
SUBSTITUTE HOUSE BILL 2737

State of Washington

56th Legislature

2000 Regular Session

By House Committee on Agriculture & Ecology (originally sponsored by Representatives Linville, B. Chandler, G. Chandler and Koster)

Read first time 02/03/2000. Referred to Committee on .

1 AN ACT Relating to the dairy nutrient management task force; adding
2 new sections to chapter 90.64 RCW; creating new sections; and providing
3 expiration dates.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 90.64 RCW
6 to read as follows:

7 (1) A dairy nutrient management task force is created. The task
8 force shall be comprised of no more than fifteen members, who are
9 appointed as follows:

10 (a) Two members of the house of representatives, one from each
11 major caucus, appointed by the co-speakers of the house of
12 representatives;

13 (b) Two members of the senate, one from each major caucus,
14 appointed by the president of the senate;

15 (c) A representative of the department of ecology, appointed by the
16 director of ecology;

17 (d) A representative of the state conservation commission,
18 appointed by its executive secretary;

1 (e) A representative of local conservation districts, appointed by
2 the president of a state-wide association of conservation districts;

3 (f) A representative of local health departments, appointed by the
4 Washington state association of local public health officials;

5 (g) A representative of commercial shellfish growers, appointed by
6 a state-wide organization representing oyster growers;

7 (h) Three active dairy farmers, appointed by a state-wide
8 organization representing dairy farmers in the state, who shall be from
9 different regions and different sizes of dairy operations;

10 (i) A representative of an environmental interest organization with
11 familiarity and expertise in water quality issues, appointed by
12 agreement of the co-speakers of the house of representatives and the
13 president of the senate;

14 (j) A representative of the United States environmental protection
15 agency, appointed by the regional director of the agency if the agency
16 chooses to be represented on the task force; and

17 (k) A representative of the United States natural resources
18 conservation service, appointed by the state conservationist of that
19 agency for this state, if the agency chooses to be represented on the
20 task force.

21 (2) The task force shall convene as soon as possible upon
22 appointment of its members. The task force shall elect a chair and
23 adopt rules for conducting the business of the task force. Staff
24 support for the task force shall be provided by the Washington state
25 conservation commission.

26 (3) This section expires June 30, 2004.

27 NEW SECTION. **Sec. 2.** A new section is added to chapter 90.64 RCW
28 to read as follows:

29 (1) By December 31, 2000, the task force shall recommend to the
30 department and to the legislature:

31 (a) Clarification of key terms and phrases such as, but not limited
32 to, "potential to pollute," that are used in the administration of this
33 chapter and other statutes on water quality;

34 (b) How frequently dairy nutrient management plans should be
35 updated, considering the evolution of technical standards developed by
36 the natural resources conservation service;

1 (c) Considering the report under section 3 of this act, the
2 disposition of penalties collected from dairy producers under chapter
3 90.48 RCW;

4 (d) Considering the report under section 4 of this act, recommended
5 sources of funding to meet the needs identified in the report;

6 (e) The extent to which engineering expertise is required to
7 implement the provisions of this chapter;

8 (f) How to address responsibility for contamination originating
9 from neighboring farms; and

10 (g) Clarification of the duties of the department as they pertain
11 to initial inspections of dairy farms.

12 (2) The task force shall make recommendations to the department and
13 to the legislature on any other issues, and at such times, as the task
14 force deems important to the successful implementation of this chapter.

15 (3) This section expires June 30, 2004.

16 NEW SECTION. **Sec. 3.** (1) By September 1, 2000, the department of
17 ecology shall report to the task force on the penalties assessed on
18 dairy producers for violations of chapters 90.48 and 90.64 RCW since
19 January 1, 1998. The report shall indicate the amount of money from
20 these penalties that was deposited into the coastal protection fund
21 created under RCW 90.48.390 and the amount deposited into the dairy
22 waste management account created under RCW 90.64.150. The report shall
23 also indicate the purposes for which moneys reported under this section
24 were expended.

25 (2) This section expires December 31, 2000.

26 NEW SECTION. **Sec. 4.** (1) By September 1, 2000, the office of
27 financial management shall make recommendations to the task force on
28 how to provide adequate funding for the dairy nutrient management
29 program. The recommendations shall include an identification of need,
30 if any, for additional funding for each of the following purposes:

31 (a) To perform functions required by conservation districts and the
32 state conservation commission;

33 (b) To provide technical assistance for development of dairy
34 nutrient management plans; and

35 (c) For cost-share moneys for implementation of the plans based on
36 fifty percent of the eligible costs to be derived from public sources.
37 The recommendations shall be for the amount of funding for these

1 purposes that is required each fiscal year through June 30, 2004, in
2 order to meet the deadlines established in chapter 90.64 RCW.

3 (2) The office of financial management shall submit its written
4 recommendations to the co-chief clerks of the house of representatives
5 and the secretary of the senate.

6 (3) This section expires December 31, 2000.

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