

CERTIFICATION OF ENROLLMENT

ENGROSSED SENATE BILL 5343

Chapter 328, Laws of 2003

58th Legislature
2003 Regular Session

WATERSHED PLANNING

EFFECTIVE DATE: 7/27/03

Passed by the Senate April 21, 2003
YEAS 47 NAYS 0

BRAD OWEN

President of the Senate

Passed by the House April 11, 2003
YEAS 86 NAYS 2

FRANK CHOPP

Speaker of the House of Representatives

Approved May 16, 2003.

GARY LOCKE

Governor of the State of Washington

CERTIFICATE

I, Milton H. Doumit, Jr.,
Secretary of the Senate of the
State of Washington, do hereby
certify that the attached is
ENGROSSED SENATE BILL 5343 as
passed by the Senate and the House
of Representatives on the dates
hereon set forth.

MILTON H. DOUMIT JR.

Secretary

FILED

May 16, 2003 - 3:41 p.m.

**Secretary of State
State of Washington**

ENGROSSED SENATE BILL 5343

AS AMENDED BY THE HOUSE

Passed Legislature - 2003 Regular Session

State of Washington 58th Legislature 2003 Regular Session

By Senators Parlette, Doumit, Mulliken, Hale and Deccio

Read first time 01/22/2003. Referred to Committee on Natural Resources, Energy & Water.

1 AN ACT Relating to watershed planning; and amending RCW 90.82.060.

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

3 **Sec. 1.** RCW 90.82.060 and 2001 c 229 s 1 are each amended to read
4 as follows:

5 (1) Planning conducted under this chapter must provide for a
6 process to allow the local citizens within a WRIA or multi-WRIA area to
7 join together in an effort to: (a) Assess the status of the water
8 resources of their WRIA or multi-WRIA area; and (b) determine how best
9 to manage the water resources of the WRIA or multi-WRIA area to balance
10 the competing resource demands for that area within the parameters
11 under RCW 90.82.120.

12 (2) Watershed planning under this chapter may be initiated for a
13 WRIA only with the concurrence of: (a) All counties within the WRIA;
14 (b) the largest city or town within the WRIA unless the WRIA does not
15 contain a city or town; and (c) the water supply utility obtaining the
16 largest quantity of water from the WRIA or, for a WRIA with lands
17 within the Columbia Basin project, the water supply utility obtaining
18 from the Columbia Basin project the largest quantity of water for the
19 WRIA. To apply for a grant for organizing the planning unit as

1 provided for under RCW 90.82.040(2)(a), these entities shall designate
2 the entity that will serve as the lead agency for the planning effort
3 and indicate how the planning unit will be staffed. For purposes of
4 this chapter, WRIA 40 shall be divided such that the portion of the
5 WRIA located entirely within the Stemilt and Squilchuck subbasins shall
6 be considered WRIA 40a and the remaining portion shall be considered
7 WRIA 40b. Planning may be conducted separately for WRIA 40a and 40b.
8 WRIA 40a shall be eligible for one-fourth of the funding available for
9 a single WRIA, and WRIA 40b shall be eligible for three-fourths of the
10 funding available for a single WRIA.

11 (3) Watershed planning under this chapter may be initiated for a
12 multi-WRIA area only with the concurrence of: (a) All counties within
13 the multi-WRIA area; (b) the largest city or town in each WRIA unless
14 the WRIA does not contain a city or town; and (c) the water supply
15 utility obtaining the largest quantity of water in each WRIA.

16 (4) If entities in subsection (2) or (3) of this section decide
17 jointly and unanimously to proceed, they shall invite all tribes with
18 reservation lands within the management area.

19 (5) The entities in subsection (2) or (3) of this section,
20 including the tribes if they affirmatively accept the invitation,
21 constitute the initiating governments for the purposes of this section.

22 (6) The organizing grant shall be used to organize the planning
23 unit and to determine the scope of the planning to be conducted. In
24 determining the scope of the planning activities, consideration shall
25 be given to all existing plans and related planning activities. The
26 scope of planning must include water quantity elements as provided in
27 RCW 90.82.070, and may include water quality elements as contained in
28 RCW 90.82.090, habitat elements as contained in RCW 90.82.100, and
29 instream flow elements as contained in RCW 90.82.080. The initiating
30 governments shall work with state government, other local governments
31 within the management area, and affected tribal governments, in
32 developing a planning process. The initiating governments may hold
33 public meetings as deemed necessary to develop a proposed scope of work
34 and a proposed composition of the planning unit. In developing a
35 proposed composition of the planning unit, the initiating governments
36 shall provide for representation of a wide range of water resource
37 interests.

1 (7) Each state agency with regulatory or other interests in the
2 WRIA or multi-WRIA area to be planned shall assist the local citizens
3 in the planning effort to the greatest extent practicable, recognizing
4 any fiscal limitations. In providing such technical assistance and to
5 facilitate representation on the planning unit, state agencies may
6 organize and agree upon their representation on the planning unit.
7 Such technical assistance must only be at the request of and to the
8 extent desired by the planning unit conducting such planning. The
9 number of state agency representatives on the planning unit shall be
10 determined by the initiating governments in consultation with the
11 governor's office.

12 (8) As used in this section, "lead agency" means the entity that
13 coordinates staff support of its own or of other local governments and
14 receives grants for developing a watershed plan.

Passed by the Senate April 21, 2003.

Passed by the House April 11, 2003.

Approved by the Governor May 16, 2003.

Filed in Office of Secretary of State May 16, 2003.