

CERTIFICATION OF ENROLLMENT

SUBSTITUTE SENATE BILL 5684

Chapter 471, Laws of 2009

61st Legislature
2009 Regular Session

HIGHWAY CONSTRUCTION--ENVIRONMENTAL MITIGATION

EFFECTIVE DATE: 07/26/09

Passed by the Senate March 11, 2009
YEAS 49 NAYS 0

BRAD OWEN

President of the Senate

Passed by the House April 23, 2009
YEAS 95 NAYS 0

FRANK CHOPP

Speaker of the House of Representatives

Approved May 13, 2009, 2:15 p.m.

CHRISTINE GREGOIRE

Governor of the State of Washington

CERTIFICATE

I, Thomas Hoemann, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 5684** as passed by the Senate and the House of Representatives on the dates hereon set forth.

THOMAS HOEMANN

Secretary

FILED

May 18, 2009

**Secretary of State
State of Washington**

SUBSTITUTE SENATE BILL 5684

Passed Legislature - 2009 Regular Session

State of Washington 61st Legislature 2009 Regular Session

By Senate Transportation (originally sponsored by Senators Haugen, Swecker, Ranker, Hatfield, Jarrett, and Kline)

READ FIRST TIME 03/02/09.

1 AN ACT Relating to environmental mitigation in highway
2 construction; and adding a new section to chapter 47.01 RCW.

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

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 47.01 RCW
5 to read as follows:

6 (1) For highway construction projects where the department
7 considers agricultural lands of long-term commercial significance, as
8 defined in RCW 36.70A.030, in reviewing and selecting sites to meet
9 environmental mitigation requirements under the national environmental
10 policy act (42 U.S.C. Sec. 4321 et seq.) and chapter 43.21C RCW, the
11 department shall, to the greatest extent possible, consider using
12 public land first.

13 (2) If public lands are not available that meet the required
14 environmental mitigation needs, the department may use other sites
15 while making every effort to avoid any net loss of agricultural lands
16 that have a designation of long-term commercial significance.

 Passed by the Senate March 11, 2009.

 Passed by the House April 23, 2009.

 Approved by the Governor May 13, 2009.

 Filed in Office of Secretary of State May 18, 2009.