
ENGROSSED SUBSTITUTE SENATE BILL 5324

State of Washington

63rd Legislature

2013 Regular Session

By Senate Energy, Environment & Telecommunications (originally sponsored by Senators Honeyford, Fraser, and Ericksen)

READ FIRST TIME 02/22/13.

1 AN ACT Relating to mosquito abatement in storm water control
2 retention ponds; and adding a new section to chapter 90.03 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 90.03 RCW
5 to read as follows:

6 (1) A county, city, town, water-sewer district, or flood control
7 zone district constructing, improving, operating, or maintaining storm
8 water control facilities under chapter 35.67, 35.92, 36.89, 36.94,
9 57.08, or 86.15 RCW that include storm water retention ponds, also
10 known as wet ponds, wet retention ponds, or wet extended detention
11 ponds, as part of a storm water control facility for which the primary
12 function of the pond is to detain storm water, must:

13 (a) Consider and to the extent possible consistent with department
14 design guidelines, and without compromising the intended function of
15 the storm water retention pond, construct storm water facilities to
16 maintain and control vegetation to minimize mosquito propagation;

17 (b) Consult with the local mosquito control district, where
18 established, in the development of construction plans that include
19 storm water retention ponds; and

1 (c) Provide for maintenance and control of vegetation growth in
2 storm water retention ponds to reduce mosquito habitat and inhibit
3 mosquito propagation.

4 (2) A county, city, town, water-sewer district, or flood control
5 zone district operating or maintaining storm water control facilities
6 must, except where mosquito control districts are established, when
7 notified by the department of health or a local health jurisdiction of
8 the positive identification of west nile virus or other mosquito-borne
9 human disease viruses in mosquitoes, birds, or mammals, including
10 humans, consult with the department of health or a mosquito control
11 district concerning which integrated pest management strategies, as
12 defined under chapter 17.15 RCW, for mosquito control or abatement in
13 storm water retention ponds would be most effective to prevent the
14 spread of the disease.

15 (3) Where a mosquito control district is established, when notified
16 by the department of health or a local health jurisdiction of the
17 positive identification of west nile virus or other mosquito-borne
18 human disease viruses in mosquitoes, birds, or mammals, including
19 humans, the mosquito control district is responsible for mosquito
20 control or abatement in storm water retention ponds.

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