

CERTIFICATION OF ENROLLMENT

SUBSTITUTE SENATE BILL 5006

Chapter 182, Laws of 2003

58th Legislature
2003 Regular Session

NONCONSUMPTIVE WILDLIFE ACTIVITIES

EFFECTIVE DATE: 7/27/03

Passed by the Senate March 7, 2003
YEAS 48 NAYS 0

BRAD OWEN

President of the Senate

Passed by the House April 10, 2003
YEAS 95 NAYS 0

FRANK CHOPP

Speaker of the House of Representatives

Approved May 9, 2003.

GARY LOCKE

Governor of the State of Washington

CERTIFICATE

I, Milton H. Doumit, Jr.,
Secretary of the Senate of the
State of Washington, do hereby
certify that the attached is
SUBSTITUTE SENATE BILL 5006 as
passed by the Senate and the House
of Representatives on the dates
hereon set forth.

MILTON H. DOUMIT JR.

Secretary

FILED

May 9, 2003 - 3:58 p.m.

**Secretary of State
State of Washington**

SUBSTITUTE SENATE BILL 5006

Passed Legislature - 2003 Regular Session

State of Washington 58th Legislature 2003 Regular Session

By Senate Committee on Natural Resources, Energy & Water (originally sponsored by Senators Jacobsen and Haugen)

READ FIRST TIME 02/07/03.

1 AN ACT Relating to nonconsumptive wildlife activities; and amending
2 RCW 79.01.244 and 79.68.050.

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

4 **Sec. 1.** RCW 79.01.244 and 1979 ex.s. c 109 s 9 are each amended to
5 read as follows:

6 All state lands hereafter leased for grazing or agricultural
7 purposes shall be open and available to the public for purposes of
8 hunting and fishing, and for nonconsumptive wildlife activities, as
9 defined by the board of natural resources, unless closed to public
10 entry because of fire hazard or unless the department of natural
11 resources gives prior written approval and the area is lawfully posted
12 by lessee to prohibit hunting and fishing, and nonconsumptive wildlife
13 activities, thereon in order to prevent damage to crops or other land
14 cover, to improvements on the land, to livestock, to the lessee, or to
15 the general public, or closure is necessary to avoid undue interference
16 with carrying forward a departmental or agency program. In the event
17 any such lands are so posted it shall be unlawful for any person to
18 hunt or fish, or pursue nonconsumptive wildlife activities, on any such

1 posted lands. Such lands shall not be open and available for wildlife
2 activities when access could endanger crops on the land or when access
3 could endanger the person accessing the land.

4 The department of natural resources shall insert the provisions of
5 this section in all grazing and agricultural leases hereafter issued.

6 **Sec. 2.** RCW 79.68.050 and 1971 ex.s. c 234 s 5 are each amended to
7 read as follows:

8 Multiple uses additional to and compatible with those basic
9 activities necessary to fulfill the financial obligations of trust
10 management may include but are not limited to:

- 11 (1) Recreational areas;
- 12 (2) Recreational trails for both vehicular and nonvehicular uses;
- 13 (3) Special educational or scientific studies;
- 14 (4) Experimental programs by the various public agencies;
- 15 (5) Special events;
- 16 (6) Hunting and fishing and other sports activities;
- 17 (7) Nonconsumptive wildlife activities as defined by the board of
18 natural resources;

- 19 (8) Maintenance of scenic areas;
- 20 ~~((+8))~~ (9) Maintenance of historical sites;
- 21 ~~((+9))~~ (10) Municipal or other public watershed protection;
- 22 ~~((+10))~~ (11) Greenbelt areas;
- 23 ~~((+11))~~ (12) Public rights of way;
- 24 ~~((+12))~~ (13) Other uses or activities by public agencies;

25 If such additional uses are not compatible with the financial
26 obligations in the management of trust land they may be permitted only
27 if there is compensation from such uses satisfying the financial
28 obligations.

Passed by the Senate March 7, 2003.

Passed by the House April 10, 2003.

Approved by the Governor May 9, 2003.

Filed in Office of Secretary of State May 9, 2003.