

# HOUSE BILL REPORT

## SSJM 8015

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### As Passed House:

April 4, 1995

**Brief Description:** Requesting a variance in order to preserve man-made wetlands.

**Sponsors:** Senate Committee on Ecology & Parks (originally sponsored by Senators Fraser, Swecker, Oke, McDonald, Wojahn, Deccio, McAuliffe, Hargrove, Rasmussen and Winsley).

### Brief History:

#### Committee Activity:

Agriculture & Ecology: 3/27/95 [DP].

Passed House: 4/4/95, 97-0.

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## HOUSE COMMITTEE ON AGRICULTURE & ECOLOGY

**Majority Report:** Do pass. Signed by 17 members: Representatives Chandler, Chairman; Koster, Vice Chairman; McMorris, Vice Chairman; Mastin, Ranking Minority Member; Chappell, Assistant Ranking Minority Member; Boldt; Clements; Delvin; R. Fisher; Honeyford; Johnson; Kremen; Poulsen; Regala; Robertson; Rust and Schoesler.

**Staff:** Kenneth Hirst (786-7105).

**Background:** The federal Surface Mining and Control Act of 1977 as amended sets general performance standards that are applicable to all surface coal mining and reclamation operations. In general, such an operation is required to restore the approximate original contour of the land. The act also requires the land to be restored to a condition capable of supporting the uses for which it was capable of supporting prior to any mining, or higher or better uses.

Under the rules of the Office of Surface Mining Reclamation and Enforcement of the U. S. Department of the Interior, impoundments constructed of coal mine waste or constructed to impound coal mine wastes may not be retained permanently as part of the approved postmining land use. The operation must also minimize disturbances and adverse impacts on fish, wildlife and related environmental values and must achieve enhancement of such resources where practicable.

**Summary of Bill:** The President of the United States, the Congress, and the Department of the Interior are asked to continue encouraging the Office of Surface Mining to: (1) find ways to preserve wetlands of significant size and value created as a result of mining activities; (2) recognize the climatic differences in surface mining operations in regions throughout the nation; and (3) allow the states to encourage local mining industries to take advantage of opportunities to preserve and enhance wetlands for the benefit of wildlife, fisheries, and recreation.

**Appropriation:** None.

**Fiscal Note:** Not requested.

**Testimony For:** Pacificorp is in support of the bill.

**Testimony Against:** None.

**Testified:** Ron Newbry, Pacificorp (pro).