

SHB 2285 - H AMD 717

By Representative Walsh

WITHDRAWN 02/12/2018

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** (1) The marbled murrelet, scientific name
4 *Brachyramphus marmoratus*, is a species that resides along the west
5 coast of North America including on state, federal, and privately
6 owned lands within Washington state. The marbled murrelet is listed
7 as threatened under the federal endangered species act and as
8 endangered by the Washington department of fish and wildlife under
9 RCW 77.12.020. The board of natural resources is in the process of
10 deciding upon and submitting a proposed amendment of the 1997 state
11 trust lands habitat conservation plan to the United States fish and
12 wildlife service, which has jurisdiction on species listed in the
13 endangered species act. The proposed amendment will, if approved by
14 the United States fish and wildlife service, amend the existing plan
15 and grant a fifty-year incidental take permit for department of
16 natural resources-managed lands within the habitat of the marbled
17 murrelet.

18 (2) The legislature finds that ending a twenty-year period of
19 encumbered lands uncertainty through federal approval of a fifty-year
20 marbled murrelet incidental take permit under the federal endangered
21 species act will provide certainty for the beneficiaries of the
22 affected state lands and state forestlands: Our schools, counties,
23 and junior taxing districts.

24 (3) It is the intent of the legislature that the commissioner of
25 public lands evaluate the economic impacts of restricting hundreds of
26 acres from harvest or use under the existing and proposed changes
27 with the habitat conservation plan with the assistance of an advisory
28 committee to develop a report with recommendations to the
29 legislature. The report must provide recommendations on: (a) Actions
30 that support maintaining or increasing family-wage timber and related
31 jobs in the affected rural communities; (b) options to address
32 impacts on revenue to the trust beneficiaries; (c) other means of

1 providing revenues for county services; and (d) other nonhabitat-
2 related measures to address the declining populations of the marbled
3 murrelet.

4 NEW SECTION. **Sec. 2.** A new section is added to chapter 43.30
5 RCW under the subchapter heading "powers and duties---general" to
6 read as follows:

7 By December 1, 2018, and each December 1st thereafter until the
8 United States fish and wildlife service issues an incidental take
9 permit on the state trust land habitat conservation plan for the
10 long-term conservation strategy for the marbled murrelet, the
11 department must provide a report to the legislature as required in
12 section 1 of this act. No fewer than ninety days before submitting
13 the report to the legislature as described in this section, the
14 department must first submit a draft of the report for review and
15 comment to the chair and ranking member of the committees of the
16 house of representatives and senate with jurisdiction over state
17 lands. The report must include recommendations on actions that: (1)
18 Support maintaining or increasing family-wage timber and related jobs
19 in the affected rural communities; (2) address the impacts on revenue
20 to the trust beneficiaries, including a breakdown of the total
21 impacts to manageable acres, harvest, and revenues; (3) address the
22 need to provide revenues for county services that are lost due to the
23 habitat conservation plan; and (4) identify other nonhabitat-related
24 measures to address the declining populations of the marbled
25 murrelet.

26 NEW SECTION. **Sec. 3.** A new section is added to chapter 43.30
27 RCW under the subchapter heading "powers and duties---general" to
28 read as follows:

29 (1)(a) To assist the department in developing and providing the
30 report to the legislature required in section 2 of this act, the
31 commissioner of public lands must appoint a marbled murrelet advisory
32 committee. The committee may: (i) Include one or more representatives
33 from: State lands trust beneficiaries; impacted state forestlands
34 beneficiaries, including county and junior taxing district
35 beneficiaries; environmental organizations; local governments or an
36 association representing local governments; an association
37 representing milling interests; a statewide association representing

1 private forest landowners; and local public interest groups; and (ii)
2 consult with relevant state and federal agencies and tribes.

3 (b) The advisory committee must include at least one legislative
4 member from each of the minority and majority caucuses of the house
5 of representatives and the senate whose districts have lands that are
6 included in the 1997 habitat conservation plan or any proposed
7 amendments thereto.

8 (2) In the event of any subsequent amendment to the 1997 state
9 trust lands marbled murrelet habitat conservation plan, the
10 commissioner must appoint a subsequent marbled murrelet advisory
11 committee. The composition of the committee shall be as described in
12 subsection (1) of this section. The committee must remain in
13 existence until the subsequent amendment has been adopted."

14 Correct the title.

EFFECT: States it is the intent of the legislature that the commissioner of public lands evaluate the economic impacts of both the existing marbled murrelet habitat conservation plan and proposed changes to the habitat conservation plan.

Modifies the scope of the report submitted to the legislature by the commissioner of public lands to address, among other things, recommendations on actions that support maintaining or increasing family-wage timber and related jobs in the communities affected by the habitat conservation plan, and other nonhabitat-related measures to address declining marbled murrelet populations.

Modifies the composition of the marbled murrelet advisory committee to include at least one legislative member from each of the minority and majority caucuses of the house of representatives and the senate whose districts have lands that are included in the 1997 habitat conservation plan or any proposed amendments thereto.

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