

CERTIFICATION OF ENROLLMENT

SUBSTITUTE HOUSE BILL 1169

Chapter 126, Laws of 2011

62nd Legislature
2011 Regular Session

NOXIOUS WEED LISTS

EFFECTIVE DATE: 07/22/11

Passed by the House March 1, 2011
Yeas 90 Nays 7

FRANK CHOPP

Speaker of the House of Representatives

Passed by the Senate April 6, 2011
Yeas 45 Nays 3

BRAD OWEN

President of the Senate

Approved April 20, 2011, 1:52 p.m.

CHRISTINE GREGOIRE

Governor of the State of Washington

CERTIFICATE

I, Barbara Baker, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 1169** as passed by the House of Representatives and the Senate on the dates hereon set forth.

BARBARA BAKER

Chief Clerk

FILED

April 20, 2011

**Secretary of State
State of Washington**

SUBSTITUTE HOUSE BILL 1169

Passed Legislature - 2011 Regular Session

State of Washington 62nd Legislature 2011 Regular Session

By House Agriculture & Natural Resources (originally sponsored by Representatives Haigh, Chandler, Blake, Kristiansen, Taylor, Rivers, Finn, and Shea)

READ FIRST TIME 02/17/11.

1 AN ACT Relating to noxious weed lists; and amending RCW 17.10.080
2 and 17.10.090.

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

4 **Sec. 1.** RCW 17.10.080 and 1997 c 353 s 10 are each amended to read
5 as follows:

6 (1) The state noxious weed control board shall each year or more
7 often, following a hearing, adopt a state noxious weed list.

8 (2) The state noxious weed control board shall adopt guidelines by
9 rule for placing plants on the state noxious weed list. These
10 guidelines must include criteria for reconsideration of proposed new
11 species that were not adopted by the state noxious weed control board,
12 including the need for the board to be presented with additional data
13 from scientific sources regarding any invasive and noxious qualities of
14 the species and from existing positive economic benefits before taking
15 any action.

16 (3) Any person may request during a comment period established by
17 the state noxious weed control board the inclusion, deletion, or
18 designation change of any plant to the state noxious weed list.

1 (~~(3)~~) (4) The state noxious weed control board shall send a copy
2 of the list to each activated county noxious weed control board, to
3 each weed district, and to the county legislative authority of each
4 county with an inactive noxious weed control board.

5 (~~(4)~~) (5) The record of rule making must include the written
6 findings of the board for the inclusion of each plant on the list. The
7 findings shall be made available upon request to any interested person.

8 **Sec. 2.** RCW 17.10.090 and 1997 c 353 s 11 are each amended to read
9 as follows:

10 (1) Each county noxious weed control board shall, within ninety
11 days of the adoption of the state noxious weed list from the state
12 noxious weed control board and following a hearing, select those weeds
13 from the class C list and those weeds from the class B list not
14 designated for control in the noxious weed control region in which the
15 county lies that it finds necessary to be controlled in the county.

16 (2) The weeds thus selected and all class A weeds and those class
17 B weeds that have been designated for control in the noxious weed
18 control region in which the county lies shall be classified within that
19 county as noxious weeds, and those weeds comprise the county noxious
20 weed list.

21 (3) Nothing in this chapter limits a county noxious weed control
22 board, or other branch of county or city government, from conducting
23 education, outreach, or other assistance regarding plant species not
24 included on the state noxious weed list if the county or city
25 determines that the plant species causes localized risk or concern.

Passed by the House March 1, 2011.

Passed by the Senate April 6, 2011.

Approved by the Governor April 20, 2011.

Filed in Office of Secretary of State April 20, 2011.