

CERTIFICATION OF ENROLLMENT
SUBSTITUTE SENATE BILL 5505

Chapter 443, Laws of 1997

55th Legislature
1997 Regular Session

ASSISTANCE FOR APPLICANTS FOR WATER RIGHTS TO OBTAIN AND DEVELOP
WATER SUPPLIES

EFFECTIVE DATE: 7/27/97

Passed by the Senate April 22, 1997
YEAS 43 NAYS 0

BRAD OWEN

President of the Senate

Passed by the House April 14, 1997
YEAS 91 NAYS 0

CLYDE BALLARD

**Speaker of the
House of Representatives**

Approved May 20, 1997

CERTIFICATE

I, Mike O Connell, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 5505** as passed by the Senate and the House of Representatives on the dates hereon set forth.

MIKE O'CONNELL

Secretary

FILED

May 20, 1997 - 4:26 p.m.

GARY LOCKE

Governor of the State of Washington

**Secretary of State
State of Washington**

SUBSTITUTE SENATE BILL 5505

AS AMENDED BY THE HOUSE

Passed Legislature - 1997 Regular Session

State of Washington 55th Legislature 1997 Regular Session

By Senate Committee on Agriculture & Environment (originally sponsored by Senators Morton, Rasmussen and Swecker)

Read first time 03/05/97.

1 AN ACT Relating to water supply and growth management; amending RCW
2 43.21A.064; and creating new sections.

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

4 NEW SECTION. **Sec. 1.** The legislature finds that there is a need
5 for development of additional water resources to meet the forecasted
6 population growth in the state. It is the intent of chapter . . . ,
7 Laws of 1997 (this act) to direct the responsible agencies to assist
8 applicants seeking a safe and reliable water source for their use.
9 Providing this assistance for public water supply systems can be
10 accomplished through assistance in the creation of municipal interties
11 and transfers, additional storage capabilities, enhanced conservation
12 efforts, and added efficiency standards for using existing supplies.

13 **Sec. 2.** RCW 43.21A.064 and 1995 c 8 s 3 are each amended to read
14 as follows:

15 Subject to RCW 43.21A.068, the director of the department of
16 ecology shall have the following powers and duties:

1 (1) The supervision of public waters within the state and their
2 appropriation, diversion, and use, and of the various officers
3 connected therewith;

4 (2) Insofar as may be necessary to assure safety to life or
5 property, ((he)) the director shall inspect the construction of all
6 dams, canals, ditches, irrigation systems, hydraulic power plants, and
7 all other works, systems, and plants pertaining to the use of water,
8 and ((he)) may require such necessary changes in the construction or
9 maintenance of said works, to be made from time to time, as will
10 reasonably secure safety to life and property;

11 (3) ((He)) The director shall regulate and control the diversion of
12 water in accordance with the rights thereto;

13 (4) ((He)) The director shall determine the discharge of streams
14 and springs and other sources of water supply, and the capacities of
15 lakes and of reservoirs whose waters are being or may be utilized for
16 beneficial purposes;

17 (5) ((He)) The director shall, if requested, provide assistance to
18 an applicant for a water right in obtaining or developing an adequate
19 and appropriate supply of water consistent with the land use permitted
20 for the area in which the water is to be used and the population
21 forecast for the area under RCW 43.62.035. If the applicant is a
22 public water supply system, the supply being sought must be used in a
23 manner consistent with applicable land use, watershed and water system
24 plans, and the population forecast for that area provided under RCW
25 43.62.035;

26 (6) The director shall keep such records as may be necessary for
27 the recording of the financial transactions and statistical data
28 thereof, and shall procure all necessary documents, forms, and blanks.
29 ((He)) The director shall keep a seal of the office, and all
30 certificates ((by him)) covering any of ((his)) the director's acts or
31 the acts of ((his)) the director's office, or the records and files of
32 ((his)) that office, under such seal, shall be taken as evidence
33 thereof in all courts;

34 ((+6) He)) (7) The director shall render when required by the
35 governor, a full written report of the ((work of his office)) office's
36 work with such recommendations for legislation as ((he may)) the
37 director deems advisable for the better control and development of the
38 water resources of the state;

1 (~~(7)~~) (8) The director and duly authorized deputies may
2 administer oaths;

3 (~~(8) He~~) (9) The director shall establish and promulgate rules
4 governing the administration of chapter 90.03 RCW;

5 (~~(9) He~~) (10) The director shall perform such other duties as may
6 be prescribed by law.

7 NEW SECTION. **Sec. 3.** If specific funding for the purposes of this
8 act, referencing this act by bill or chapter number, is not provided by
9 June 30, 1997, in the omnibus appropriations act, this act is null and
10 void.

Passed the Senate April 22, 1997.

Passed the House April 14, 1997.

Approved by the Governor May 20, 1997.

Filed in Office of Secretary of State May 20, 1997.