

5658

Sponsor(s): Senators Mulliken, Haugen, T. Sheldon, Morton and Rasmussen

Brief Description: Concerning use of the best available science under the growth management act. Revised for 1st Substitute: Clarifying requirements for the use of best available science in developing critical areas policies and regulations.

SB 5658 - DIGEST

(SUBSTITUTED FOR - SEE 1ST SUB)

Provides that, where a proposed critical area ordinance is based upon science that has yet to be replicated in a physical context similar to the one at issue, but is theoretically sound and otherwise meets the test for best available science, the science shall be deemed to constitute best available science.

Declares that the requirement to consider the best available science under this act does not obligate a county or city to use science from a different physical context if the county or city determines that such science is not applicable to a specific local situation or physical context, even if it is the only available science.

Declares that the requirement to consider the best available science is a procedural, not substantive, requirement.