

CERTIFICATION OF ENROLLMENT

HOUSE BILL 1112

Chapter 68, Laws of 2013

63rd Legislature
2013 Regular Session

DEPARTMENT OF FISH AND WILDLIFE--USE OF SCIENCE--PUBLIC POLICY

EFFECTIVE DATE: 07/28/13

Passed by the House March 6, 2013
Yeas 97 Nays 0

FRANK CHOPP

Speaker of the House of Representatives

Passed by the Senate April 12, 2013
Yeas 47 Nays 0

BRAD OWEN

President of the Senate

Approved April 25, 2013, 1:46 p.m.

JAY INSLEE

Governor of the State of Washington

CERTIFICATE

I, Barbara Baker, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 1112** as passed by the House of Representatives and the Senate on the dates hereon set forth.

BARBARA BAKER

Chief Clerk

FILED

April 25, 2013

**Secretary of State
State of Washington**

HOUSE BILL 1112

Passed Legislature - 2013 Regular Session

State of Washington 63rd Legislature 2013 Regular Session

By Representatives Short, Upthegrove, Springer, Pollet, Taylor,
Zeiger, and Wilcox

Read first time 01/16/13. Referred to Committee on Agriculture &
Natural Resources.

1 AN ACT Relating to standards for the use of science to support
2 public policy; adding a new section to chapter 34.05 RCW; and creating
3 a new section.

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

5 NEW SECTION. **Sec. 1.** (1) The legislature finds that it is
6 critically important that scientific information used to inform public
7 policy be of the highest quality and integrity. Furthermore, the
8 legislature recognizes that a public benefit is derived from greater
9 transparency as to what scientific information, data, or records are
10 being used to inform public policy or relied upon in agency decision
11 making.

12 (2) Therefore, in order to help ensure that agencies routinely use
13 scientifically credible information in conducting their policy-making
14 functions, it is the intent of the legislature to have those sources of
15 scientific information reviewed and relied upon by agencies be
16 identified in a clear and transparent way.

17 NEW SECTION. **Sec. 2.** A new section is added to chapter 34.05 RCW
18 to read as follows:

1 (1) Before taking a significant agency action, the department of
2 fish and wildlife must identify the sources of information reviewed and
3 relied upon by the agency in the course of preparing to take
4 significant agency action. Peer-reviewed literature, if applicable,
5 must be identified, as well as any scientific literature or other
6 sources of information used. The department of fish and wildlife shall
7 make available on the agency's web site the index of records required
8 under RCW 42.56.070(6) that are relied upon, or invoked, in support of
9 a proposal for significant agency action.

10 (2)(a) For the purposes of this section, "significant agency
11 action" means an act of the department of fish and wildlife that:

12 (i) Results in the development of a significant legislative rule as
13 defined in RCW 34.05.328;

14 (ii) Results in the development of technical guidance, technical
15 assessments, or technical documents that are used to directly support
16 implementation of a state rule or state statute; or

17 (iii) Results in the development of fish and wildlife recovery
18 plans.

19 (b) "Significant agency action" does not include rule making by the
20 department of fish and wildlife associated with fishing and hunting
21 rules.

22 (3) This section is not intended to affect agency action regarding
23 individual permitting, compliance and enforcement decisions, or
24 guidance provided by an agency to a local government on a case-by-case
25 basis.

Passed by the House March 6, 2013.

Passed by the Senate April 12, 2013.

Approved by the Governor April 25, 2013.

Filed in Office of Secretary of State April 25, 2013.