

SENATE BILL 6229

State of Washington 57th Legislature 2001 Third Special Session

By Senators Rasmussen and Swecker

Read first time 07/24/2001. Referred to Committee on Ways & Means.

1 AN ACT Relating to outdoor recreation program provisos in the
2 budgets of the natural resource agencies of the state; amending 2001
3 2nd sp.s. c 7 ss 303 and 308 (uncodified); amending 2001 2nd sp.s. c 8
4 s 346 (uncodified); and declaring an emergency.

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

6 Sec. 1. 2001 2nd sp.s. c 7 s 303 (uncodified) is amended to read
7 as follows:

8 FOR THE STATE PARKS AND RECREATION COMMISSION

9	General Fund--State Appropriation (FY 2002) . . . \$	32,298,000
10	General Fund--State Appropriation (FY 2003) . . . \$	32,866,000
11	General Fund--Federal Appropriation . . . . . \$	2,690,000
12	General Fund--Private/Local Appropriation . . . . . \$	60,000
13	Winter Recreation Program Account--State	
14	Appropriation . . . . . \$	787,000
15	Off Road Vehicle Account--State Appropriation . . \$	274,000
16	Snowmobile Account--State Appropriation . . . . . \$	4,682,000
17	Aquatic Lands Enhancement Account--State	
18	Appropriation . . . . . \$	337,000
19	Public Safety and Education Account--State	

1	Appropriation . . . . .	\$	48,000
2	Water Trail Program Account--State		
3	Appropriation . . . . .	\$	24,000
4	Parks Renewal and Stewardship Account--		
5	State Appropriation . . . . .	\$	26,420,000
6	TOTAL APPROPRIATION . . . . .	\$	100,486,000

7 The appropriations in this section are subject to the following  
8 conditions and limitations:

9 (1) Fees approved by the state parks and recreation commission in  
10 2001 are authorized to exceed the fiscal growth factor under RCW  
11 43.135.055.

12 (2) The state parks and recreation commission, in collaboration  
13 with the office of financial management and legislative staff, shall  
14 develop a cost-effective and readily accessible approach for reporting  
15 revenues and expenditures at each state park. The reporting system  
16 shall be complete and operational by December 1, 2001.

17 (3) The appropriation in this section from the off-road vehicle  
18 account--state is provided under RCW 46.09.170(1)(c) and (~~is provided~~  
19 ~~solely~~) may be used to bring off-road vehicle recreation facilities  
20 into compliance with the requirements, guidelines, spirit, and intent  
21 of the federal Americans with disabilities act.

22 (4) \$79,000 of the general fund--state appropriation for fiscal  
23 year 2002, \$79,000 of the general fund--state appropriation for fiscal  
24 year 2003, and \$8,000 of the winter recreation program account--state  
25 appropriation are provided solely for a grant for the operation of the  
26 Northwest avalanche center.

27 (5) \$432,000 of the parks renewal and stewardship account  
28 appropriation is provided for the operation of the Silver Lake visitor  
29 center. If a long-term management agreement is not reached with the  
30 U.S. forest service by September 30, 2001, the amount provided in this  
31 subsection shall lapse.

32 (6) \$189,000 of the aquatic lands enhancement account appropriation  
33 is provided solely for the implementation of the Puget Sound work plan  
34 and agency action item P+RC-02.

35 **Sec. 2.** 2001 2nd sp.s. c 7 s 308 (uncodified) is amended to read  
36 as follows:

37 **FOR THE DEPARTMENT OF NATURAL RESOURCES**

38	General Fund--State Appropriation (FY 2002) . . . . .	\$	36,709,000
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1	General Fund--State Appropriation (FY 2003) . . . . .	\$	36,266,000
2	General Fund--Federal Appropriation . . . . .	\$	3,440,000
3	General Fund--Private/Local Appropriation . . . . .	\$	1,865,000
4	Forest Development Account--State		
5	Appropriation . . . . .	\$	52,511,000
6	Off Road Vehicle Account--State		
7	Appropriation . . . . .	\$	3,684,000
8	Surveys and Maps Account--State		
9	Appropriation . . . . .	\$	2,689,000
10	Aquatic Lands Enhancement Account--State		
11	Appropriation . . . . .	\$	4,458,000
12	Resources Management Cost Account--State		
13	Appropriation . . . . .	\$	85,979,000
14	Surface Mining Reclamation Account--State		
15	Appropriation . . . . .	\$	2,549,000
16	Salmon Recovery Account--State		
17	Appropriation . . . . .	\$	625,000
18	Water Quality Account--State Appropriation . . . . .	\$	2,900,000
19	Aquatic Land Dredged Material Disposal Site		
20	Account--State Appropriation . . . . .	\$	1,056,000
21	Natural Resource Conservation Areas Stewardship		
22	Account Appropriation . . . . .	\$	34,000
23	Air Pollution Control Account--State		
24	Appropriation . . . . .	\$	629,000
25	Metals Mining Account--State Appropriation . . . . .	\$	64,000
26	Agricultural College Trust Management Account		
27	Appropriation . . . . .	\$	1,790,000
28	TOTAL APPROPRIATION . . . . .	\$	237,248,000

29 The appropriations in this section are subject to the following  
30 conditions and limitations:

31 (1) \$18,000 of the general fund--state appropriation for fiscal  
32 year 2002, \$18,000 of the general fund--state appropriation for fiscal  
33 year 2003, and \$998,000 of the aquatic lands enhancement account  
34 appropriation are provided solely for the implementation of the Puget  
35 Sound work plan and agency action items DNR-01, DNR-02, and DNR-04.

36 (2)(a) \$625,000 of the salmon recovery account appropriation,  
37 \$1,250,000 of the general fund--state appropriation for fiscal year  
38 2002, \$1,250,000 of the general fund--state appropriation for fiscal  
39 year 2003, and \$2,900,000 of the water quality account--state

1 appropriation are provided solely for implementation of chapter 4, Laws  
2 of 1999 sp. sess. (forest practices and salmon recovery).

3 (b) \$250,000 of the salmon recovery account appropriation is  
4 provided solely for and shall be expended to develop a small forest  
5 landowner data base in ten counties. \$150,000 of the amount in this  
6 subsection shall be used to purchase the data. \$100,000 of the amount  
7 in this subsection shall purchase contracted analysis of the data.

8 (3) \$2,000,000 of the forest development account appropriation is  
9 provided solely for road decommissioning, maintenance, and repair in  
10 the Lake Whatcom watershed.

11 (4) \$543,000 of the forest fire protection assessment account  
12 appropriation, \$22,000 of the forest development account appropriation,  
13 and \$76,000 of the resource management cost account appropriation are  
14 provided solely to implement chapter 279, Laws of 2001, Substitute  
15 House Bill No. 2104, (modifying forest fire protection assessments).

16 (5) \$895,000 of the general fund--state appropriation for fiscal  
17 year 2002 and \$895,000 of the general fund--state appropriation for  
18 fiscal year 2003 are provided solely to manage approximately 70,700  
19 acres of Washington State University's agricultural college trust  
20 lands.

21 ~~((+7))~~ (6) \$4,000 of the general fund--state appropriation for  
22 fiscal year 2002 and \$4,000 of the general fund--state appropriation  
23 for fiscal year 2003 are provided solely to compensate the forest board  
24 trust for a portion of the lease to the Crescent television improvement  
25 district consistent with RCW 79.12.055.

26 ~~((+8))~~ (7) The appropriation from the off-road vehicle  
27 account--state ~~((is provided under RCW 46.09.170(1)(a)(ii) and is  
28 provided solely))~~ may be used for projects that bring off-road vehicle  
29 recreation facilities into compliance with the requirements,  
30 guidelines, spirit, and intent of the federal Americans with  
31 disabilities act and do not compromise or impair sensitive natural  
32 resources.

33 ~~((+9))~~ (8) \$828,000 of the surface mine reclamation account  
34 appropriation is provided to implement Engrossed House Bill No. 1845  
35 (surface mining fees). If the bill is not enacted by June 30, 2001,  
36 the amount provided in this subsection shall lapse.

37 ~~((+10))~~ (9) \$800,000 of the aquatic lands enhancement account  
38 appropriation and \$200,000 of the resources management cost account  
39 appropriation are provided solely to improve asset management on state-

1 owned aquatic lands. The department shall streamline the use  
2 authorization process for businesses operating on state-owned aquatic  
3 lands and issue decisions on 325 pending lease applications by June 30,  
4 2002. The department, in consultation with the attorney general, shall  
5 develop a strategic program to resolve claims related to contaminated  
6 sediments on state-owned aquatic lands.

7 ~~((11))~~ (10) \$246,000 of the resource management cost account  
8 appropriation is provided to the department for continuing control of  
9 spruce budworm.

10 ~~((12))~~ (11) \$100,000 of the aquatic lands enhancement account is  
11 provided solely for the development and initial implementation of a  
12 statewide management plan for marine reserves.

13 ~~((13))~~ (12) \$7,657,859 of the general fund--state appropriation  
14 for fiscal year 2002 and \$7,657,859 of the general fund--state  
15 appropriation for fiscal year 2003 are provided solely for emergency  
16 fire suppression.

17 ~~((14))~~ (13) \$7,216,000 of the general fund--state appropriation  
18 for fiscal year 2002 and \$6,584,000 of the general fund--state  
19 appropriation for fiscal year 2003 are provided solely for fire  
20 protection activities and to implement provisions of the 1997 tridata  
21 fire program review.

22 ~~((15))~~ (14) \$275,000 of the general fund--state appropriation for  
23 fiscal year 2002, \$275,000 of the general fund--state appropriation for  
24 fiscal year 2003, and \$550,000 of the aquatic lands enhancement  
25 account--state appropriation are provided solely to the department for  
26 planning, management, and stewardship of natural area preserves and  
27 natural resources conservation areas.

28 ~~((16))~~ (15) \$187,000 of the general fund--state appropriation for  
29 fiscal year 2002, \$188,000 of the general fund--state appropriation for  
30 fiscal year 2003, and \$375,000 of the aquatic lands enhancement  
31 account--state appropriation are provided solely to the department for  
32 maintenance and stewardship of public lands.

33 ~~((17))~~ (16) \$100,000 of the general fund--state appropriation for  
34 fiscal year 2002, \$100,000 of the general fund--state appropriation for  
35 fiscal year 2003, and \$400,000 of the aquatic lands enhancement account  
36 appropriation are provided solely for spartina control.

37 **Sec. 3.** 2001 2nd sp.s. c 8 s 346 (uncodified) is amended to read  
38 as follows:

1 **FOR THE INTERAGENCY COMMITTEE FOR OUTDOOR RECREATION**

2 Nonhighway Road and Off-Road Vehicle Activities (NOVA) (02-4-002)

3 ~~(1) ((The appropriation in this section for the nonhighway and off-~~  
4 ~~road vehicle program under RCW 46.09.170(1)(d)(i) is subject to the~~  
5 ~~following conditions and limitations: Fifty percent of the new~~  
6 ~~appropriation is provided solely for grants to projects to research,~~  
7 ~~develop, publish, and distribute informational guides and maps of~~  
8 ~~nonhighway and off-road vehicle trails and associated facilities~~  
9 ~~meeting the requirements, guidelines, spirit, and intent of the federal~~  
10 ~~Americans with disabilities act.~~

11 ~~(2))~~ The appropriation in this section for the nonhighway and off-  
12 road vehicle program under RCW 46.09.170(1)(d)(ii) is subject to the  
13 following conditions and limitations: The portion of the new  
14 appropriation that applies to grants for capital facilities ~~((is~~  
15 ~~provided solely))~~ may be used for grants to projects that meet the  
16 requirements, guidelines, spirit, and intent of the federal Americans  
17 with disabilities act and do not compromise or impair sensitive natural  
18 resources. The portion of the new appropriation that applies to grants  
19 for management, maintenance, and operation of existing off-road vehicle  
20 recreation facilities may be used to bring the facilities into  
21 compliance with the requirements, guidelines, spirit, and intent of the  
22 federal Americans with disabilities act.

23 ~~((3))~~ (2) The appropriation in this section for the nonhighway  
24 and off-road vehicle program under RCW 46.09.170(1)(d)(iii) is subject  
25 to the following conditions and limitations: \$175,000 is provided  
26 solely for the interagency committee for outdoor recreation to contract  
27 with an independent entity to study the source and make recommendations  
28 on the distribution and use of funds provided to off-road vehicle and  
29 nonhighway road recreational activities under RCW 46.09.170. The study  
30 shall determine the relative portion of the motor vehicle fuel tax  
31 revenues that are attributable to vehicles operating off-road or on  
32 nonhighway roads for recreational purposes as provided in RCW  
33 46.09.170. The study shall include the types of vehicles and location  
34 of their use, the types of recreational activities, the types of  
35 recreational facilities used, and the recreational use of forest roads  
36 relative to other, nonrecreational uses. The interagency committee for  
37 outdoor recreation shall review the analysis and submit a report to the  
38 standing committees of the legislature, including recommendations  
39 regarding amendments to RCW 46.09.170 to: (a) Allocate revenues

1 consistent with the relative proportion of the uses generating such  
2 revenues, and (b) ensure funding for existing off-road vehicle  
3 facilities operated by the state parks and recreation commission and  
4 local governments. The report shall be submitted no later than  
5 December 1, 2002.

6 Appropriation:

7	NOVA Program Account--State . . . . .	\$	5,527,551
8	Prior Biennia (Expenditures) . . . . .	\$	0
9	Future Biennia (Projected Costs) . . . . .	\$	23,559,218
10	TOTAL . . . . .	\$	29,086,769

11 NEW SECTION. **Sec. 4.** 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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