

CERTIFICATION OF ENROLLMENT

SUBSTITUTE HOUSE BILL 2758

Chapter 280, Laws of 2002

57th Legislature
2002 Regular Session

AGRICULTURAL CONSERVATION EASEMENTS PROGRAM

EFFECTIVE DATE: 6/13/02

Passed by the House February 14, 2002
Yeas 98 Nays 0

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

Passed by the Senate March 4, 2002
Yeas 47 Nays 0

BRAD OWEN
President of the Senate

Approved April 1, 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 2758** as passed by the House of Representatives and the Senate on the dates hereon set forth.

CYNTHIA ZEHNDER
Chief Clerk

FILED

April 1, 2002 - 11:15 a.m.

**Secretary of State
State of Washington**

SUBSTITUTE HOUSE BILL 2758

Passed Legislature - 2002 Regular Session

State of Washington

57th Legislature

2002 Regular Session

By House Committee on Agriculture & Ecology (originally sponsored by Representatives Quall, Linville and Hunt)

Read first time 02/08/2002. Referred to Committee on .

1 AN ACT Relating to establishing the agricultural conservation
2 easements program; adding new sections to chapter 89.08 RCW; and
3 creating a new section.

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

5 NEW SECTION. **Sec. 1.** Among the rising costs that are increasingly
6 driving Washington farmers out of business is the cost of land. Many
7 of our oldest, well-established farms, often on the fringes of
8 established communities, are under growing pressure to be sold for uses
9 other than agriculture. In the face of these rising land costs, new
10 farmers are finding it increasingly difficult to be able to afford to
11 purchase farmland.

12 At the same time, the conversion of these prime farmlands to
13 development costs our communities open and green space, reduces our
14 access to local quality food, diminishes our cultural and historic
15 roots, often represents a fiscal loss for governments, and frequently
16 results in environmental costs including reduced flood detention, loss
17 of surface water filtration, diminished aquifer recharge, loss of
18 habitat and connective wildlife migration corridors, and loss of
19 opportunities to protect riparian lands.

1 These concerns, among others, are leading the federal government
2 and local jurisdictions around our state to provide funding for local
3 programs to purchase agricultural conservation easements that help keep
4 farmers in farming and farmland in agriculture. It is the intent of
5 the legislature to create a Washington purchase of agricultural
6 conservation easements program that will facilitate the use of federal
7 funds, ease the burdens of local governments launching similar programs
8 at the local level, and help local governments fight the conversion of
9 agricultural lands they have not otherwise protected through their
10 planning processes.

11 NEW SECTION. **Sec. 2.** A new section is added to chapter 89.08 RCW
12 to read as follows:

13 (1) The agricultural conservation easements program is created.
14 The state conservation commission shall manage the program and adopt
15 rules as necessary to implement the legislature's intent.

16 (2) The commission shall report to the legislature on an on-going
17 basis regarding potential funding sources for the purchase of
18 agricultural conservation easements under the program and recommend
19 changes to existing funding authorized by the legislature.

20 (3) All funding for the program shall be deposited into the
21 agricultural conservation easements account created in section 3 of
22 this act. Expenditures from the account shall be made to local
23 governments and private nonprofits on a match or no match required
24 basis at the discretion of the commission.

25 (4) Easements purchased with money from the agricultural
26 conservation easements account run with the land.

27 NEW SECTION. **Sec. 3.** A new section is added to chapter 89.08 RCW
28 to read as follows:

29 (1) The agricultural conservation easements account is created in
30 the custody of the state treasurer. All receipts from legislative
31 appropriations, other sources as directed by the legislature, and
32 gifts, grants, or endowments from public or private sources must be
33 deposited into the account. Expenditures from the account may be used
34 only for the purchase of easements under the agricultural conservation
35 easements program. Only the state conservation commission, or the
36 executive director of the commission on the commission's behalf, may
37 authorize expenditures from the account. The account is subject to

1 allotment procedures under chapter 43.88 RCW, but an appropriation is
2 not required for expenditures.

3 (2) The commission is authorized to receive and expend gifts,
4 grants, or endowments from public or private sources that are made
5 available, in trust or otherwise, for the use and benefit of the
6 agricultural conservation easements program.

Passed the House February 14, 2002.

Passed the Senate March 4, 2002.

Approved by the Governor April 1, 2002.

Filed in Office of Secretary of State April 1, 2002.