

2 **HB 3028** - S COMM AMD

3 By Committee on Natural Resources, Parks & Recreation

4

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

7 "NEW SECTION. **Sec. 1.** The legislature recognizes the need to
8 address listings under the federal endangered species act (16 U.S.C.
9 Sec. 1531 et seq.) in a way that will make the most efficient use of
10 existing efforts. The legislature finds that the principle of adaptive
11 management requires that different models should be tried so that the
12 lessons learned from these models can be put to use throughout the
13 state. It is the intent of the legislature to create a program for
14 southeastern Washington that addresses the recent listings of salmon
15 and takes full advantage of all state and local efforts at habitat
16 restoration in that area to date.

17 NEW SECTION. **Sec. 2.** A new section is added to chapter 75.46 RCW
18 to read as follows:

19 (1) A program for the recovery of salmon is established in Walla
20 Walla, Columbia, Garfield, and Asotin counties within the habitat area
21 designated as the Snake river salmon recovery region by the salmon
22 recovery office established under RCW 75.46.040. The lead entity
23 created under subsection (2) of this section is responsible for
24 developing and implementing the habitat portion of a salmon recovery
25 plan and is empowered to receive and disburse funds for this purpose,
26 including block grants from the salmon recovery funding board.

27 (2) A lead entity consisting of sixteen voting members is created
28 within the Snake river salmon recovery region. The voting members
29 shall consist of two citizen members from each of the four counties in
30 the Snake river salmon recovery region appointed by the counties'
31 legislative authorities; one representative each from the Nez Perce,
32 Yakama, and Umatilla tribes, appointed by the tribes; and one
33 representative from each of the following agencies: The United States
34 natural resource conservation service, the United States fish and
35 wildlife service, the United States forest service, the Washington

1 department of ecology, and the Washington department of fish and
2 wildlife, appointed by the agencies. The nonvoting members shall
3 consist of the district manager or designee from each of the four
4 conservation districts serving the four counties in the recovery
5 region. The lead entity may appoint additional persons as needed. In
6 making appointments under this subsection, the conservation districts
7 shall consider recommendations of interested parties. Vacancies shall
8 be filled in the same manner as the original appointments were
9 selected. No action may be brought or maintained against any lead
10 entity member, the lead entity, or any of its agents, officers, or
11 employees for any noncontractual acts or omissions in carrying out the
12 purposes of this section.

13 (3)(a) In developing the habitat portion of a recovery plan, the
14 lead entity shall consider local watershed efforts and activities, as
15 well as any habitat conservation plans that may exist. Any of the
16 participating counties may continue its own efforts for restoring
17 salmon habitat. This section does not limit the authority of units of
18 local government to enter into interlocal agreements under chapter
19 39.34 RCW or any other provision of law.

20 (b) The lead entity shall prioritize as appropriate and approve
21 habitat projects and programs related to the recovery of Snake river
22 salmon runs, including the funding of those projects and programs, and
23 coordinate local government efforts.

24 (4)(a) The program administrator for the lead entity shall be
25 selected from among the four conservation districts participating in
26 the lead entity.

27 (b) The lead entity has the authority to hire and fire staff,
28 including an executive director, enter into contracts, accept grants
29 and other moneys, disburse funds, make recommendations to cities and
30 counties about potential code changes and the development of programs
31 and incentives upon request, pay all necessary expenses, and may choose
32 a fiduciary agent.

33 (5) This section expires July 1, 2005."

1 **HB 3028** - S COMM AMD

2 By Committee on Natural Resources, Parks & Recreation

3

4 On page 1, line 2 of the title, after "act;" strike the remainder
5 of the title and insert "adding a new section to chapter 75.46 RCW;
6 creating a new section; and providing an expiration date."

--- END ---