
**Rural Development, Agriculture, &
Natural Resources Committee**

HB 1187

Brief Description: Revising hydraulic project eligibility standards under RCW 77.55.181 for conservation district-sponsored fish habitat enhancement projects.

Sponsors: Representatives Dent, Blake, Chandler, Kretz, Schmick and Bergquist.

Brief Summary of Bill

- The bill changes the process by which conservation district-sponsored fish habitat enhancement projects eligible for streamlined hydraulic project review may be approved.

Hearing Date: 1/25/19

Staff: Rebecca Lewis (786-7339).

Background:

Hydraulic Project Approval for fish habitat enhancement projects

A person must obtain a hydraulic project approval prior to commencing any construction project that will use, divert, obstruct, or change the natural flow or bed of any of the salt or fresh waters of the state. Hydraulic project approvals are issued by the Washington Department of Fish and Wildlife (WDFW) to ensure the proper protection of fish life. To receive a HPA, the applicant must provide certain information to the WDFW. This information includes general plans for the overall project and complete plans for the proper protection of fish life.

Fish habitat enhancement projects that meet a certain set of criteria may qualify for a streamlined administrative review and approval process. These are projects that are expected to result in beneficial impacts to the environment, and are of the size and scale, as determined by the

This analysis was prepared by non-partisan legislative staff for the use of legislative members in their deliberations. This analysis is not part of the legislation nor does it constitute a statement of legislative intent.

WDFW, to accomplish one or more of the following:

- Elimination of human-made or human-caused fish passage barriers;
- Restoration of an eroded or unstable streambank employing the principle of bioengineering; or
- Placement of woody debris or other instream structures that benefit naturally reproducing fish stocks.

Additionally, to qualify for streamlined review, a project must also be approved by certain sponsoring entities, including the WDFW, a conservation district, the Department of Transportation, a city or county, or other formal review and approval processes.

Conservation district-sponsored fish habitat enhancement projects.

Fish habitat enhancement projects that qualify for streamlined review and are sponsored by conservation districts must comply with design standards established by the Washington Conservation Commission through an interagency agreement with the United States Fish and Wildlife Service and the Natural Resource Conservation Service.

Summary of Bill:

The requirement that conservation district-sponsored fish habitat enhancement projects eligible for streamlined review follow design standards established by the Washington Conservation Commission through an interagency agreement with the United States Fish and Wildlife Service and the Natural resource Conservation Service is removed. Instead, conservation district-sponsored fish habitat enhancement projects determined to be eligible for streamlined review must be approved by conservation districts.

Appropriation: None.

Fiscal Note: Requested on 1/24/19.

Effective Date: The bill takes effect 90 days after adjournment of the session in which the bill is passed.