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HOUSE BILL 1772

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State of Washington

52nd Legislature

1991 Regular Session

By Representatives Wynne, Haugen, Edmondson, Belcher, Wood, Rayburn, Holland, Prentice, Miller, Riley, Van Luven, Fraser, Ballard, P. Johnson, Vance, Sheldon, Lisk, Broback, Paris, Roland, May, Kremen, Brough, Leonard, Wineberry, Mitchell, Franklin, McLean, Scott, Beck, Schmidt, Cole, Chandler, Sprenkle, Brumsickle, Wilson, R. Johnson, Tate, Zellinsky, Nelson, Cooper, Forner, Heavey, Cantwell, Wang, R. King, Jones, Rasmussen, Hargrove, Casada, Hochstatter, Basich, Bowman, D. Sommers, Moyer and Bray.

Read first time February 8, 1991. Referred to Committee on Natural Resources & Parks. Referred on 2/12/91 to Committee on Local Government.

1 AN ACT Relating to flood control; amending RCW 86.26.007,  
2 86.26.070, and 86.26.090; providing an effective date; and declaring an  
3 emergency.

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

5 **Sec. 1.** RCW 86.26.007 and 1986 c 46 s 1 are each amended to read  
6 as follows:

7 The flood control assistance revolving funds account is hereby  
8 established in the state treasury. At the beginning of each biennium  
9 after June 30, 1985, the state treasurer shall transfer from the  
10 general fund to the flood control assistance revolving funds account an  
11 amount of money which, when combined with money remaining in the  
12 account from the previous biennium, will equal ((four)) ten million  
13 dollars. Moneys in the flood control assistance revolving funds  
14 account may be spent only after appropriation for purposes specified  
15 under this chapter. ((All earnings of investments of balances in the

1 ~~flood control assistance account shall be credited to the general~~  
2 ~~fund.)~~)

3       **Sec. 2.** RCW 86.26.070 and 1951 c 240 s 9 are each amended to read  
4 as follows:

5       Any municipal corporation subject to flood conditions, may  
6 establish in its treasury a flood control maintenance and enhancement  
7 fund. Such fund may be maintained by transfer thereto of moneys  
8 derived from regular or special lawful levies for flood control  
9 purposes, moneys which may be lawfully transferred to it from any other  
10 municipal fund; and gifts and contributions received for flood control  
11 purposes. All costs and expenses for flood control maintenance and  
12 enhancement purposes shall be paid out of ~~((said))~~ the flood control  
13 maintenance and enhancement fund, which fund shall not be used for any  
14 other purpose.

15       **Sec. 3.** RCW 86.26.090 and 1984 c 212 s 7 are each amended to read  
16 as follows:

17       The state shall participate with eligible local authorities in  
18 maintaining ~~((and))~~, restoring, and enhancing the normal and reasonably  
19 stable river and stream channel alignment and the normal and reasonably  
20 stable river and stream channel capacity for carrying off flood waters  
21 with a minimum of damage from bank erosion or overflow of adjacent  
22 lands and property; and in restoring, maintaining and repairing natural  
23 conditions, works and structures for the maintenance of such  
24 conditions. The state shall likewise participate in the restoration  
25 ~~((and))~~, maintenance, or improvement of natural conditions, works, or  
26 structures for the protection of lands and other property from  
27 inundation or other damage by the sea or other bodies of water.  
28 ~~((Funds from the flood control assistance account shall not be~~

1 ~~available for maintenance of works or structures maintained solely for~~  
2 ~~the detention or storage of flood waters.))~~

3       NEW SECTION.   **Sec. 4.**       This act is necessary for the immediate  
4 preservation of the public peace, health, or safety, or support of the  
5 state government and its existing public institutions, and shall take  
6 effect July 1, 1991.