
HOUSE BILL 2714

State of Washington

56th Legislature

2000 Regular Session

By Representatives Pennington, Mielke and Hatfield

Read first time 01/19/2000. Referred to Committee on Natural Resources.

1 AN ACT Relating to warm water game fish; amending RCW 75.46.170;
2 adding new sections to chapter 77.44 RCW; and creating a new section.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 NEW SECTION. **Sec. 1.** The legislature recognizes that the warm
5 water game fish enhancement program is increasing opportunities to fish
6 for and catch warm water game fish.

7 The legislature also recognizes that there are warm water ponds,
8 lakes, and streams in the state that provide outstanding fishing
9 opportunities for people of all ages.

10 Therefore, it is the intent of the legislature to designate certain
11 waterbodies as warm water game fish habitat in order to preserve and
12 protect them for current and future generations.

13 NEW SECTION. **Sec. 2.** A new section is added to chapter 77.44 RCW
14 to read as follows:

15 The department shall designate specific ponds, lakes, rivers, and
16 streams in the state as warm water game fish habitat. Once a waterbody
17 has received such a designation, it shall be managed to increase the
18 opportunities to fish for and catch warm water game fish.

1 At a minimum, the following waterbodies shall be designated as warm
2 water game fish habitat:

3 Adams county: Cow Lake, Hutchinson Lake, Shiner Lake, and Sprague
4 Lake;

5 Benton county: Columbia Park Pond;

6 Chelan county: Antilon Lake and Roses Lake;

7 Clark county: Lacamas Lake, Merwin Reservoir, and Vancouver Lake;

8 Cowlitz county: Horseshoe Lake, Kress Lake, and Silver Lake;

9 Grant county: Alkali Lake, Banks Lake, Billy Clapp Reservoir,
10 Evergreen Reservoir, Frenchman Lake, Lower Goose Lake, Moses Lake,
11 Potholes Reservoir, Redrock Lake, Stan Coffin Lake, and Winchester Lake
12 (Reservoir);

13 Franklin county: Clark Pond and Scooteny Reservoir;

14 King county: Green Lake;

15 Kittitas county: Fio Rito Lakes and McCabe Pond;

16 Lewis county: Mayfield Reservoir, South Lewis County Park Pond,
17 and Swofford Pond;

18 Okanogan county: Palmer Lake, Washburn Island Pond, and Whitestone
19 Lake;

20 Pierce county: American Lake and Harts Lake;

21 San Juan county: Hummel Lake;

22 Skagit county: Big Lake and Campbell Lake;

23 Snohomish county: Gissberg Ponds;

24 Spokane county: Liberty Lake and Newman Lake;

25 Thurston county: Chambers Lake, Little Chambers Lake, and Longs
26 Pond;

27 Whatcom county: Fazon Lake, Terrell Lake, and Whatcom Lake; and

28 Yakima county: I-82 ponds 2, 3, 4, 5, 6, and 7, Rotary Lake, Sarge
29 Hubbard Pond, and Wenas Lake.

30 NEW SECTION. **Sec. 3.** A new section is added to chapter 77.44 RCW
31 to read as follows:

32 The department shall provide an annual report to the legislature by
33 December 31st of each year, beginning December 31, 2000, of the
34 waterbodies designated as warm water game fish habitat under section 2
35 of this act. The report shall include the status of warm water game
36 fish by waterbody and a list of habitat enhancement projects completed
37 during the calendar year that benefit warm water game fish.

1 **Sec. 4.** RCW 75.46.170 and 1999 sp.s. c 13 s 5 are each amended to
2 read as follows:

3 (1) The (~~(salmon recovery funding))~~ salmon recovery funding board
4 shall develop procedures and criteria for allocation of funds for
5 salmon habitat projects and salmon recovery activities on a state-wide
6 basis to address the highest priorities for salmon habitat protection
7 and restoration. To the extent practicable the board shall adopt an
8 annual allocation of funding. The allocation should address both
9 protection and restoration of habitat, and should recognize the varying
10 needs in each area of the state on an equitable basis. The board has
11 the discretion to partially fund, or to fund in phases, salmon habitat
12 projects. The board may annually establish a maximum amount of funding
13 available for any individual project, subject to available funding. No
14 projects required solely as a mitigation or a condition of permitting
15 are eligible for funding.

16 (2)(a) In evaluating, ranking, and awarding funds for projects and
17 activities the board shall give preference to projects that:

18 (i) Are based upon the limiting factors analysis identified under
19 RCW 75.46.070;

20 (ii) Provide a greater benefit to salmon recovery based upon the
21 stock status information contained in the department of fish and
22 wildlife salmonid stock inventory (SASSI), the salmon and steelhead
23 habitat inventory and assessment project (SSHIAP), and any comparable
24 science-based assessment when available;

25 (iii) Will benefit listed species and other fish species; and

26 (iv) Will preserve high quality salmonid habitat.

27 (b) In evaluating, ranking, and awarding funds for projects and
28 activities the board shall also give consideration to projects that:

29 (i) Are the most cost-effective;

30 (ii) Have the greatest matched or in-kind funding; and

31 (iii) Will be implemented by a sponsor with a successful record of
32 project implementation.

33 (3) In evaluating, ranking, and awarding funds for projects and
34 activities, the board shall give lesser preference to projects located
35 in designated warm water game fish habitat.

36 (4) The board may reject, but not add, projects from a habitat
37 project list submitted by a lead entity for funding.

38 (~~(4))~~ (5) For fiscal year 2000, the board may authorize the
39 interagency review team to evaluate, rank, and make funding decisions

1 for categories of projects or activities or from funding sources
2 provided for categories of projects or activities. In delegating such
3 authority the board shall consider the review team's staff resources,
4 procedures, and technical capacity to meet the purposes and objectives
5 of this chapter. The board shall maintain general oversight of the
6 team's exercise of such authority.

7 ~~((+5))~~ (6) The board shall seek the guidance of the technical
8 review team to ensure that scientific principles and information are
9 incorporated into the allocation standards and into proposed projects
10 and activities. If the technical review team determines that a habitat
11 project list complies with the critical pathways methodology under RCW
12 75.46.070, it shall provide substantial weight to the list's project
13 priorities when making determinations among applications for funding of
14 projects within the area covered by the list.

15 ~~((+6))~~ (7) The board shall establish criteria for determining when
16 block grants may be made to a lead entity or other recognized regional
17 recovery entity consistent with one or more habitat project lists
18 developed for that region. Where a lead entity has been established
19 pursuant to RCW 75.46.060, the board may provide grants to the lead
20 entity to assist in carrying out lead entity functions under this
21 chapter, subject to available funding. The board shall determine an
22 equitable minimum amount of funds for each region, and shall distribute
23 the remainder of funds on a competitive basis.

24 ~~((+7))~~ (8) The board may waive or modify portions of the
25 allocation procedures and standards adopted under this section in the
26 award of grants or loans to conform to legislative appropriations
27 directing an alternative award procedure or when the funds to be
28 awarded are from federal or other sources requiring other allocation
29 procedures or standards as a condition of the board's receipt of the
30 funds. The board shall develop an integrated process to manage the
31 allocation of funding from federal and state sources to minimize delays
32 in the award of funding while recognizing the differences in state and
33 legislative appropriation timing.

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