
SENATE BILL 6118

State of Washington 52nd Legislature 1992 Regular Session

By Senators Metcalf, Owen, Oke, Snyder, Sutherland and Conner

Read first time 01/16/92. Referred to Committee on Environment & Natural Resources.

1 AN ACT Relating to fish passage; and adding a new section to
2 chapter 75.20 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 75.20 RCW
5 to read as follows:

6 In the construction and maintenance of road culverts, the counties,
7 cities, and state shall have authority to enter upon adjoining lands
8 and beds of waters, regardless of ownership, in order to accommodate
9 construction that allows and enhances fish passage. State and local
10 governments must provide fish passage for all culverts where anadromous
11 and resident fish might be reasonably expected to attempt passage.
12 Fish passage must be sustained as the top priority of road maintenance.
13 Counties that provide fish passage are not liable for flood damage
14 caused by the fish passage. Moneys from the highway construction

- 1 stabilization account may be used for the construction of fish passages
- 2 that are adjacent to and through culverts.