

1 **SHB 1769 - H AMD 0155 WITHDRAWN 3-17-03**

2 By Representative Schindler

3 On page 1, at the beginning of line 5, insert the following:

4 "Sec. 1. RCW 90.58.060 and 1995 c 347 s 304 are each amended  
5 to read as follows:

6 (1) The department (~~((shall periodically review and))~~) may adopt  
7 guidelines consistent with RCW 90.58.020, containing the elements  
8 specified in RCW 90.58.100 for:

9 (a) Development of master programs for regulation of the uses  
10 of shorelines; and

11 (b) Development of master programs for regulation of the uses  
12 of shorelines of statewide significance.

13 (2) Before adopting or amending guidelines under this section,  
14 the department shall provide an opportunity for public review and  
15 comment as follows:

16 (a) The department shall mail copies of the proposal to all  
17 cities, counties, and federally recognized Indian tribes, and to  
18 any other person who has requested a copy, and shall publish the  
19 proposed guidelines in the Washington state register. Comments  
20 shall be submitted in writing to the department within sixty days  
21 from the date the proposal has been published in the register.

22 (b) The department shall hold at least four public hearings on  
23 the proposal in different locations throughout the state to provide  
24 a reasonable opportunity for residents in all parts of the state to  
25 present statements and views on the proposed guidelines. Notice of  
26 the hearings shall be published at least once in each of the three  
27 weeks immediately preceding the hearing in one or more newspapers  
28 of general circulation in each county of the state. If an  
29 amendment to the guidelines addresses an issue limited to one  
30 geographic area, the number and location of hearings may be  
31 adjusted consistent with the intent of this subsection to assure  
32 all parties a reasonable opportunity to comment on the proposed  
33 amendment. The department shall accept written comments on the

1 proposal during the sixty-day public comment period and for seven  
2 days after the final public hearing.

3 (c) At the conclusion of the public comment period, the  
4 department shall review the comments received and modify the  
5 proposal consistent with the provisions of this chapter. The  
6 proposal shall then be published for adoption pursuant to the  
7 provisions of chapter 34.05 RCW.

8 (3) The department may propose amendments to the guidelines not  
9 more than once each year. (~~At least once every five years the~~  
10 ~~department shall conduct a review of the guidelines pursuant to the~~  
11 ~~procedures outlined in subsection (2) of this section.~~)"

12 On page 1, line 7, after "(1)" strike "Local" and insert  
13 "Subject to the availability of amounts appropriated for this  
14 specific purpose, local"

15 On page 1, line 11, after "department" insert "and approved by  
16 the legislature"

17 On page 1, line 12, after "in" strike "subsections (3) and (4)"  
18 and insert "subsection (3)"

19 On page 1, line 16, after "2011," strike "and every seven years  
20 thereafter,"

21 On page 2, line 1, after "2012," strike "and every seven years  
22 thereafter,"

23 On page 2, line 4, after "2013," strike "and every seven years  
24 thereafter,"

25 On page 2, line 7, after "2014," strike "and every seven years  
26 thereafter,"

27 On page 2, line 17, after "(4)" strike all material through  
28 "(5)" on page 2, line 30

1           On page 2, line 30, after "Jurisdictions" strike "required to  
2 comply with the provisions of subsection (4) of this section and  
3 other jurisdictions"

4           On page 2, line 33, after "section" strike ", or, where  
5 applicable, the dates established by subsection (4) of this  
6 section,"

7           On page 2, line 35, after "deadline" strike "and will not be  
8 required to conduct further updates until seven years after the  
9 dates"

10          Renumber the remaining subsections consecutively and correct any  
11 internal references accordingly.

12           On page 3, line 3, after "(2)" strike "through (4)" and insert  
13 "and (3)"

14           On page 3, after line 6, insert the following:

15           "(6) The requirement for local governments to develop or amend  
16 master programs according to this section shall be effective after  
17 the guidelines adopted by the department have been approved by the  
18 legislature."

19          Renumber the sections consecutively and correct any internal  
20 references accordingly.

21          Correct the title.

**EFFECT:** (1) Removes requirement for the Department of Ecology (DOE) to periodically review and adopt Shoreline Master Program Guidelines (Guidelines). (2) Removes requirement for the DOE to conduct a review of the Guidelines every five years. (3) Makes requirement for local governments to develop or amend master programs consistent with the Guidelines subject to the availability of funding. (4) Removes requirement for local governments to update shoreline master programs every seven years after the initial update deadlines. (5) Removes provisions establishing a shoreline master program early adoption schedule for specific jurisdictions. (6) Requires the Legislature to approve the Guidelines before the requirement for local governments to develop or amend master programs

consistent with the Guidelines becomes effective.