
HOUSE BILL 3136

State of Washington 60th Legislature 2008 Regular Session

By Representatives DeBolt, Kessler, Orcutt, Alexander, Hunt, Ormsby, Blake, Williams, Pearson, Kristiansen, VanDeWege, and Kretz

Read first time 01/23/08. Referred to Committee on Agriculture & Natural Resources.

1 AN ACT Relating to mitigation for hydraulic projects undertaken in
2 response to a flood event; and amending RCW 77.55.271.

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

4 **Sec. 1.** RCW 77.55.271 and 1997 c 424 s 5 are each amended to read
5 as follows:

6 (1) The department shall not require mitigation for:

7 (a) Sediment dredging or capping actions that result in a cleaner
8 aquatic environment and equal or better habitat functions and values,
9 if the actions are taken under a state or federal cleanup action; or

10 (b) Emergency oral permits issued under RCW 77.55.021(8) issued in
11 response to a flood event.

12 (2) This chapter shall not be construed to require habitat
13 mitigation for navigation and maintenance dredging of existing channels
14 and berthing areas.

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