

2 **ESHB 2514** - S COMM AMD

3 By Committee on Agriculture & Environment

4

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

7 "**Sec. 1.** RCW 90.82.005 and 1997 c 442 s 101 are each amended to
8 read as follows:

9 The purpose of this chapter is to develop a more thorough and
10 cooperative method of determining what the current water resource
11 situation is in each water resource inventory area of the state and to
12 provide local citizens with the maximum possible input concerning their
13 goals and objectives for water resource management and development.

14 It is necessary for the legislature to establish processes and
15 policies that (~~will result in providing~~) direct state agencies (~~with~~
16 ~~more specific guidance to manage~~) in managing the water resources of
17 the state consistent with current law and direction provided by local
18 entities and citizens through the process established in accordance
19 with this chapter.

20 Planning conducted under this chapter must provide for a process to
21 allow the local citizens of a WRIA or multi-WRIA area to join together
22 in an effort to: (1) Assess the status of the water resources of their
23 WRIA or multi-WRIA area; and (2) determine how best to manage the water
24 resources of the WRIA or multi-WRIA area to balance the competing
25 resource demands for that area.

26 **Sec. 2.** RCW 90.82.030 and 1997 c 442 s 104 are each amended to
27 read as follows:

28 In order to have the best possible program for appropriating and
29 administering water use in the state, the legislature establishes the
30 following principles and criteria to carry out the purpose and intent
31 of this chapter (~~442, Laws of 1997~~).

32 (1) All WRIA planning units established under this chapter shall
33 develop a process to assure that water resource user interests and
34 directly involved interest groups at the local level have the

1 opportunity, in a fair and equitable manner, to give input and
2 direction to the process.

3 (2) Each state agency with regulatory or other interests in the
4 WRIA or multi-WRIA area to be planned shall assist the local citizens
5 in the planning effort to the greatest extent practicable, recognizing
6 any fiscal limitations. Such assistance must only be at the request of
7 and to the extent desired by the local citizens conducting such
8 planning.

9 If a planning unit requests technical assistance from a state
10 agency as part of its planning activities under this chapter and the
11 assistance is with regard to a subject matter over which the agency has
12 jurisdiction, the state agency shall provide the technical assistance
13 to the planning unit.

14 (3) Plans developed under this chapter (~~((442, Laws of 1997))~~) shall
15 be consistent with and not duplicative of efforts already under way in
16 a WRIA, including but not limited to watershed analysis conducted under
17 state forest practices statutes and rules.

18 (4) Planning under this chapter should be completed as
19 expeditiously as possible, with the focus being on local stakeholders
20 cooperating to meet local needs.

21 **Sec. 3.** RCW 90.82.040 and 1997 c 442 s 105 are each amended to
22 read as follows:

23 (1) Once a WRIA planning unit has been organized and designated a
24 lead agency, it shall notify the department and may apply to the
25 department for funding assistance for conducting the planning. Funds
26 shall be provided from and to the extent of appropriations made by the
27 legislature to the department expressly for this purpose.

28 (2) Each planning unit that has complied with subsection (1) of
29 this section is eligible to receive (~~((fifty thousand dollars for each~~
30 ~~WRIA to initiate the planning process. The department shall allocate~~
31 ~~additional funds to WRIA planning units based on need demonstrated by~~
32 ~~a detailed proposed budget submitted by the planning unit for carrying~~
33 ~~out the duties of the planning unit. Each WRIA planning unit may~~
34 ~~receive up to two hundred fifty thousand dollars for each WRIA during~~
35 ~~the first two year period of planning, with a maximum allocation of~~
36 ~~five hundred thousand dollars for each WRIA. Funding provided under~~
37 ~~this section shall be considered a contractual obligation against the~~

1 ~~moneys appropriated for this purpose)) watershed planning grants in the~~
2 ~~following amounts for three phases of watershed planning:~~

3 (a) Initiating governments may apply for up to fifty thousand
4 dollars for organizing planning units in accordance with section 4(3)
5 of this act;

6 (b) A planning unit may apply for up to two hundred thousand
7 dollars for conducting watershed assessments; and

8 (c) A planning unit may apply for up to two hundred fifty thousand
9 dollars for developing a watershed plan and making recommendations for
10 actions by local, state, and federal agencies including a prioritized
11 list of projects that would further the purpose of the plan.

12 (3) Preference shall be given to planning units requesting funding
13 for conducting multi-WRIA planning (~~under section 108 of this act~~).

14 (4) The department may retain up to one percent of funds allocated
15 under this section to defray administrative costs.

16 NEW SECTION. **Sec. 4.** INITIATION OF WATERSHED PLANNING. (1)

17 Watershed planning may be initiated for a WRIA with the concurrence of:

18 (a) All county legislative authorities with land in the WRIA; (b) the
19 largest city or town within the WRIA unless the WRIA does not contain
20 a city or town; and (c) the largest water utility obtaining water from
21 the WRIA. To make application for a grant for organizing the planning
22 unit as provided for under RCW 90.82.040(2)(a), these entities shall
23 designate the entity that will serve as the lead agency for the
24 planning effort and indicate how the planning unit will be staffed.

25 (2) Watershed planning may be commenced for a multi-WRIA area with
26 the concurrence of: (a) All counties within the multi-WRIA area; (b)
27 the largest city or town in each WRIA unless the WRIA does not contain
28 a city or town; and (c) the largest water utility obtaining water in
29 each WRIA.

30 (3) The organizing grant shall be used to organize the planning
31 unit and for determining the scope of the planning to be conducted. In
32 determining the scope of the planning activities, consideration shall
33 be given to all existing plans and related planning activities. The
34 initiating governments shall work with other local governments, state
35 government, and tribal governments in developing a planning process.
36 The initiating government may hold public meetings as deemed necessary
37 to develop a proposed scope of work and a proposed composition of the
38 planning unit. In developing a proposed composition of the planning

1 unit, the initiating governments shall attempt to provide for a balance
2 of representation.

3 (4) As used in this section, "lead agency" means the entity that
4 coordinates staff support of its own or of other local governments and
5 receives grants for developing a watershed management plan.

6 NEW SECTION. **Sec. 5.** WATERSHED ASSESSMENT GRANTS. Once the
7 initiating governments have developed a proposed scope of work and a
8 proposed composition for the planning unit, application for a grant for
9 conducting a watershed assessment as provided for in RCW
10 90.82.040(2)(b) may be filed with the department. The department may
11 review the proposed scope of work and the proposed composition of the
12 planning unit. The department may approve the grant application or
13 return it to the initiating unit with specific comments.

14 NEW SECTION. **Sec. 6.** STATE REPRESENTATION ON PLANNING GROUPS. To
15 assist in organizing watershed planning efforts under this chapter, the
16 governor, executive branch state agencies, and state agencies under
17 authority of an elected official or appointed commissions may agree and
18 organize for their representation on watershed planning groups. The
19 initiating governments shall consult with the governor's office
20 regarding state agency representation.

21 NEW SECTION. **Sec. 7.** IDENTIFICATION OF PROJECTS AND ACTIVITIES.
22 The planning unit may conduct an early review of existing plans and
23 planning activities. The planning group is encouraged to identify
24 projects and activities that are likely to serve both short-term and
25 long-term management goals and that warrant immediate financial
26 assistance from the state, federal, or local government. If there are
27 multiple projects, the planning group shall give consideration to
28 ranking projects that have the greatest benefit and schedule those
29 projects that should be implemented first.

30 NEW SECTION. **Sec. 8.** A new section is added to chapter 43.27A RCW
31 to read as follows:

32 **PLANNING CONSISTENCY.** Any planning efforts initiated under this
33 chapter shall be consistent with the planning direction and
34 requirements of chapter 90.82 RCW.

1 NEW SECTION. **Sec. 9.** A new section is added to chapter 90.03 RCW
2 to read as follows:

3 PLANNING CONSISTENCY. Any planning efforts initiated under this
4 chapter shall be consistent with the planning direction and
5 requirements of chapter 90.82 RCW.

6 NEW SECTION. **Sec. 10.** A new section is added to chapter 90.54 RCW
7 to read as follows:

8 PLANNING CONSISTENCY. Any planning efforts initiated under this
9 chapter shall be consistent with the planning direction and
10 requirements of chapter 90.82 RCW.

11 NEW SECTION. **Sec. 11.** CAPTIONS. As used in this act, captions
12 constitute no part of the law.

13 NEW SECTION. **Sec. 12.** Sections 4 through 7 of this act are each
14 added to chapter 90.82 RCW.

15 NEW SECTION. **Sec. 13.** If specific funding for the purposes of
16 this act, referencing this act by bill or chapter number, is not
17 provided by June 30, 1998, in the omnibus appropriations act, this act
18 is null and void."

19 **ESHB 2514** - S COMM AMD
20 By Committee on Agriculture & Environment

21

22 On page 1, line 1 of the title, after "management;" strike the
23 remainder of the title and insert "amending RCW 90.82.005, 90.82.030,
24 and 90.82.040; adding new sections to chapter 90.82 RCW; adding a new
25 section to chapter 43.27A RCW; adding a new section to chapter 90.03
26 RCW; adding a new section to chapter 90.54 RCW; and creating new
27 sections."

--- END ---