

CERTIFICATION OF ENROLLMENT
SUBSTITUTE HOUSE BILL 1022

55th Legislature
1997 Regular Session

Passed by the House April 19, 1997
Yeas 60 Nays 29

Speaker of the
House of Representatives

Passed by the Senate April 16, 1997
Yeas 34 Nays 14

President of the Senate

Approved

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 1022** as passed by the House of Representatives and the Senate on the dates hereon set forth.

Chief Clerk

FILED

Secretary of State
State of Washington

SUBSTITUTE HOUSE BILL 1022

Passed Legislature - 1997 Regular Session

AS AMENDED BY THE SENATE

State of Washington 55th Legislature 1997 Regular Session

By House Committee on Natural Resources (originally sponsored by Representatives Buck, Johnson, Mitchell, McMorris, Talcott, Hickel, Chandler, Mastin, Lambert, Sheldon, Schoesler, Hatfield, Kessler, Mulliken, Honeyford, Thompson, Koster, DeBolt, D. Sommers, Carrell, L. Thomas, Dunn, Mielke, Clements, O'Brien and Doumit)

Read first time 01/21/97.

1 AN ACT Relating to the department of natural resources; creating
2 new sections; and declaring an emergency.

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

4 NEW SECTION. **Sec. 1.** It is the intent of this legislation to
5 establish necessary oversight by the legislature and the governor
6 regarding long-range commitments made by the department of natural
7 resources in its management of state trust lands, particularly
8 commitments made with the federal government pursuant to the federal
9 endangered species act. It is important to reserve the legislature's
10 authority as ultimate trustee to set overall policy for the management
11 of the lands of the state and to maintain a watchful eye on the
12 decisions of the department affecting our trust lands.

13 NEW SECTION. **Sec. 2.** The legislature shall exercise its
14 appropriate authority as trustee over state trust lands by reviewing
15 the existing habitat conservation plan for state forest lands. The
16 legislature shall make its own determination as to whether the plan and
17 the accompanying implementation agreement are in compliance with the
18 state's fiduciary responsibilities and are, in fact, in the best

1 interests of the trust beneficiaries. If the legislature finds that
2 the habitat conservation plan and implementation agreement are in the
3 best interests of the trust beneficiaries, the legislature shall so
4 state either through legislation, joint memorial, or resolution. If
5 the legislature has not made such a statement by March 15, 1998, the
6 department of natural resources shall immediately exercise the
7 provision in the habitat conservation plan implementation agreement
8 terminating that agreement and plan. The department of natural
9 resources shall notify the legislature immediately that it has taken
10 this required action.

11 NEW SECTION. **Sec. 3.** This act is necessary for the immediate
12 preservation of the public peace, health, or safety, or support of the
13 state government and its existing public institutions, and takes effect
14 immediately.

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