

1 **SSB 5751 - H AMD 0383 SCOPE AND OBJECT 4/14/03**
2 By Representative _____

3 On page 5, after line 33, insert the following:

4 "Sec. 5. RCW 43.21C.037 and 1997 c 173 s 6 are each amended to
5 read as follows:

6 (1) ~~Decisions pertaining to ((applications for Class I, II,~~
7 ~~and III forest practices, as defined by rule of the forest~~
8 ~~practices board under RCW 76.09.050,))~~ the following are not
9 subject to the requirements of RCW 43.21C.030(2)(c) as now or
10 hereafter amended:

11 (a) Applications for class I, II, and III forest practices, as
12 defined by rule of the forest practices board under RCW 76.09.050;
13 and

14 (b) Individual sales of valuable materials, as that term is
15 defined in RCW 79.01.038, from state trust lands, including
16 federally granted trust lands, forest board transfer lands, forest
17 board purchase lands, and community college reserve trust lands,
18 that are harvested under a class I, II, or III forest practices
19 application, if a programmatic detailed environmental impact
20 statement has been finalized for the ten-year sustained yield plan
21 required under chapter 79.68 RCW.

22 (2) When the applicable county, city, or town requires a
23 license in connection with any proposal involving forest practices
24 (a) on lands platted after January 1, 1960, as provided in chapter
25 58.17 RCW, (b) on lands that have or are being converted to another
26 use, or (c) on lands which, pursuant to RCW 76.09.070 as now or
27 hereafter amended, are not to be reforested because of the
28 likelihood of future conversion to urban development, then the
29 local government, rather than the department of natural resources,
30 is responsible for any detailed statement required under RCW
31 43.21C.030(2)(c).

1 (3) Those forest practices determined by rule of the forest
2 practices board to have a potential for a substantial impact on the
3 environment, and thus to be Class IV practices, require an
4 evaluation by the department of natural resources as to whether or
5 not a detailed statement must be prepared pursuant to this chapter.
6 The evaluation shall be made within ten days from the date the
7 department receives the application. A Class IV forest practice
8 application must be approved or disapproved by the department
9 within thirty calendar days from the date the department receives
10 the application, unless the department determines that a detailed
11 statement must be made, in which case the application must be
12 approved or disapproved by the department within sixty days from
13 the date the department receives the application, unless the
14 commissioner of public lands, through the promulgation of a formal
15 order, determines that the process cannot be completed within such
16 period. This section shall not be construed to prevent any local
17 or regional governmental entity from determining that a detailed
18 statement must be prepared for an action regarding a Class IV
19 forest practice taken by that governmental entity concerning the
20 land on which forest practices will be conducted.

21 NEW SECTION. **Sec. 6.** A new section is added to chapter 79.01
22 RCW to read as follows:

23 Individual sales of valuable materials from state trust lands,
24 including federally granted trust lands, forest board transfer
25 lands, forest board purchase lands, and community college reserve
26 trust lands, that are harvested under a class I, II, or III forest
27 practices application, are not subject to the requirements of RCW
28 43.21C.030(2)(c) if a programmatic detailed environmental impact
29 statement has been finalized for the ten-year sustained yield plan
30 required under chapter 79.68 RCW."

31 Correct the title.

EFFECT: Exempts decisions relating to the individual sale of
valuable materials that are harvested from state trust lands

under a class I, II, or III forest practice from the environmental impact statement requirements of the state environmental policy act.