

2 **SB 5613** - S AMD - 205

3 By Senators Swecker and Jacobsen

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5 On page 4, after line 18, insert the following:

6 "Sec. 4. RCW 75.46.060 and 1998 c 246 s 7 are each amended to
7 read as follows:

8 (1)(a) Counties, cities, and tribal governments must jointly
9 designate, by official resolution, the area for which a habitat
10 restoration project list is to be developed and the lead entity that is
11 to be responsible for submitting the habitat restoration project list.
12 No project included on a habitat restoration project list shall be
13 considered mandatory in nature and no private landowner may be forced
14 or coerced into participation in any respect. The lead entity may be
15 a county, city, conservation district, special district, tribal
16 government, or other entity.

17 (b) The lead entity shall establish a committee that consists of
18 representative interests of counties, cities, conservation districts,
19 tribes, environmental groups, business interests, landowners, citizens,
20 volunteer groups, regional fish enhancement groups, and other
21 restoration interests. The purpose of the committee is to provide a
22 citizen-based evaluation of the projects proposed to promote salmon
23 habitat restoration. The interagency review team may provide the lead
24 entity with organizational models that may be used in establishing the
25 committees.

26 (c) The committee shall compile a list of habitat restoration
27 projects, establish priorities for individual projects, define the
28 sequence for project implementation, and submit these activities as the
29 habitat restoration project list. The committee shall also identify
30 potential federal, state, local, and private funding sources.

31 (d) Projects that include use of side channels, off-stream rearing
32 enhancement, improvement in over-wintering habitat, or use of
33 acclimation ponds shall receive consideration for funding.

34 (2) The area covered by the habitat project list must be based, at
35 a minimum, on a WRIA, combination of WRIs, an evolutionarily
36 significant unit, or any other area as agreed to by the counties,

1 cities, and tribes meeting the requirements of this subsection.
2 Preference will be given to projects in an area that contain a salmon
3 species that is listed or proposed for listing under the federal
4 endangered species act.

5 **Sec. 5.** RCW 75.46.080 and 1998 c 246 s 9 are each amended to read
6 as follows:

7 (1) Representatives from the conservation commission, the
8 department of transportation, and the department of fish and wildlife
9 shall establish an interagency review team. Except as provided in
10 subsection ~~((+6+))~~ (7) of this section, habitat restoration project
11 lists shall be submitted to the interagency review team by January 1st
12 and July 1st of each year beginning in 1999.

13 (2) If no lead entity has been formed under RCW 75.46.060, the
14 interagency review team shall rank, prioritize, and dispense funds for
15 habitat restoration projects by giving preference to the projects that:

- 16 (a) Provide a greater benefit to salmon recovery;
17 (b) Will be implemented in a more critical area;
18 (c) Are the most cost-effective;
19 (d) Have the greatest matched, or in-kind funding; and
20 (e) Will be implemented by a sponsor with a successful record of
21 project implementation.

22 (3) Projects that include use of side channels, off-stream rearing
23 enhancement, improvement in over-wintering habitat, or use of
24 acclimation ponds shall receive consideration for funding under the
25 provisions of this section.

26 (4) If a lead entity established under RCW 75.46.060 has been
27 formed, the interagency review team shall evaluate project lists and
28 may remove, but not add, projects from a habitat project list.

29 ~~((+4+))~~ (5) The interagency review team shall provide a summary of
30 funding for habitat restoration project lists to the governor and to
31 the legislature by December 1st of each year.

32 ~~((+5+))~~ (6) The interagency review team may annually establish a
33 maximum amount of funding available for any individual project, subject
34 to available funding. The interagency review team shall attempt to
35 assure a geographical balance in assigning priorities to projects.

36 ~~((+6+))~~ (7) For fiscal year 1998, the department of fish and
37 wildlife, the conservation commission, and the department of
38 transportation may authorize, subject to appropriations, expenditures

1 for projects that have been developed to restore salmon habitat before
2 completion of the project lists required in RCW 75.46.060(2).

3 ~~((7))~~ (8) Where a lead entity has been established pursuant to
4 RCW 75.46.060, the interagency review team may provide block grants to
5 the lead entity, subject to available funding."

6 Renumber the sections consecutively and correct any internal
7 references accordingly.

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11 On page 1, on line 2 of the title, after "75.46.005", strike "and
12 75.46.040" and insert "75.46.040, 75.46.060, and 75.46.080"

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EFFECT: Consideration for fish recovery project funding is to be given to projects that include the use of side channels, off stream rearing enhancement, over wintering habitat improvements, or the use of acclimation ponds.