

1 **SHB 1442 - H AMD 000236 ADOPTED 03-16-93**

2 By Representatives R. Johnson and Pruitt

3 On page 1 strike everything after the enacting clause and
4 insert the following:

5 **"NEW SECTION.** Sec. 1. FINDINGS AND PURPOSE. The legislature finds
6 that there is a need to comprehensively review the policies and
7 institutional framework governing the management, protection and
8 enhancement of water resources in the state of Washington. As a
9 result of the proliferation of water resource programs, planning
10 requirements and everincreasing demands on the resource, the need
11 for coordinated and efficient water resource is essential. In order
12 to provide a consolidated approach to water resource management and
13 to provide consistent and timely decisionmaking, the legislature
14 further finds that, to the extent possible, the executive and the
15 legislative branches of state government should work together with
16 the help of local governments and tribal governments on water
17 resources issues which are statewide in their significance.

18 It is therefore the purpose of this act to create a water resource
19 commission to comprehensively review the water resource management
20 programs in the state and make recommendations for improvement and
21 implementation of management decisions.

22 **NEW SECTION. Sec. 2.** COMMISSION CREATED. (1) There is created the
23 Washington water resources policy commission. The commission shall
24 be comprised as follows:

25 (a) The governor, or the governor's representative;

26 (b) Three members of the house of representatives: The chair of
27 the house agriculture and rural development committee, the chair of
28 the natural resources and parks committee, and the minority leader
29 or his or her designee;

1 (c) Three members of the senate: The chair of the senate ecology
2 and parks committee, the chair of the senate energy and utilities
3 committee, and the minority leader or his or her designee;

4 (d) No more than three members, appointed by the governor, from
5 federally recognized Indian tribes, who will not be expected to
6 represent any Indian tribes other than their own;

7 (e) Three members, appointed by the governor, to represent general
8 purpose local governments;

9 (f) No more than six members, appointed by the governor, to
10 represent the following interests:

11 (i) Agriculture, including one member from the east side of the
12 cascade mountains and one member from the west side of the
13 cascade mountains;

14 (ii) Environmental organizations;

15 (iii) Commercial timber landowners;

16 (iv) Fisheries and wildlife; and,

17 (v) Utilities.

18 (2) The commission shall convene at the call of the governor under
19 section 4 of this act, and the governor or his representative shall
20 be the chair.

21 (3) The governor shall provide the staff for the commission.
22 Whenever practicable, existing employees of state government shall
23 be used on a temporary basis to assist in staffing the commission.
24 The commissioner of public lands and the attorney general shall
25 cooperate in assuring the assignment of staff having expertise in
26 the matters under review by the commission.

27 (4) Commission members appointed under subsections (1)(d) and (1)
28 (f) of this section are entitled to reimbursement for reasonable
29 expenses actually incurred in connection with official business,
30 including subsistence and lodging while away from each members

1 place of residence, and mileage for use of a privately owned
2 vehicle, in accordance with chapter 43.03 RCW.

3 (5) The governor shall make the appointments required under this
4 section no later than sixty days following the effective date of
5 this act.

6 (6) Except as specifically provided in this act, the commission
7 shall determine the procedures for conducting its activities. In
8 any report or recommendations to the governor and the legislature,
9 the commission shall allow the inclusion of minority positions.

10 (7) The commission may enter into contracts for the performance of
11 work necessary to assist the commission in its duties under this
12 act.

13 **NEW SECTION.** **Sec. 3.** COMMISSION DUTIES. The commission shall
14 conduct a comprehensive review of water resources management in
15 washington that includes:

16 (1) An identification of all programs governing flood and storm
17 water management, water supply delivery, water quality protection,
18 instream flow and riparian protection, and other water resource
19 management needs;

20 (2) An assessment of the performance of existing programs in
21 achieving coordinated water resource management, that identifies
22 specific conflicting or inconsistent policies, strategies,
23 standards, jurisdiction or planning requirements;

24 (3) Recommendations for the coordination and integration of state
25 water resource programs, emphasizing watershed-based strategies for
26 water resource management, including an assessment of the need for
27 an independent water resources agency;

28 (4) An identification of state and local water resources and water
29 quality funding programs.

30 (5) Recommendations for consolidation and expansion of state water
31 resources program funding and water quality program funding with

1 specific attention given to a long-term consistent and stable
2 funding structure;

3 (6) Recommendations for state and local government coordination of
4 water quality and resource planning consistent with the programs
5 and objectives of the growth management act.

6 **NEW SECTION. Sec. 4.** COMMISSION MEETINGS. Within ninety days
7 following the effective date of this act, the governor
8 shall convene the initial meeting of the commission. The commission
9 shall determine the location and frequency of its meetings, but
10 shall meet at least monthly. Commission meetings shall be open to
11 the public. The commission shall endeavor to provide opportunities
12 for public comment within its meeting schedule.

13 **NEW SECTION. Sec. 5.** COMMISSION REPORTS. The commission shall
14 report to the legislature and the governor, with detail, on those
15 subjects required to be reviewed in section 3 of this act, no later
16 than November 1, 1994. The report shall describe current conditions
17 and program effectiveness, and shall include specific
18 recommendations for legislative and administrative action to meet
19 the legislative purpose set forth in this act.

20 **NEW SECTION. Sec. 6.** FEDERALLY RECOGNIZED INDIAN TRIBES. The
21 legislature recognizes that federally recognized Tribes and the
22 state of Washington have historical relationships and unique rights
23 governed by federal and state constitutions, statutes, and treaties
24 with the United States government and executive orders of the
25 President of the United States. Federally recognized Indian Tribes
26 are independent sovereign governments. Tribal participation on the
27 commission created in this act is intended to provide direct input
28 and to enhance coordination between governments; however,
29 participation does not imply formal representation individually or
30 collectively of the federally recognized Indian tribes.

1 NEW SECTION. Sec. 7. The water resources policy commission
2 created in this act shall recognize, and to the extent practicable
3 coordinate with, the department of ecology water resources program
4 and any advisory bodies to the department of ecology water
5 resources program.

6 NEW SECTION. Sec. 8. This act is necessary for the immediate
7 preservation of the public peace, health, or safety, or support the
8 state government and its existing public institutions, and shall
9 take effect immediately.

10 NEW SECTION. Sec. 9. Captions as used in this act constitute no
11 part of the law.

12 NEW SECTION. Sec. 10. Sections 1 through 10 of this act and the
13 Washington water resources policy commission shall expire December
14 31, 1996."