

CERTIFICATION OF ENROLLMENT

SUBSTITUTE HOUSE BILL 2826

Chapter 144, Laws of 1998

55th Legislature
1998 Regular Session

NONHIGHWAY VEHICLE FUNDS DISTRIBUTION TO NONPROFIT OFF-ROAD
VEHICLE ORGANIZATIONS

EFFECTIVE DATE: 6/11/98

Passed by the House February 10, 1998
Yeas 96 Nays 0

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

Passed by the Senate March 6, 1998
Yeas 43 Nays 0

BRAD OWEN
President of the Senate

Approved March 25, 1998

GARY LOCKE
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 2826** as passed by the House of Representatives and the Senate on the dates hereon set forth.

TIMOTHY A. MARTIN
Chief Clerk

FILED

March 25, 1998 - 4:30 p.m.

**Secretary of State
State of Washington**

SUBSTITUTE HOUSE BILL 2826

Passed Legislature - 1998 Regular Session

State of Washington 55th Legislature 1998 Regular Session

By House Committee on Natural Resources (originally sponsored by Representatives Schoesler, Hatfield, Buck, Butler, Kessler and Robertson)

Read first time 02/05/98. Referred to Committee on .

1 AN ACT Relating to distribution of nonhighway vehicle funds; and
2 amending RCW 46.09.240.

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

4 **Sec. 1.** RCW 46.09.240 and 1991 c 363 s 122 are each amended to
5 read as follows:

6 (1) After deducting administrative expenses and the expense of any
7 programs conducted under this chapter, the interagency committee for
8 outdoor recreation shall, at least once each year, distribute the funds
9 it receives under RCW 46.09.110 and 46.09.170 to state agencies,
10 counties, municipalities, federal agencies, nonprofit ORV
11 organizations, and Indian tribes. Funds distributed under this section
12 to nonprofit ORV organizations may be spent only on projects or
13 activities that benefit ORV recreation on lands once publicly owned
14 that come into private ownership in a federally approved land exchange
15 completed between January 1, 1998, and January 1, 2005.

16 The committee shall adopt rules governing applications for funds
17 administered by the agency under this chapter and shall determine the
18 amount of money distributed to each applicant. Agencies receiving
19 funds under this chapter for capital purposes shall consider the

1 possibility of contracting with the state parks and recreation
2 commission, the department of natural resources, or other federal,
3 state, and local agencies to employ the youth development and
4 conservation corps or other youth crews in completing the project.

5 (2) The interagency committee shall require each applicant for land
6 acquisition or development funds under this section to conduct, before
7 submitting the application, a public hearing in the nearest town of
8 five hundred population or more, and publish notice of such hearing on
9 the same day of each week for two consecutive weeks as follows:

10 (a) In the newspaper of general circulation published nearest the
11 proposed project;

12 (b) In the newspaper having the largest circulation in the county
13 or counties where the proposed project is located; and

14 (c) If the proposed project is located in a county with a
15 population of less than forty thousand, the notice shall also be
16 published in the newspaper having the largest circulation published in
17 the nearest county that has a population of forty thousand or more.

18 (3) The notice shall state that the purpose of the hearing is to
19 solicit comments regarding an application being prepared for submission
20 to the interagency committee for outdoor recreation for acquisition or
21 development funds under the off-road and nonhighway vehicle program.
22 The applicant shall file notice of the hearing with the department of
23 ecology at the main office in Olympia and shall comply with the State
24 Environmental Policy Act, chapter 43.21C RCW. A written record and a
25 magnetic tape recording of the hearing shall be included in the
26 application.

Passed the House February 10, 1998.

Passed the Senate March 6, 1998.

Approved by the Governor March 25, 1998.

Filed in Office of Secretary of State March 25, 1998.