

2 **SHB 2594** - S COMM AMD

3 By Committee on Environment & Natural Resources

4 ADOPTED 3/3/92

5 Strike everything after the enacting clause and insert the  
6 following:

7 "NEW SECTION. **Sec. 1.** SHORT TITLE. This chapter shall be known  
8 as the state wildlife and recreation lands management act."

9 "NEW SECTION. **Sec. 2.** FINDINGS AND PURPOSE. (1) The legislature  
10 finds that:

11 (a) The state of Washington owns and maintains a wide variety of  
12 fish and wildlife habitat, natural areas, parks, and other recreation  
13 lands;

14 (b) The state of Washington is responsible for managing these lands  
15 for the benefit of the citizens, wildlife, and other natural resources  
16 of the state;

17 (c) The state of Washington has recently significantly enhanced its  
18 efforts to acquire critical habitat, natural areas, parks, and other  
19 recreation lands and to transfer suitable lands from school trust to  
20 conservation and park purposes;

21 (d) Recent unprecedented population growth has greatly increased  
22 the threat to the state's fish and wildlife habitat and the demands  
23 placed on the lands under (a) of this subsection;

24 (e) The importance of this habitat and these lands to the state is  
25 continuing to increase as more people depend on them to satisfy their  
26 needs and more plant and animal species require state-owned lands for  
27 their survival;

1 (f) By itself, public ownership cannot guarantee that resources  
2 will be protected, or that appropriate recreational opportunities will  
3 be provided;

4 (g) Only through ongoing, responsible management can fish and  
5 wildlife habitat, sensitive ecosystems, and recreational values be  
6 protected;

7 (h) The operation and maintenance funding for state-owned fish and  
8 wildlife habitat, natural areas, parks, and other recreation lands has  
9 not kept pace with increasing demands placed upon such lands;

10 (i) Many needed operation and maintenance projects have been  
11 deferred due to insufficient funding, resulting in increased costs when  
12 the projects are finally undertaken; and

13 (j) An increase in operation and maintenance funding is necessary  
14 to bring state-owned lands and facilities up to acceptable standards  
15 and to protect the state's investment in its fish and wildlife habitat,  
16 natural areas, parks, and other recreation lands.

17 (2) Therefore, it is the policy of the state to provide adequate  
18 and continuing funding for operation and maintenance needs of state-  
19 owned fish and wildlife habitat, natural areas, parks, and other  
20 recreation lands to protect the state's investment in such lands, and  
21 it is the purpose of this chapter to create a mechanism for doing so."

22 "NEW SECTION. **Sec. 3.** DEFINITIONS. The definitions set forth in  
23 this section apply throughout this chapter.

24 (1) "Basic stewardship" means the costs associated with holding and  
25 protecting property to maintain the functions for which the property  
26 was acquired. It includes, but is not limited to, costs associated  
27 with statutorily required in-lieu property taxes, weed and pest  
28 control, fire protection, fence maintenance, cultural and  
29 archaeological site protection, basic research related to maintenance

1 of natural area preserves and natural resource conservation areas,  
2 basic resource and environmental protection, and meeting applicable  
3 legal requirements.

4 (2) "Improved or developed resources" means the costs associated  
5 with the built or manipulated environment. It includes, but is not  
6 limited to, costs associated with maintaining buildings, grounds,  
7 roads, trails, water access sites, and utility systems. Also included  
8 are improvements to habitat such as bank stabilization, range  
9 rehabilitation, and food and water sources.

10 (3) "Human use management" means the costs associated with visitor  
11 management, education, and protection.

12 (4) "Administration" means state agency costs necessary to support  
13 subsections (1) through (3) of this section. It includes, but is not  
14 limited to, budget and accounting, personnel support services,  
15 volunteer programs, and training."

16 "NEW SECTION. **Sec. 4.** STATE WILDLIFE AND RECREATION LANDS  
17 MANAGEMENT ACCOUNT. There is created the state wildlife and recreation  
18 lands management account in the state treasury.

19 (1) Moneys accumulated under this chapter shall be used exclusively  
20 for the purposes specified in this chapter. Those purposes are to  
21 support operation and maintenance activities and costs associated with  
22 owning and managing state fish and wildlife habitat, natural areas such  
23 as natural area preserves and natural resource conservation areas,  
24 parks, and other recreation lands and include:

- 25 (a) Basic stewardship;
- 26 (b) Improved or developed resources;
- 27 (c) Human use management; and
- 28 (d) Administration.

1 Land acquisition, facility development or replacement, major renovation  
2 projects, improvement or rehabilitation projects normally funded  
3 through the capital budget, and operation and maintenance of state fish  
4 hatcheries are excluded.

5 (2) No expenditures may be made from this account without  
6 legislative appropriation."

7 "NEW SECTION. Sec. 5. ALLOCATION AND DISTRIBUTION OF MONEYS. (1)  
8 Moneys appropriated for this chapter from the state wildlife and  
9 recreation lands management account shall be expended in the following  
10 manner:

11 (a) Not less than thirty percent for basic stewardship;

12 (b) Not less than twenty percent for improved or developed  
13 resources;

14 (c) Not less than fifteen percent for human use management; and

15 (d) Not more than fifteen percent for administration.

16 (e) The remaining twenty to thirty-five percent shall be considered  
17 unallocated.

18 (2) In the event that moneys appropriated for this chapter to the  
19 state wildlife and recreation lands management account under the  
20 initial allocation prove insufficient to meet basic stewardship needs,  
21 the unallocated amount shall be used to fund basic stewardship needs.

22 (3) Each eligible agency is not required to meet this specific  
23 percentage distribution. However, funding across agencies should meet  
24 these percentages during each biennium.

25 (4) It is intended that moneys disbursed from this account not  
26 replace existing operation and maintenance funding levels from other  
27 state sources.

1 (5) Agencies eligible to receive funds from this account are the  
2 departments of fisheries, natural resources, and wildlife, and the  
3 state parks and recreation commission.

4 (6) Moneys appropriated for this chapter from the state wildlife  
5 and recreation lands management account shall be distributed in the  
6 following manner:

7 (a) Not less than twenty-five percent to the state parks and  
8 recreation commission.

9 (b) Not less than twenty-five percent to the department of natural  
10 resources.

11 (c) Not less than twenty-five percent to the department of  
12 wildlife.

13 (d) The remaining funds shall be allocated to eligible agencies  
14 based upon an evaluation of remaining unfunded needs.

15 (7) The office of financial management shall review eligible state  
16 agency requests and make recommendations on the allocation of funds  
17 provided under this chapter as part of the governor's operating budget  
18 request to the legislature."

19 "NEW SECTION. **Sec. 6.** STATE WILDLIFE AND RECREATION LANDS  
20 MANAGEMENT TASK FORCE. (1) A state wildlife and recreation lands  
21 management task force is hereby created to develop recommendations  
22 regarding a new long-term funding source or sources to meet the  
23 requirements of this chapter. The task force shall investigate  
24 possible opportunities for the use of future appropriations for habitat  
25 conservation and outdoor recreation lands under chapter 43.98A RCW in  
26 meeting major operations and maintenance funding needs. The task force  
27 shall also report on funding needed to assist counties with the  
28 required police, fire protection, and other local services provided to

1 protect state-owned fish and wildlife habitat, natural areas, parks,  
2 and other recreation lands.

3 (2)(a) The task force shall be composed of seven voting members,  
4 appointed by the governor, representing different regions of the state.

5 (b) The task force shall include as ex officio, nonvoting members,  
6 one member from each of the departments of fisheries, wildlife, and  
7 natural resources, the state parks and recreation commission, and the  
8 office of financial management appointed by the respective directors.  
9 The president of the senate and the speaker of the house of  
10 representatives shall each appoint one nonvoting member from each  
11 caucus of their respective legislative bodies.

12 (3) The chair of the task force shall be a citizen member and shall  
13 be chosen by the governor.

14 (4) The task force appointments shall be made by May 15, 1992.

15 (5) The task force shall provide for public involvement in the  
16 development of the recommendations.

17 (6) The interagency committee for outdoor recreation and the office  
18 of financial management shall provide staff support and technical  
19 assistance to the task force. All participant agencies and the  
20 department of revenue shall cooperate in the development of the  
21 recommendations and shall provide relevant information as needed.

22 (7) A report and recommendations shall be submitted to the governor  
23 and standing committees of the legislature by September 15, 1992."

24 "NEW SECTION. **Sec. 7.** SEVERABILITY. If any provision of this act  
25 or its application to any person or circumstance is held invalid, the  
26 remainder of the act or the application of the provision to other  
27 persons or circumstances is not affected."

1           "NEW SECTION. Sec. 8. CAPTIONS NOT LAW. Section headings as used  
2 in this act do not constitute any part of the law."

3           "NEW SECTION. Sec. 9. Sections 1 through 5 and 7 of this act  
4 shall constitute a new chapter in Title 43 RCW."

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8 On page 1, line 4 of the title, after "lands;" strike the remainder  
9 of the title and insert "adding a new chapter to Title 43 RCW; and  
10 creating new sections."