

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE HOUSE BILL 1166**

Chapter 210, Laws of 2002

57th Legislature  
2002 Regular Session

SALMON RECOVERY--PROJECT SPONSORS

EFFECTIVE DATE: 6/13/02

Passed by the House March 9, 2002  
Yeas 94 Nays 0

FRANK CHOPP  
**Speaker of the House of Representatives**

Passed by the Senate March 5, 2002  
Yeas 47 Nays 0

BRAD OWEN  
**President of the Senate**

Approved March 28, 2002

GARY LOCKE  
**Governor of the State of Washington**

CERTIFICATE

I, Cynthia Zehnder, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 1166** as passed by the House of Representatives and the Senate on the dates hereon set forth.

CYNTHIA ZEHNDER  
**Chief Clerk**

FILED

March 28, 2002 - 8:43 a.m.

**Secretary of State  
State of Washington**

---

**SUBSTITUTE HOUSE BILL 1166**

---

AS AMENDED BY THE SENATE

Passed Legislature - 2002 Regular Session

**State of Washington                      57th Legislature                      2001 Regular Session**

**By** House Committee on Natural Resources (originally sponsored by Representatives Rockefeller, Buck, Doumit, Pennington and Edwards; by request of Salmon Recovery Funding Board)

Read first time 02/26/2001. Referred to Committee on .

1            AN ACT Relating to entities eligible to be project sponsors for  
2 salmon recovery funding board grants; and amending RCW 77.85.010.

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

4            **Sec. 1.** RCW 77.85.010 and 2000 c 107 s 92 are each amended to read  
5 as follows:

6            The definitions in this section apply throughout this chapter  
7 unless the context clearly requires otherwise.

8            (1) "Adaptive management" means reliance on scientific methods to  
9 test the results of actions taken so that the management and related  
10 policy can be changed promptly and appropriately.

11            (2) "Critical pathways methodology" means a project scheduling and  
12 management process for examining interactions between habitat projects  
13 and salmonid species, prioritizing habitat projects, and assuring  
14 positive benefits from habitat projects.

15            (3) "Habitat project list" is the list of projects resulting from  
16 the critical pathways methodology under RCW 77.85.060(2). Each project  
17 on the list must have a written agreement from the landowner on whose  
18 land the project will be implemented. Projects include habitat  
19 restoration projects, habitat protection projects, habitat projects

1 that improve water quality, habitat projects that protect water  
2 quality, habitat-related mitigation projects, and habitat project  
3 maintenance and monitoring activities.

4 (4) "Habitat work schedule" means those projects from the habitat  
5 project list that will be implemented during the current funding cycle.  
6 The schedule shall also include a list of the entities and individuals  
7 implementing projects, the start date, duration, estimated date of  
8 completion, estimated cost, and funding sources for the projects.

9 (5) "Limiting factors" means conditions that limit the ability of  
10 habitat to fully sustain populations of salmon. These factors are  
11 primarily fish passage barriers and degraded estuarine areas, riparian  
12 corridors, stream channels, and wetlands.

13 (6) "Project sponsor" is a county, city, special district, tribal  
14 government, state agency, a combination of such governments through  
15 interlocal or interagency agreements (~~provided under chapter 39.34~~  
16 ~~RCW~~), a nonprofit organization, regional fisheries enhancement group,  
17 or one or more private citizens. A project sponsored by a state agency  
18 may be funded by the board only if it is included on the habitat  
19 project list submitted by the lead entity for that area and the state  
20 agency has a local partner that would otherwise qualify as a project  
21 sponsor.

22 (7) "Salmon" includes all species of the family Salmonidae which  
23 are capable of self-sustaining, natural production.

24 (8) "Salmon recovery plan" means a state plan developed in response  
25 to a proposed or actual listing under the federal endangered species  
26 act that addresses limiting factors including, but not limited to  
27 harvest, hatchery, hydropower, habitat, and other factors of decline.

28 (9) "Tribe" or "tribes" means federally recognized Indian tribes.

29 (10) "WRIA" means a water resource inventory area established in  
30 chapter 173-500 WAC as it existed on January 1, 1997.

31 (11) "Owner" means the person holding title to the land or the  
32 person under contract with the owner to lease or manage the legal  
33 owner's property.

Passed the House March 9, 2002.

Passed the Senate March 5, 2002.

Approved by the Governor March 28, 2002.

Filed in Office of Secretary of State March 28, 2002.