

CERTIFICATION OF ENROLLMENT

SUBSTITUTE SENATE BILL 6197

54th Legislature
1996 Regular Session

Passed by the Senate March 6, 1996
YEAS 45 NAYS 0

President of the Senate

Passed by the House March 5, 1996
YEAS 73 NAYS 22

**Speaker of the
House of Representatives**

Approved

CERTIFICATE

I, Marty Brown, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 6197** as passed by the Senate and the House of Representatives on the dates hereon set forth.

Secretary

FILED

Governor of the State of Washington

**Secretary of State
State of Washington**

SUBSTITUTE SENATE BILL 6197

AS AMENDED BY THE HOUSE

Passed Legislature - 1996 Regular Session

State of Washington 54th Legislature 1996 Regular Session

By Senate Committee on Ecology & Parks (originally sponsored by Senator Swecker)

Read first time 01/25/96.

1 AN ACT Relating to water supply augmentation; adding a new section
2 to chapter 90.03 RCW; and adding a new section to chapter 90.44 RCW.

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

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 90.03 RCW
5 to read as follows:

6 The department shall, when evaluating an application for a water
7 right, transfer, or change filed pursuant to RCW 90.03.250 or 90.03.380
8 that includes provision for any water impoundment, take into
9 consideration the benefits of the water impoundment that is included as
10 a component of the application. The department's consideration shall
11 extend to any increased water supply that results from the impoundment
12 including, but not limited to, any recharge of ground water that may
13 occur. Provision for impoundment in an application shall be made
14 solely at the discretion of the applicant and shall not otherwise be
15 made by the department a condition for approving an application that
16 does not include provision for impoundment.

17 This section does not lessen, enlarge, or modify the rights of any
18 riparian owner, or any existing water right acquired by appropriation
19 or otherwise.

1 NEW SECTION. **Sec. 2.** A new section is added to chapter 90.44 RCW
2 to read as follows:

3 The department shall, when evaluating an application for a water
4 right or an amendment filed pursuant to RCW 90.44.050 or 90.44.100 that
5 includes provision for any water impoundment, take into consideration
6 the benefits of the water impoundment that is included as a component
7 of the application. The department's consideration shall extend to any
8 increased water supply that results from the impoundment including, but
9 not limited to, any recharge of ground water that may occur. Provision
10 for impoundment in an application shall be made solely at the
11 discretion of the applicant and shall not be made by the department a
12 condition for approving an application that does not include provision
13 for impoundment.

14 This section does not lessen, enlarge, or modify the rights of any
15 riparian owner, or any existing water right acquired by appropriation
16 or otherwise.

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