HOUSE BILL 3129

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State of Washington   **58th Legislature**   **2004 Regular Session**

By Representatives Holmquist, McMorris and Hinkle

Read first time 01/28/2004.   Referred to Committee on Agriculture &
Natural Resources.

1   AN ACT Relating to water pollution control for total maximum daily
2 loads; adding a new section to chapter 90.48 RCW; and declaring an
3 emergency.

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

5   NEW SECTION. **Sec. 1.** A new section is added to chapter 90.48 RCW
6 to read as follows:
7   (1) The department may not proceed with the total maximum daily
8 load process for Colville river, Kettle river, and Moses Lake until it
9 has (a) made all reasonable efforts to provide the information
10 requested by the Colville river, Kettle river, and Moses Lake advisory
11 committee and (b) allowed the advisory committee sufficient time to
12 distribute and analyze the information so that the advisory committee
13 report accurately reflects the current condition of the rivers, lake,
14 water, and adjacent uplands.
15   (2) For purposes of this section, "proceed with the total maximum
16 daily load process" means: (a) Declaring Colville river, Kettle river,
17 and Moses Lake to be impaired water bodies for purposes of listing the
18 water bodies under the provisions of section 303(d) of the federal
19 clean water act; (b) completing a public process related to

1 establishing one or more total maximum daily loads for Colville river,
2 Kettle river, and Moses Lake; (c) including Colville river, Kettle
3 river, and Moses Lake on any lists of impaired water bodies to be
4 submitted to the United States environmental protection agency; and (d)
5 proceeding with the development, completion, or distribution of a
6 summary implementation strategy for Colville river, Kettle river, and
7 Moses Lake or receiving waters.

8   NEW SECTION. **Sec. 2.** This act is necessary for the immediate
9 preservation of the public peace, health, or safety, or support of the
10 state government and its existing public institutions, and takes effect
11 immediately.

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