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HOUSE BILL 2998

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State of Washington                      56th Legislature                      2000 Regular Session

By Representatives Parlette, G. Chandler, B. Chandler and Mulliken

Read first time 01/25/2000. Referred to Committee on Appropriations.

1            AN ACT Relating to salmonid screening moneys; amending 1999 c 309  
2 s 307 (uncodified); adding a new section to 1999 sp.s. c 13; and  
3 creating a new section.

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

5            NEW SECTION.    **Sec. 1.** The purpose of this act is to ensure that  
6 certain moneys that are dedicated to providing salmonid screening are  
7 expended to provide such screening in an area of the state that  
8 requires the screening immediately to assist in responding to  
9 endangered species listing under the federal endangered species act (16  
10 U.S.C. Sec. 1531 et seq.).

11           NEW SECTION.    **Sec. 2.** A new section is added to 1999 sp.s. c 13 to  
12 read as follows:

13           This section applies to any moneys appropriated by section 22,  
14 chapter 13, Laws of 1999 sp. sess. that are allocated and used for  
15 providing salmonid screening. The highest priority shall be given to  
16 providing such screening in the Methow river valley. Moneys from the  
17 appropriation may be allocated and used to provide salmonid screening  
18 elsewhere to the extent that these moneys are in excess of the amounts

1 needed to provide moneys for salmonid screening in the Methow river  
 2 valley. Any such screening provided for a point of diversion for a  
 3 water right in the Methow river valley shall be sized to accommodate:  
 4 Not less than the annual amount of water diverted at that point of  
 5 diversion during any of the five years beginning with calendar year  
 6 1994 and ending with calendar year 1998; and not less than the  
 7 instantaneous amount of water diverted at that point of diversion at  
 8 the peak of diversion during any of those five calendar years.

9 **Sec. 3.** 1999 c 309 s 307 (uncodified) is amended to read as  
 10 follows:

11 **FOR THE DEPARTMENT OF FISH AND WILDLIFE**

12	General Fund--State Appropriation (FY 2000) . . . . .	\$	42,896,000
13	General Fund--State Appropriation (FY 2001) . . . . .	\$	42,443,000
14	General Fund--Federal Appropriation . . . . .	\$	42,755,000
15	General Fund--Private/Local Appropriation . . . . .	\$	14,416,000
16	Off Road Vehicle Account--State Appropriation . . . . .	\$	490,000
17	Aquatic Lands Enhancement Account--State		
18	Appropriation . . . . .	\$	6,432,000
19	Public Safety and Education Account--State		
20	Appropriation . . . . .	\$	586,000
21	Recreational Fisheries Enhancement Account--		
22	State Appropriation . . . . .	\$	3,596,000
23	Salmon Recovery Account--State Appropriation . . . . .	\$	9,316,000
24	Warm Water Game Fish Account--State Appropriation . . . . .	\$	2,419,000
25	Eastern Washington Pheasant Enhancement Account--		
26	State Appropriation . . . . .	\$	551,000
27	Wildlife Account--State Appropriation . . . . .	\$	40,293,000
28	Wildlife Account--Federal Appropriation . . . . .	\$	40,040,000
29	Wildlife Account--Private/Local Appropriation . . . . .	\$	13,072,000
30	Game Special Wildlife Account--State Appropriation . . . . .	\$	1,939,000
31	Game Special Wildlife Account--Federal		
32	Appropriation . . . . .	\$	9,603,000
33	Game Special Wildlife Account--Private/Local		
34	Appropriation . . . . .	\$	350,000
35	Environmental Excellence Account--State		
36	Appropriation . . . . .	\$	15,000
37	Regional Fisheries Salmonid Recovery Account--		
38	Federal Appropriation . . . . .	\$	750,000

1 Oil Spill Administration Account--State  
2       Appropriation . . . . . \$           969,000  
3           TOTAL APPROPRIATION . . . . . \$   272,931,000

4       The appropriations in this section are subject to the following  
5 conditions and limitations:

6       (1) \$1,252,000 of the general fund--state appropriation for fiscal  
7 year 2000 and \$1,244,000 of the general fund--state appropriation for  
8 fiscal year 2001 are provided solely for the implementation of the  
9 Puget Sound work plan agency action items DFW-01, DFW-02, DFW-03, DFW-  
10 04, and DFW-05.

11       (2) \$776,000 of the salmon recovery account appropriation and  
12 \$775,000 of the general fund--federal appropriation are provided solely  
13 for the department's review of forest practices applications and  
14 related hydraulic permit applications. Up to \$387,500 of the general  
15 fund--federal amount may be expended in each fiscal year of the  
16 biennium only if the state receives greater than \$25,000,000 from the  
17 federal government for salmon recovery activities in that fiscal year.  
18 Funds authorized for expenditure in fiscal year 2000 may be expended in  
19 fiscal year 2001.

20       (3) \$1,500,000 of the salmon recovery account appropriation and  
21 \$1,500,000 of the general fund--federal appropriation are provided  
22 solely for the department to update the salmon and steelhead stock  
23 inventory and, in cooperation with the department of ecology, to  
24 establish fish and habitat index monitoring sites to measure the  
25 effectiveness of salmon recovery activities. Up to \$750,000 of the  
26 general fund--federal amount may be expended in each fiscal year of the  
27 biennium only if the state receives greater than \$25,000,000 from the  
28 federal government for salmon recovery activities in that fiscal year.  
29 Funds authorized for expenditure in fiscal year 2000 may be expended in  
30 fiscal year 2001.

31       (4) \$232,000 of the general fund--state appropriation for fiscal  
32 year 2000 and \$232,000 of the general fund--state appropriation for  
33 fiscal year 2001 are provided for the control of European green crab  
34 (*Carcinus maenas*). The department shall submit a report to the  
35 governor and the appropriate legislative committees by September 1,  
36 2000, evaluating the effectiveness of various control strategies and  
37 providing recommendations on long-term control strategies. \$248,000 of  
38 this amount is for implementation of Puget Sound work plan and agency  
39 action item DFW-23.

1 (5) \$191,000 of the general fund--state appropriation for fiscal  
2 year 2000 and \$191,000 of the general fund--state appropriation for  
3 fiscal year 2001 are provided for noxious weed control and survey  
4 activities on department lands. Of this amount, \$48,000 is provided  
5 for the biological control of yellowstar thistle.

6 (6) All salmon habitat restoration and protection projects proposed  
7 for funding by regional fisheries enhancement groups shall be submitted  
8 by January 1st or July 1st of each year for review to the salmon  
9 recovery funding board.

10 (7) \$2,340,000 of the salmon recovery account appropriation and  
11 \$7,000,000 of the general fund--federal appropriation are provided  
12 solely to implement a license buy-back program for commercial fishing  
13 licenses.

14 (8) \$511,000 of the general fund--state appropriation for fiscal  
15 year 2000 and \$488,000 of the general fund--state appropriation for  
16 fiscal year 2001 are provided to employ residents of the state between  
17 eighteen and twenty-five years of age in activities to enhance  
18 Washington's natural, historic, environmental, and recreational  
19 resources.

20 (9) Any indirect cost reimbursement received by the department from  
21 federal grants must be spent on agency administrative activities and  
22 cannot be redirected to direct program activities.

23 (10) \$43,000 of the general fund--state appropriation for fiscal  
24 year 2000 and \$42,000 of the general fund--state appropriation for  
25 fiscal year 2001 are provided solely for staffing and operation of the  
26 Tennant Lake interpretive center.

27 (11) \$32,000 of the general fund--state appropriation for fiscal  
28 year 2000 and \$33,000 of the general fund--state appropriation for  
29 fiscal year 2001 are provided solely to support the activities of the  
30 aquatic nuisance species coordination committee to foster state,  
31 federal, tribal, and private cooperation on aquatic nuisance species  
32 issues. The committee shall strive to prevent the introduction of  
33 nonnative aquatic species and to minimize the spread of species that  
34 are introduced.

35 (12) \$50,000 of the general fund--state appropriation for fiscal  
36 year 2000 and \$50,000 of the general fund--state appropriation for  
37 fiscal year 2001 are provided solely to implement Senate Bill No. 5508  
38 (crab catch record cards). If the bill is not enacted by June 30,  
39 1999, the amounts provided in this subsection shall lapse.

1 (13) \$6,440,000 of the general fund--state appropriation for fiscal  
2 year 2000, \$5,796,000 of the general fund--state appropriation for  
3 fiscal year 2001, \$12,260,000 of the wildlife account--state  
4 appropriation, \$710,000 of the aquatic lands enhancement account  
5 appropriation, and \$500,000 of the public safety and education account  
6 appropriation are provided solely for operation of the enforcement  
7 division. Within these funds, the department shall emphasize  
8 enforcement of laws related to protection of fish habitat and the  
9 illegal harvest of salmon and steelhead. Within these funds, the  
10 department shall provide support to the department of health to enforce  
11 state shellfish harvest laws.

12 (14) \$500,000 of the salmon recovery account, \$624,000 of the  
13 general fund--state appropriation for fiscal year 2000, and \$624,000 of  
14 the general fund--state appropriation for fiscal year 2001 are provided  
15 solely for the department to implement a hatchery endangered species  
16 act response. The strategy shall include emergency hatchery responses  
17 and retrofitting of hatcheries for salmon recovery.

18 (15) \$45,000 of the general fund--state appropriation for fiscal  
19 year 2000 and \$46,000 of the general fund--state appropriation for  
20 fiscal year 2001 are provided solely for operation of the Rod Meseberg  
21 (ringold) warm water fish hatchery to implement House Bill No. 1716  
22 (warm water fish culture). If the bill is not enacted by June 30,  
23 1999, the amounts provided in this subsection shall lapse.

24 (16) \$2,500,000 of the salmon recovery account appropriation is  
25 provided solely for grants to lead entities established in accordance  
26 with RCW 75.46.060.

27 (17) \$200,000 of the salmon recovery account appropriation and  
28 \$600,000 of the general fund--federal appropriation are provided solely  
29 for predation control, bycatch monitoring, and selective harvest  
30 strategies. \$300,000 of the general fund--federal amount may be  
31 expended in each fiscal year of the biennium only if the state receives  
32 greater than \$25,000,000 from the federal government for salmon  
33 recovery activities in that fiscal year. Funds authorized for  
34 expenditure in fiscal year 2000 may be expended in fiscal year 2001.

35 (18) \$50,000 of the general fund--state appropriation for fiscal  
36 year 2000 and \$50,000 of the general fund--state appropriation for  
37 fiscal year 2001 are provided solely for additional field surveys of  
38 the Olympic Peninsula, North Rainier, and Packwood/South Rainier elk  
39 herds.

1 (19) \$425,000 of the general fund--state appropriation for fiscal  
2 year 2000 and \$75,000 of the general fund--state appropriation for  
3 fiscal year 2001 are provided solely to purchase and implement the  
4 automated recreational license data base system.

5 (20) \$1,400,000 of the general fund--state appropriation for fiscal  
6 year 2000 and \$1,400,000 of the general fund--state appropriation for  
7 fiscal year 2001 are provided solely for fish passage barrier and  
8 screening technical assistance, engineering services, and construction  
9 assistance for local governments, state agencies, volunteer groups, and  
10 regional fisheries enhancement groups.

11 (21) \$1,500,000 of the salmon recovery account appropriation and  
12 \$500,000 of the general fund--federal appropriation are provided solely  
13 for local salmon recovery technical assistance. Technical assistance  
14 shall be coordinated among all state agencies including the  
15 conservation commission, department of fish and wildlife, department of  
16 ecology, department of health, department of agriculture, department of  
17 transportation, state parks and recreation, interagency committee for  
18 outdoor recreation, governor's salmon recovery office, Puget Sound  
19 water quality action team, department of community, trade, and economic  
20 development, and department of natural resources. \$250,000 of the  
21 general fund--federal amount may be expended in each fiscal year of the  
22 biennium, only if the state receives greater than \$25,000,000 from the  
23 federal government for salmon recovery activities in that fiscal year.  
24 Funds authorized for expenditure in fiscal year 2000 may be expended in  
25 fiscal year 2001.

26 (22) \$400,000 of the wildlife account appropriation is provided  
27 solely to implement House Bill No. 1681 (trout purchase by state). The  
28 fish and wildlife commission may authorize expenditure of these funds  
29 only if the costs of the program will be recovered by the increase in  
30 license sales directly attributable to the planting of privately grown  
31 trout. If the bill is not enacted by June 30, 1999, the amounts  
32 provided in this subsection shall lapse.

33 (23) \$50,000 of the general fund--state appropriation for fiscal  
34 year 2000 and \$50,000 of the general fund--state appropriation for  
35 fiscal year 2001 are provided solely to implement Senate Bill No. 5508  
36 (crab fishery catch records). If the bill is not enacted by June 30,  
37 1999, the amounts provided in this subsection shall lapse.

38 (24) \$2,000,000 of the aquatic lands enhancement account  
39 appropriation is provided for cooperative volunteer projects.

1       (25) In providing salmonid screening with any moneys appropriated  
2 by this section, the highest priority shall be given to providing such  
3 screening in the Methow river valley. Moneys appropriated by this  
4 section may be allocated and used to provide salmonid screening  
5 elsewhere to the extent that the moneys allocated and used for such a  
6 purpose are in excess of the amounts needed to provide salmonid  
7 screening in the Methow river valley. Any such screening provided for  
8 a point of diversion for a water right in the Methow river valley shall  
9 be sized to accommodate: Not less than the annual amount of water  
10 diverted at that point of diversion during any of the five years  
11 beginning with calendar year 1994 and ending with calendar year 1998;  
12 and not less than the instantaneous amount of water diverted at that  
13 point of diversion at the peak of diversion during any of those five  
14 calendar years.

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