

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE HOUSE BILL 2444**

Chapter 136, Laws of 1996

54th Legislature  
1996 Regular Session

HABITAT CONSERVATION PLANS

EFFECTIVE DATE: 3/25/96

Passed by the House March 4, 1996  
Yeas 93 Nays 0

CLYDE BALLARD  
**Speaker of the  
House of Representatives**

Passed by the Senate February 28, 1996  
Yeas 44 Nays 2

JOEL PRITCHARD  
**President of the Senate**

Approved March 25, 1996

MIKE LOWRY  
**Governor of the State of Washington**

CERTIFICATE

I, Timothy A. Martin, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 2444** as passed by the House of Representatives and the Senate on the dates hereon set forth.

TIMOTHY A. MARTIN  
**Chief Clerk**

FILED

March 25, 1996 - 9:12 a.m.

**Secretary of State  
State of Washington**

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**SUBSTITUTE HOUSE BILL 2444**

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AS AMENDED BY THE SENATE

Passed Legislature - 1996 Regular Session

**State of Washington**

**54th Legislature**

**1996 Regular Session**

**By** House Committee on Natural Resources (originally sponsored by Representatives Brumsickle, Chappell, Buck, Cairnes, Sheldon, Honeyford, McMorris, Morris, Kessler, Delvin, Basich, Fuhrman, Regala, Schoesler, Mastin, Elliot, Johnson, D. Sommers, Boldt, Thompson and McMahan)

Read first time 01/30/96.

1       AN ACT Relating to habitat conservation plans; adding a new section  
2 to chapter 76.09 RCW; and declaring an emergency.

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

4       NEW SECTION.   **Sec. 1.** A new section is added to chapter 76.09 RCW  
5 to read as follows:

6       Forest practices consistent with a habitat conservation plan  
7 approved prior to the effective date of this act, by the secretary of  
8 the interior or commerce under 16 U.S.C. Sec. 1531 et seq., and the  
9 endangered species act of 1973 as amended, are exempt from rules and  
10 policies under this chapter, provided the proposed forest practices  
11 indicated in the application are in compliance with the plan, and  
12 provided this exemption applies only to rules and policies adopted  
13 primarily for the protection of one or more species, including unlisted  
14 species, covered by the plan. Such forest practices are deemed not to  
15 have the potential for a substantial impact on the environment but may  
16 be found to have the potential for a substantial impact on the  
17 environment due to other reasons under RCW 76.09.050.

18       Nothing in this section is intended to limit the board's rule-  
19 making authority under this chapter.

1        NEW SECTION.    **Sec. 2.**    This act is necessary for the immediate  
2 preservation of the public peace, health, or safety, or support of the  
3 state government and its existing public institutions, and shall take  
4 effect immediately.

      Passed the House March 4, 1996.

      Passed the Senate February 28, 1996.

      Approved by the Governor March 25, 1996.

      Filed in Office of Secretary of State March 25, 1996.