
SENATE JOINT MEMORIAL 8046

State of Washington 58th Legislature 2004 Regular Session

By Senators Swecker, Rasmussen, Sheahan, Parlette, Jacobsen and Shin

Read first time 01/28/2004. Referred to Committee on Agriculture.

1 TO THE HONORABLE GEORGE W. BUSH, PRESIDENT OF THE UNITED STATES,
2 AND TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF
3 REPRESENTATIVES, AND TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE
4 UNITED STATES, IN CONGRESS ASSEMBLED, AND TO THE ADMINISTRATOR OF THE
5 UNITED STATES ENVIRONMENTAL PROTECTION AGENCY, AND TO THE SECRETARY OF
6 THE DEPARTMENT OF INTERIOR, AND TO THE SECRETARY OF THE UNITED STATES
7 DEPARTMENT OF COMMERCE:

8 We, your Memorialists, the Senate and House of Representatives of
9 the State of Washington, in legislative session assembled, respectfully
10 represent and petition as follows:

11 WHEREAS, The retention of productive agricultural lands and the
12 continuation of agriculture that includes viable family farm operations
13 are widely held societal and environmental goals; and

14 WHEREAS, Maintaining the viability of farm operations and the
15 productivity of agricultural lands is dependent on the production and
16 the marketability of fruits, vegetables, and other agricultural
17 products; and

18 WHEREAS, The production of agricultural products and the ability of
19 such products to meet the quality demanded by consumers and the
20 phytosanitary requirements of importing countries often depend on the

1 utilization of pest control products that have been registered by the
2 federal Environmental Protection Agency with labels that contain
3 restrictions on their use on areas adjacent to water bodies that may
4 contain fish; and

5 WHEREAS, Another widely held societal goal is the retention of
6 salmon runs as an environmental value and to support the sports and
7 commercial fishing industries and tribal fisheries; and

8 WHEREAS, Several species of salmonids that return to waters in
9 Washington State have been listed by the federal government under the
10 federal Endangered Species Act, the bulk of which were listed in 1998;
11 and

12 WHEREAS, The failure to meet the interagency consultation
13 requirement contained in section 7 of the federal Endangered Species
14 Act for many otherwise federally approved pest control products has
15 resulted in litigation requesting the court to further curtail the use
16 of these products based on the failure to comply with consultation
17 requirements; and

18 WHEREAS, These curtailments have significant negative impact on the
19 ability to control pests in the perimeter of orchards which become a
20 breeding ground to potentially infect the rest of the orchard,
21 adversely affecting fruit quality and jeopardizing both domestic and
22 foreign markets;

23 NOW, THEREFORE, Your Memorialists respectfully pray that a process
24 be established by federal rule that provides for a transparent and
25 efficient consultation process that is properly funded to accomplish
26 the required consultation to occur between the United States
27 Environmental Protection Agency and either the National Fish and
28 Wildlife Service or the National Oceanic and Atmospheric Administration
29 (NOAA-Fish) as appropriate for each listed salmonid species.

30 BE IT RESOLVED, That copies of this Memorial be immediately
31 transmitted to the Honorable George W. Bush, President of the United
32 States, the administrator of the United States Environmental Protection
33 Agency, the Secretary of the United States Department of Interior, the
34 Secretary of the United States Department of Commerce, the President of
35 the United States Senate, the Speaker of the House of Representatives,
36 and each member of Congress from the State of Washington.

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