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SUBSTITUTE HOUSE BILL 1260

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State of Washington

58th Legislature

2003 Regular Session

**By** House Committee on Agriculture & Natural Resources (originally sponsored by Representatives Buck, Hatfield, Sump, Pearson, Kessler, Grant, Blake, Schoesler, Eickmeyer, Kenney and Kristiansen)

READ FIRST TIME 03/05/03.

1       AN ACT Relating to environmental impact statements for class I, II,  
2 and III forest practices on state trust lands; amending RCW 43.21C.037;  
3 and adding a new section to chapter 79.01 RCW.

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

5       **Sec. 1.** RCW 43.21C.037 and 1997 c 173 s 6 are each amended to read  
6 as follows:

7       (1) ~~Decisions pertaining to ((applications for Class I, II, and III~~  
8 ~~forest practices, as defined by rule of the forest practices board~~  
9 ~~under RCW 76.09.050,)) the following are not subject to the~~  
10 requirements of RCW 43.21C.030(2)(c) as now or hereafter amended:

11       (a) Applications for class I, II, and III forest practices, as  
12 defined by rule of the forest practices board under RCW 76.09.050; and

13       (b) Individual sales of timber from state trust lands, including  
14 federally granted trust lands, forest board transfer lands, forest  
15 board purchase lands, and community college reserve trust lands, that  
16 are harvested under a class I, II, or III forest practices application,  
17 if a programmatic detailed environmental impact statement has been  
18 finalized for the ten-year sustained yield plan required under chapter  
19 79.68 RCW.

1 (2) When the applicable county, city, or town requires a license in  
2 connection with any proposal involving forest practices (a) on lands  
3 platted after January 1, 1960, as provided in chapter 58.17 RCW, (b) on  
4 lands that have or are being converted to another use, or (c) on lands  
5 which, pursuant to RCW 76.09.070 as now or hereafter amended, are not  
6 to be reforested because of the likelihood of future conversion to  
7 urban development, then the local government, rather than the  
8 department of natural resources, is responsible for any detailed  
9 statement required under RCW 43.21C.030(2)(c).

10 (3) Those forest practices determined by rule of the forest  
11 practices board to have a potential for a substantial impact on the  
12 environment, and thus to be Class IV practices, require an evaluation  
13 by the department of natural resources as to whether or not a detailed  
14 statement must be prepared pursuant to this chapter. The evaluation  
15 shall be made within ten days from the date the department receives the  
16 application. A Class IV forest practice application must be approved  
17 or disapproved by the department within thirty calendar days from the  
18 date the department receives the application, unless the department  
19 determines that a detailed statement must be made, in which case the  
20 application must be approved or disapproved by the department within  
21 sixty days from the date the department receives the application,  
22 unless the commissioner of public lands, through the promulgation of a  
23 formal order, determines that the process cannot be completed within  
24 such period. This section shall not be construed to prevent any local  
25 or regional governmental entity from determining that a detailed  
26 statement must be prepared for an action regarding a Class IV forest  
27 practice taken by that governmental entity concerning the land on which  
28 forest practices will be conducted.

29 NEW SECTION. **Sec. 2.** A new section is added to chapter 79.01 RCW  
30 to read as follows:

31 Individual sales of timber from state trust lands, including  
32 federally granted trust lands, forest board transfer lands, forest  
33 board purchase lands, and community college reserve trust lands, that  
34 are harvested under a class I, II, or III forest practices application,  
35 are not subject to the requirements of RCW 43.21C.030(2)(c) if a

1 programmatic detailed environmental impact statement has been finalized  
2 for the ten-year sustained yield plan required under chapter 79.68 RCW.

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