

2 **SHB 1022** - S COMM AMD

3 By Committee on Natural Resources & Parks

4 ADOPTED AS AMENDED 4/16/96

5 Strike everything after the enacting clause and insert the
6 following:

7 NEW SECTION. **Sec. 1.** It is the intent of this legislation to
8 establish necessary oversight by the legislature and the governor
9 regarding long-range commitments made by the department of natural
10 resources in its management of state trust lands, particularly
11 commitments made with the federal government pursuant to the federal
12 endangered species act. It is important to reserve the legislature's
13 authority as ultimate trustee to set overall policy for the management
14 of the lands of the state and to maintain a watchful eye on the
15 decisions of the department affecting our trust lands.

16 NEW SECTION. **Sec. 2.** The legislature shall exercise its
17 appropriate authority as trustee over state trust lands by reviewing
18 the existing habitat conservation plan for state forest lands. The
19 legislature shall make its own determination as to whether the plan and
20 the accompanying implementation agreement are in compliance with the
21 state's fiduciary responsibilities and are, in fact, in the best
22 interests of the trust beneficiaries. If the legislature finds that
23 the habitat conservation plan and implementation agreement are in the
24 best interests of the trust beneficiaries, the legislature shall so
25 state either through legislation, joint memorial, or resolution. If
26 the legislature has not made such a statement by March 15, 1998, the
27 department of natural resources shall immediately exercise the
28 provision in the habitat conservation plan implementation agreement
29 terminating that agreement and plan. The department of natural
30 resources shall notify the legislature immediately that it has taken
31 this required action.

32 NEW SECTION. **Sec. 3.** This act is necessary for the immediate
33 preservation of the public peace, health, or safety, or support of the

1 state government and its existing public institutions, and takes effect
2 immediately."

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6 On page 1, beginning on line 1 of the title, after "resources;"
7 strike the remainder of the title and insert "creating new sections;
8 and declaring an emergency."

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