental fishery permit" means a permit issued by the
12 director for either:

13 (i) An "emerging commercial fishery," defined as a fishery for a
14 newly classified species for which the department has determined that
15 there is a need to limit participation; or

16 (ii) An "expanding commercial fishery," defined as a fishery for a
17 previously classified species in a new area, by a new method, or at a
18 new effort level, for which the department has determined that there is
19 a need to limit participation.

20 (b) "Trial commercial fishery permit" means a permit issued by the
21 department for trial harvest of a newly classified species or harvest
22 of a previously classified species in a new area or by a new means.

23 **Sec. 111.** RCW 77.32.010 and 2011 c 320 s 19 are each amended to
24 read as follows:

25 (1) Except as otherwise provided in this chapter, a recreational
26 license issued by the director is required to hunt for or take wild
27 animals or wild birds, fish for, take, or harvest fish, shellfish, and
28 seaweed. A recreational fishing or shellfish license is not required
29 for carp, smelt, and crawfish, and a hunting license is not required
30 for bullfrogs.

31 (2) ~~((A pass or permit issued under RCW 79A.80.020, 79A.80.030, or~~
32 ~~79A.80.040 is required to park or operate a motor vehicle on a~~
33 ~~recreation site or lands, as defined in RCW 79A.80.010.)) The~~

34 department may not impose a mandatory fee or permit requirement for
35 general public access or parking.

36 (3) During the 2009-2011 fiscal biennium to enable the
37 implementation of the pilot project established in section 307, chapter

1 329, Laws of 2008, a fishing permit issued to a nontribal member by the
2 Colville Tribes shall satisfy the license requirements in subsection
3 (1) of this section on the waters of Lake Rufus Woods and on the north
4 shore of Lake Rufus Woods, and a Colville Tribes tribal member
5 identification card shall satisfy the license requirements in
6 subsection (1) of this section on all waters of Lake Rufus Woods.

7 **Sec. 112.** RCW 79A.05.070 and 2012 c 261 s 8 are each amended to
8 read as follows:

9 The commission may:

10 (1) Make rules and regulations for the proper administration of its
11 duties;

12 (2) Accept any grants of funds made with or without a matching
13 requirement by the United States, or any agency thereof, for purposes
14 in keeping with the purposes of this chapter; accept gifts, bequests,
15 devises and endowments for purposes in keeping with such purposes;
16 enter into cooperative agreements with and provide for private
17 nonprofit groups to use state park property and facilities to raise
18 money to contribute gifts, grants, and support to the commission for
19 the purposes of this chapter. The commission may assist the nonprofit
20 group in a cooperative effort by providing necessary agency personnel
21 and services, if available. However, none of the moneys raised may
22 inure to the benefit of the nonprofit group, except in furtherance of
23 its purposes to benefit the commission as provided in this chapter.
24 The agency and the private nonprofit group must agree on the nature of
25 any project to be supported by such gift or grant prior to the use of
26 any agency property or facilities for raising money. Any such gifts
27 may be in the form of recreational facilities developed or built in
28 part or in whole for public use on agency property, provided that the
29 facility is consistent with the purposes of the agency;

30 (3) Require certification by the commission of all parks and
31 recreation workers employed in state aided or state controlled
32 programs;

33 (4) Act jointly, when advisable, with the United States, any other
34 state agencies, institutions, departments, boards, or commissions in
35 order to carry out the objectives and responsibilities of this chapter;

36 (5) Grant franchises and easements for any legitimate purpose on

1 parks or parkways, for such terms and subject to such conditions and
2 considerations as the commission shall specify;

3 (6) Charge fees for services, utilities, and use of facilities as
4 the commission shall deem proper. The commission may (~~utilize~~
5 ~~unstaffed collection stations to collect any fees or distribute any~~
6 ~~permits necessary for access to state parks, including discover passes~~
7 ~~and day-use permits as those terms are defined in RCW 79A.80.010~~) not
8 impose a mandatory fee or permit requirement for general public access
9 or parking. However, the commission may collect fees for and
10 distribute, including through the use of unstaffed collection stations,
11 discover passes and day-use permits, as those terms are defined in RCW
12 79A.80.010, purchased on a voluntary basis;

13 (7) Enter into agreements whereby individuals or companies may rent
14 undeveloped parks or parkway land for grazing, agricultural, or mineral
15 development purposes upon such terms and conditions as the commission
16 shall deem proper, for a term not to exceed forty years;

17 (8) Determine the qualifications of and employ a director of parks
18 and recreation who must receive a salary as fixed by the governor in
19 accordance with the provisions of RCW 43.03.040 and determine the
20 qualifications and salary of and employ such other persons as may be
21 needed to carry out the provisions hereof; and

22 (9) Utilize such other powers as in the judgment of a majority of
23 its members are deemed necessary to effectuate the purposes of this
24 chapter. However, the commission does not have power to supervise
25 directly any local park or recreation district, and no funds shall be
26 made available for such purpose.

27 NEW SECTION. Sec. 113. A new section is added to chapter 79.10
28 RCW under the subchapter heading "part 2: multiple use" to read as
29 follows:

30 The department may not impose a mandatory fee or permit requirement
31 for general public access or parking on public lands.

32 NEW SECTION. Sec. 114. (1) A state agency may not refund money
33 for a discover pass issued prior to the effective date of this section.

34 (2) For the purposes of this section, the term "discover pass" has
35 the same meaning as defined in RCW 79A.80.010.

36 (3) This section expires July 1, 2016.

1 NEW SECTION. **Sec. 115.** Sections 101 through 114 of this act take
2 effect January 1, 2015.

3 NEW SECTION. **Sec. 116.** (1) The state parks and recreation
4 commission, department of fish and wildlife, and department of natural
5 resources must, in consultation with the office of financial
6 management, develop a plan to efficiently and effectively transition
7 from the current discover pass and day-use permit system, as those
8 terms are defined in RCW 79A.80.010, to the model established under
9 this act where those purchases are voluntary.

10 (2) Elements of the plan must include, at a minimum:

11 (a) Strategies to market and maximize revenue from the voluntary
12 purchase of the discover pass and day-use permit;

13 (b) Incentives to promote the voluntary purchase of the discover
14 pass and day-use permit. In conducting this analysis, the agencies
15 must consider concepts including: The style and form of the discover
16 pass; the receipt of complimentary items with a purchase such as a
17 decal or bumper sticker; discounts on other agency permits or
18 reservations; discounts on purchases from private sector partners; and
19 other concepts identified by the agencies;

20 (c) Administrative and operating recommendations to facilitate an
21 efficient and effective transition to the voluntary discover pass and
22 day-use permit; and

23 (d) Legislative recommendations to facilitate an efficient and
24 effective transition to the voluntary discover pass and day-use permit.

25 (3) The agencies must provide the plan to the appropriate
26 committees of the senate and house of representatives by September 1,
27 2014.

28 NEW SECTION. **Sec. 117.** The following acts or parts of acts are
29 each repealed:

30 (1) RCW 79A.80.005 (Findings--Intent--2011 c 320) and 2011 c 320 s
31 1;

32 (2) RCW 79A.80.040 (Vehicle access pass) and 2012 c 261 s 5 & 2011
33 c 320 s 5;

34 (3) RCW 79A.80.050 (Valid camper registration/annual natural
35 investment permit--Commission may provide free entry to state parks)
36 and 2012 c 261 s 6 & 2011 c 320 s 6;

- 1 (4) RCW 79A.80.060 (Sno-park seasonal permit) and 2011 c 320 s 7;
2 (5) RCW 79A.80.070 (Short-term parking) and 2011 c 320 s 8; and
3 (6) RCW 79A.80.080 (Pass/permit requirements--Penalty) and 2013 2nd
4 sp.s. c 15 s 3, 2012 c 261 s 7, & 2011 c 320 s 9.

5 **Part Two: Providing Funding for Operation and**
6 **Maintenance of State Recreation Lands**

7 **Sec. 201.** RCW 36.18.010 and 2007 c 523 s 2 are each amended to
8 read as follows:

9 County auditors or recording officers shall collect the following
10 fees for their official services:

11 (1) For recording instruments, for the first page eight and one-
12 half by fourteen inches or less, five dollars; for each additional page
13 eight and one-half by fourteen inches or less, one dollar. The fee for
14 recording multiple transactions contained in one instrument will be
15 calculated for each transaction requiring separate indexing as required
16 under RCW 65.04.050 as follows: The fee for each title or transaction
17 is the same fee as the first page of any additional recorded document;
18 the fee for additional pages is the same fee as for any additional
19 pages for any recorded document; the fee for the additional pages may
20 be collected only once and may not be collected for each title or
21 transaction;

22 (2) For preparing and certifying copies, for the first page eight
23 and one-half by fourteen inches or less, three dollars; for each
24 additional page eight and one-half by fourteen inches or less, one
25 dollar;

26 (3) For preparing noncertified copies, for each page eight and one-
27 half by fourteen inches or less, one dollar;

28 (4) For administering an oath or taking an affidavit, with or
29 without seal, two dollars;

30 (5) For issuing a marriage license, eight dollars, (this fee
31 includes taking necessary affidavits, filing returns, indexing, and
32 transmittal of a record of the marriage to the state registrar of vital
33 statistics) plus an additional five dollar fee for use and support of
34 the prevention of child abuse and neglect activities to be transmitted
35 monthly to the state treasurer and deposited in the state general fund
36 plus an additional ten dollar fee to be transmitted monthly to the

1 state treasurer and deposited in the state general fund. The
2 legislature intends to appropriate an amount at least equal to the
3 revenue generated by this fee for the purposes of the displaced
4 homemaker act, chapter 28B.04 RCW;

5 (6) For searching records per hour, eight dollars;

6 (7) For recording plats, fifty cents for each lot except cemetery
7 plats for which the charge shall be twenty-five cents per lot; also one
8 dollar for each acknowledgment, dedication, and description: PROVIDED,
9 That there shall be a minimum fee of twenty-five dollars per plat;

10 (8) For recording of miscellaneous records not listed above, for
11 the first page eight and one-half by fourteen inches or less, five
12 dollars; for each additional page eight and one-half by fourteen inches
13 or less, one dollar;

14 (9) For modernization and improvement of the recording and indexing
15 system, a surcharge as provided in RCW 36.22.170;

16 (10) For recording an emergency nonstandard document as provided in
17 RCW 65.04.047, fifty dollars, in addition to all other applicable
18 recording fees;

19 (11) For recording instruments, a two-dollar surcharge to be
20 deposited into the Washington state heritage center account created in
21 RCW 43.07.129 until June 30, 2015, and beginning July 1, 2015,
22 deposited into the recreation access pass account created in RCW
23 79A.80.090;

24 (12) For recording instruments, a surcharge as provided in RCW
25 36.22.178; and

26 (13) For recording instruments, except for documents recording a
27 birth, marriage, divorce, or death or any documents otherwise exempted
28 from a recording fee under state law, a surcharge as provided in RCW
29 36.22.179.

30 **Sec. 202.** RCW 43.07.128 and 2007 c 523 s 1 are each amended to
31 read as follows:

32 (1) In addition to other required filing fees, the secretary of
33 state shall collect a fee of five dollars at the time of filing for:

34 (a) Articles of incorporation for domestic corporations or
35 applications for certificates of authority for foreign corporations
36 under Title 23B RCW;

1 (b) Certificates of formation for domestic limited liability
2 companies or registrations of foreign limited liability companies under
3 chapter 25.15 RCW;

4 (c) Registrations of foreign and domestic partnerships and limited
5 liability partnerships under chapter 25.05 RCW;

6 (d) Certificates of limited (~~(partnership[s])~~) partnerships and
7 (~~(registration[s])~~) registrations of foreign limited partnerships under
8 chapter 25.10 RCW; and

9 (e) Registrations of trademarks under chapter 19.77 RCW.

10 (2) Moneys received under subsection (1) of this section must be
11 deposited into the Washington state heritage center account until June
12 30, 2015, and beginning July 1, 2015, deposited into the recreation
13 access pass account created in RCW 79A.80.090.

14 **Sec. 203.** RCW 36.22.179 and 2012 c 90 s 1 are each amended to read
15 as follows:

16 (1) In addition to the surcharge authorized in RCW 36.22.178, and
17 except as provided in subsections (2) and (3) of this section, an
18 additional surcharge of ten dollars shall be charged by the county
19 auditor for each document recorded, which will be in addition to any
20 other charge allowed by law. From July 1, 2009, through August 31,
21 2012, and from July 1, 2015, through June 30, 2017, the surcharge shall
22 be thirty dollars. From September 1, 2012, through June 30, 2015, the
23 surcharge shall be forty dollars. The funds collected pursuant to this
24 section are to be distributed and used as follows:

25 (a) The auditor shall retain two percent for collection of the fee,
26 and of the remainder shall remit sixty percent to the county to be
27 deposited into a fund that must be used by the county and its cities
28 and towns to accomplish the purposes of chapter 484, Laws of 2005, six
29 percent of which may be used by the county for administrative costs
30 related to its homeless housing plan, and the remainder for programs
31 which directly accomplish the goals of the county's local homeless
32 housing plan, except that for each city in the county which elects as
33 authorized in RCW 43.185C.080 to operate its own local homeless housing
34 program, a percentage of the surcharge assessed under this section
35 equal to the percentage of the city's local portion of the real estate
36 excise tax collected by the county shall be transmitted at least
37 quarterly to the city treasurer, without any deduction for county

1 administrative costs, for use by the city for program costs which
2 directly contribute to the goals of the city's local homeless housing
3 plan; of the funds received by the city, it may use six percent for
4 administrative costs for its homeless housing program.

5 (b) The auditor shall remit the remaining funds to the state
6 treasurer for deposit in the home security fund account. The
7 department may use twelve and one-half percent of this amount for
8 administration of the program established in RCW 43.185C.020, including
9 the costs of creating the statewide homeless housing strategic plan,
10 measuring performance, providing technical assistance to local
11 governments, and managing the homeless housing grant program. The
12 remaining eighty-seven and one-half percent is to be used by the
13 department to:

14 (i) Provide housing and shelter for homeless people including, but
15 not limited to: Grants to operate, repair, and staff shelters; grants
16 to operate transitional housing; partial payments for rental
17 assistance; consolidated emergency assistance; overnight youth
18 shelters; grants and vouchers designated for victims of human
19 trafficking and their families; and emergency shelter assistance; and

20 (ii) Fund the homeless housing grant program.

21 (2) Beginning July 1, 2015, in addition to the surcharges
22 authorized in RCW 36.22.178 and subsection (1) of this section, and
23 except as provided in subsection (3) of this section, an additional
24 surcharge of ten dollars must be charged by the county auditor for each
25 document recorded, which will be in addition to any other charge
26 allowed by law. The auditor must retain two percent for collection of
27 the fee and remit the remaining funds to the state treasurer for
28 deposit in the recreation access pass account created in RCW
29 79A.80.090.

30 (3) The surcharge imposed in this section applies to documents
31 required to be recorded or filed under RCW 65.04.030(1) including, but
32 not limited to: Full reconveyance; deeds of trust; deeds; liens
33 related to real property; release of liens related to real property;
34 notice of trustee sales; judgments related to real property; and all
35 other documents pertaining to real property as determined by the
36 department. However, the surcharge does not apply to (a) assignments
37 or substitutions of previously recorded deeds of trust, or (b)

1 documents recording a birth, marriage, divorce, or death or any
2 documents otherwise exempted from a recording fee under state law.

3 ~~((3))~~ (4) By August 31, 2012, the department shall submit to each
4 county auditor a list of documents that are subject to the surcharge
5 established in subsection (1) of this section.

6 ~~((4) If section 2, chapter 90, Laws of 2012 is not enacted into
7 law by July 31, 2012, section 1, chapter 90, Laws of 2012 is null and
8 void.))~~

9 **Sec. 204.** RCW 79A.15.050 and 2007 c 241 s 30 are each amended to
10 read as follows:

11 (1) Moneys appropriated for this chapter to the outdoor recreation
12 account shall be distributed in the following way:

13 (a) Not less than thirty percent to the state parks and recreation
14 commission for the ~~((acquisition and development))~~ renovation and
15 repair of state parks ~~((, with at least fifty percent of the money for~~
16 ~~acquisition costs))~~ facilities;

17 (b) Not less than thirty percent for the acquisition, development,
18 and renovation of local parks, with at least fifty percent of this
19 money for acquisition costs;

20 (c) Not less than twenty percent for the acquisition, renovation,
21 or development of trails;

22 (d) Not less than fifteen percent for the acquisition, renovation,
23 or development of water access sites, with at least seventy-five
24 percent of this money for acquisition costs; and

25 (e) Not less than five percent for development and renovation
26 projects on state recreation lands. Only the department of natural
27 resources and the department of fish and wildlife may apply for these
28 funds to be used on their existing recreation lands.

29 (2)(a) In distributing these funds, the board retains discretion to
30 meet the most pressing needs for state and local parks, trails, and
31 water access sites, and is not required to meet the percentages
32 described in subsection (1) of this section in any one biennium.

33 (b) If not enough project applications are submitted in a category
34 within the outdoor recreation account to meet the percentages described
35 in subsection (1) of this section in any biennium, the board retains
36 discretion to distribute any remaining funds to the other categories
37 within the account.

1 (3) Only local agencies may apply for acquisition, development, or
2 renovation funds for local parks under subsection (1)(b) of this
3 section.

4 (4) Only state and local agencies may apply for funds for trails
5 under subsection (1)(c) of this section.

6 (5) Only state and local agencies may apply for funds for water
7 access sites under subsection (1)(d) of this section.

8 NEW SECTION. **Sec. 205.** Section 204 of this act expires June 30,
9 2025.

10 NEW SECTION. **Sec. 206.** The legislature recognizes that making the
11 discover pass voluntary beginning January 1, 2015, may result in a
12 temporary funding gap for state recreational land management prior to
13 the accrual of revenue under RCW 36.18.010, 43.07.128, 36.22.179, and
14 79A.15.050, and that projections as to revenue levels are under
15 continued analysis. The legislature intends to address any funding gap
16 resulting from making the discover pass voluntary in the 2014
17 supplemental operating budget.

18 **Part Three: State Parks Efficiency**
19 **and Effectiveness Measures**

20 NEW SECTION. **Sec. 301.** A new section is added to chapter 43.41
21 RCW to read as follows:

22 (1) The office, in consultation with the state parks and recreation
23 commission, must establish and conduct a competitive procurement
24 process for the selection of one or more private sector entities to
25 increase revenue from more efficient and effective management of state
26 camping areas and their related facilities. The competitive
27 procurement process must be designed to encourage the greatest
28 participation of the private sector. The competitive procurement
29 process must be conducted in a manner that any contract executed under
30 this section will take effect by November 1, 2017.

31 (2)(a) To implement the competitive procurement process required
32 under subsection (1) of this section, the office must, after
33 consultation with the chair of the state parks and recreation
34 commission, request proposals for one or more contracts to manage the

1 state's camping areas and their related facilities, including but not
2 limited to: The renting, leasing, and reservation of camping areas and
3 facilities; issuing of commercial use permits; establishing rates,
4 fees, and other charges for rents, leases, and services; promotional
5 and marketing activities; developing and managing new and existing
6 concessions and other amenities; and providing other products and
7 services intended to maximize revenue. The request for proposals must
8 be solicited by November 1, 2016.

9 (b) The request for proposals must include without limitation:

10 (i) The option of managing all or portions of the state's camping
11 areas and their related facilities;

12 (ii) The option of proposing alternative rates, fees, and charges
13 such as differential, demand, or variable pricing, lotteries and
14 auctions, and other creative self-financing models;

15 (iii) The option of subcontracting work to other vendors;

16 (iv) A requirement that proposals demonstrate to the satisfaction
17 of the office relevant previous experience as well as the financial
18 capacity to perform obligations under the contract; and

19 (v) Measurable standards for the performance of the contract.

20 (c) Prior to conducting the competitive process outlined in this
21 section, the request for proposals developed by the office must be
22 reviewed by the house and senate fiscal committees.

23 (d) If the office determines that through the competitive
24 procurement process that entering into one or more contracts will
25 result in a net financial benefit to the state, the state parks and
26 recreation commission must enter into the contract or contracts as
27 determined by the office. If, in the determination of the office,
28 there is no proposal or combination of proposals that will result in a
29 net financial benefit to the state, the office must notify the state
30 parks and recreation commission to not accept any of the proposals.

31 (e) The office must publicly disclose an analysis of the net
32 financial benefit to the state of each of the proposals made in the
33 procurement process.

34 (3) The competitive procurement process must not include services
35 related to security and enforcement, construction, or repair of camping
36 areas or their related facilities.

37 (4) Any challenge to or protest of the determination of the office
38 must be filed by a respondent that submitted a proposal with the office

1 within five days after the determination. The grounds for such a
2 challenge or protest are limited to claims that the recommendation and
3 acceptance were arbitrary and capricious. The office must, within five
4 days, render its decision on the protest. The respondent that filed
5 the protest may, within five days after such a decision, appeal to the
6 superior court of Thurston county by petition setting forth objections
7 to the decision. A copy of the petition on appeal together with a
8 notice that an appeal has been taken must be served upon the secretary
9 of state, the attorney general, the office, the state parks and
10 recreation commission, and the respondent that submitted the
11 recommended and accepted proposal. The court must accord first
12 priority to examining the objections, may hear arguments, and must,
13 within ten days, render its decision. The decision of the superior
14 court is final.

15 (5) Any contract executed under this section must include
16 enforceable performance standards and minimum financial returns to the
17 state. The state parks and recreation commission, in consultation with
18 the office, must establish a contract monitoring process to measure
19 contract performance, costs, service delivery quality, and other
20 contract standards. The contract must provide a provision that allows
21 the state to terminate the contract should specific performance
22 standards or financial returns to the state not be realized. The
23 contract must provide for a reasonable termination notification process
24 as well as financial terms of termination should termination of the
25 contract take place.

26 (6) For purposes of this section:

27 (a) "Camping areas and their related facilities" include, but are
28 not limited to, campsites, yurts, cabins, rustic structures, vacation
29 houses, group camps, or other facilities and structures intended for
30 overnight or day use on lands managed by the state parks and recreation
31 commission.

32 (b) "Net financial benefit to the state" means increased revenue to
33 the state or increased services and efficiencies from the proposal when
34 compared to services provided and revenues generated from camping areas
35 and their related facilities.

36 (i) Increases in rates, fees, or charges for camping areas and
37 their related facilities or permits that can be accomplished by the

1 state parks and recreation commission without additional services,
2 management, or strategies contained in the proposal must not be
3 considered increased revenue.

4 (ii) Greater weight must be given to proposals that generate
5 revenue through increased use, services, and amenities of camping areas
6 and their related facilities.

7 (iii) Greater weight must be given to proposals that improve
8 services and amenities or increase the use of camping areas and their
9 related facilities located in geographically remote areas of the state.

10 (iv) Costs or savings from a proposal's change to the state parks
11 and recreation commission management and operations of camping areas
12 and their related facilities must be considered when determining the
13 net financial benefit to the state.

14 (v) Both direct and indirect costs of the state parks and
15 recreation commission must be included when determining services
16 provided and projected revenues generated from camping areas and their
17 related facilities.

18 **Sec. 302.** RCW 79A.05.030 and 2005 c 373 s 1 and 2005 c 360 s 5 are
19 each reenacted and amended to read as follows:

20 The commission shall:

21 (1) Have the care, charge, control, and supervision of all parks
22 and parkways acquired or set aside by the state for park or parkway
23 purposes.

24 (2) Adopt policies, and adopt, issue, and enforce rules pertaining
25 to the use, care, and administration of state parks and parkways. The
26 commission shall cause a copy of the rules to be kept posted in a
27 conspicuous place in every state park to which they are applicable, but
28 failure to post or keep any rule posted shall be no defense to any
29 prosecution for the violation thereof.

30 (3) Permit the use of state parks and parkways by the public under
31 such rules as shall be adopted.

32 (4) Clear, drain, grade, seed, and otherwise improve or beautify
33 parks and parkways, and erect structures, buildings, fireplaces, and
34 comfort stations and build and maintain paths, trails, and roadways
35 through or on parks and parkways.

36 (5) Grant concessions or leases in state parks and parkways, upon
37 such rentals, fees, or percentage of income or profits and for such

1 terms, in no event longer than fifty years, and upon such conditions as
2 shall be approved by the commission: PROVIDED, That leases exceeding
3 a twenty-year term shall require a unanimous vote of the commission:
4 PROVIDED FURTHER, That if, during the term of any concession or lease,
5 it is the opinion of the commission that it would be in the best
6 interest of the state, the commission may, with the consent of the
7 concessionaire or lessee, alter and amend the terms and conditions of
8 such concession or lease: PROVIDED FURTHER, That television station
9 leases shall be subject to the provisions of RCW 79A.05.085, only:
10 PROVIDED FURTHER, That the rates of such concessions or leases shall be
11 renegotiated at five-year intervals. No concession shall be granted
12 which will prevent the public from having free access to the scenic
13 attractions of any park or parkway.

14 (6) Employ such assistance as it deems necessary. Commission
15 expenses relating to its use of volunteer assistance shall be limited
16 to premiums or assessments for the insurance of volunteers by the
17 department of labor and industries, compensation of staff who assist
18 volunteers, materials and equipment used in authorized volunteer
19 projects, training, reimbursement of volunteer travel as provided in
20 RCW 43.03.050 and 43.03.060, and other reasonable expenses relating to
21 volunteer recognition. The commission, at its discretion, may waive
22 commission fees otherwise applicable to volunteers. The commission
23 shall not use volunteers to replace or supplant classified positions.
24 The use of volunteers may not lead to the elimination of any employees
25 or permanent positions in the bargaining unit.

26 (7) By majority vote of its authorized membership select and
27 purchase or obtain options upon, lease, or otherwise acquire for and in
28 the name of the state such tracts of land, including shore and tide
29 lands, for park and parkway purposes as it deems proper. If the
30 commission cannot acquire any tract at a price it deems reasonable, it
31 may, by majority vote of its authorized membership, obtain title
32 thereto, or any part thereof, by condemnation proceedings conducted by
33 the attorney general as provided for the condemnation of rights-of-way
34 for state highways. Option agreements executed under authority of this
35 subsection shall be valid only if:

36 (a) The cost of the option agreement does not exceed one dollar;
37 and

1 (b) Moneys used for the purchase of the option agreement are from
2 (i) funds appropriated therefor, or (ii) funds appropriated for
3 undesignated land acquisitions, or (iii) funds deemed by the commission
4 to be in excess of the amount necessary for the purposes for which they
5 were appropriated; and

6 (c) The maximum amount payable for the property upon exercise of
7 the option does not exceed the appraised value of the property.

8 (8) Cooperate with the United States, or any county or city of this
9 state, in any matter pertaining to the acquisition, development,
10 redevelopment, renovation, care, control, or supervision of any park or
11 parkway, and enter into contracts in writing to that end. All parks or
12 parkways, to which the state contributed or in whose care, control, or
13 supervision the state participated pursuant to the provisions of this
14 section, shall be governed by the provisions hereof.

15 (9) Within allowable resources, maintain policies that increase the
16 number of people who have access to free or low-cost recreational
17 opportunities for physical activity, including noncompetitive physical
18 activity.

19 (10) Adopt rules establishing the requirements for a criminal
20 history record information search for the following: Job applicants,
21 volunteers, and independent contractors who have unsupervised access to
22 children or vulnerable adults, or who will be responsible for
23 collecting or disbursing cash or processing credit/debit card
24 transactions. These background checks will be done through the
25 Washington state patrol criminal identification section and may include
26 a national check from the federal bureau of investigation, which shall
27 be through the submission of fingerprints. A permanent employee of the
28 commission, employed as of July 24, 2005, is exempt from the provisions
29 of this subsection.

30 (11) Enter into contracts from the competitive procurement process
31 created in section 301 of this act. Until November 1, 2017, the
32 commission may not enter into, renew, or extend any contract for
33 services subject to the competitive process created in section 301 of
34 this act beyond November 1, 2017, without prior approval of the
35 director of the office of financial management.

36 NEW SECTION. Sec. 303. A new section is added to chapter 79A.05
37 RCW to read as follows:

1 (1) The commission shall continue its ongoing efforts to evaluate
2 the agency's mission and options to improve the efficiency and
3 effectiveness of the agency, which may include the evaluation of
4 options relating to organizational structure, administrative processes,
5 land and facility ownership and management, and provision of services.

6 (2) The evaluation must include development of specific performance
7 measures relating to the efficiency and effectiveness of the agency,
8 which may include measures relating to data collection necessary for
9 future analysis consistent with the purposes of this section.

10 (3) By September 1st of each even-numbered year, the commission
11 shall, consistent with RCW 43.01.036, provide the office of financial
12 management and appropriate committees of the senate and house of
13 representatives with an analysis of the commission's progress in
14 achieving the performance measures during the current biennium and
15 performance measures for the next biennium that are informed by, and
16 build on, the commission's previous efforts under this section.

17 NEW SECTION. Sec. 304. (1) In developing the performance measures
18 required by section 303 of this act that are due by September 1, 2014,
19 the state parks and recreation commission shall produce and consider
20 the following:

21 (a) An inventory of land and facilities owned and managed by state
22 parks and a process to upgrade the inventory to one capable of
23 describing primary land and facility uses;

24 (b) An evaluation of the lands and facilities identified under (a)
25 of this subsection for lands and facilities surplus to state park needs
26 and actions taken or planned to dispose of or more advantageously
27 position these assets;

28 (c) Current annual visitation categorized by state park and a
29 process to upgrade the system for collecting parks visitation data to
30 better understand existing and potential markets for park services;

31 (d) A process to systematically assess and prioritize the state
32 parks and recreation commission's capital needs, including a financial
33 analysis;

34 (e) An inventory of and progress developing ongoing partnerships
35 with entities including the state parks foundation, state park friends
36 groups, and other appropriate public and nonprofit entities;

1 (f) An inventory of existing enterprise activities and agreements
2 at state parks, including those relating to product sales, concessions,
3 sponsorships, and advertising, and a process for identifying and
4 evaluating additional potential enterprise opportunities for generating
5 revenue or cost savings;

6 (g) A summary of actions taken and planned for application of lean
7 management philosophies and tools throughout the agency; and

8 (h) A summary of actions taken and planned towards continued
9 development of a sustained, strategic approach to marketing state
10 parks.

11 (2) The information to be produced and considered under subsection
12 (1) of this section must be provided to the office of financial
13 management and appropriate committees of the senate and house of
14 representatives, concurrently with the performance measures required
15 under section 303 of this act, by September 1, 2014.

16 (3) This section expires June 30, 2015.

17 NEW SECTION. **Sec. 305.** Sections 301 and 302 of this act are
18 necessary for the immediate preservation of the public peace, health,
19 or safety, or support of the state government and its existing public
20 institutions, and take effect immediately.

--- END ---