

2 **SSB 6197** - H COMM AMD **ADOPTED 2-28-96**
3 By Committee on Agriculture & Ecology

4 ADOPTED AS AMENDED 3/5/96

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

7 NEW SECTION. **Sec. 1.** A new section is added to chapter 90.03 RCW
8 to read as follows:

9 The department shall, when evaluating an application for a water
10 right, transfer, or change filed pursuant to RCW 90.03.250 or 90.03.380
11 that includes provision for any water impoundment, take into
12 consideration the benefits of the water impoundment that is included as
13 a component of the application. The department's consideration shall
14 extend to any increased water supply that results from the impoundment
15 including, but not limited to, any recharge of ground water that may
16 occur. Provision for impoundment in an application shall be made
17 solely at the discretion of the applicant and shall not otherwise be
18 made by the department a condition for approving an application that
19 does not include provision for impoundment.

20 This section does not lessen, enlarge, or modify the rights of any
21 riparian owner, or any existing water right acquired by appropriation
22 or otherwise.

23 NEW SECTION. **Sec. 2.** A new section is added to chapter 90.44 RCW
24 to read as follows:

25 The department shall, when evaluating an application for a water
26 right or an amendment filed pursuant to RCW 90.44.050 or 90.44.100 that
27 includes provision for any water impoundment, take into consideration
28 the benefits of the water impoundment that is included as a component
29 of the application. The department's consideration shall extend to any
30 increased water supply that results from the impoundment including, but
31 not limited to, any recharge of ground water that may occur. Provision
32 for impoundment in an application shall be made solely at the
33 discretion of the applicant and shall not be made by the department a
34 condition for approving an application that does not include provision
35 for impoundment.

1 This section does not lessen, enlarge, or modify the rights of any
2 riparian owner, or any existing water right acquired by appropriation
3 or otherwise."

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7 On page 1, line 1 of the title, after "augmentation;" strike the
8 remainder of the title and insert "adding a new section to chapter
9 90.03 RCW; and adding a new section to chapter 90.44 RCW."

--- **END** ---