

CERTIFICATION OF ENROLLMENT
ENGROSSED SUBSTITUTE SENATE BILL 5324

Chapter 209, Laws of 2013

63rd Legislature
2013 Regular Session

STORM WATER CONTROL RETENTION PONDS--MOSQUITO ABATEMENT

EFFECTIVE DATE: 07/28/13

Passed by the Senate April 22, 2013
YEAS 48 NAYS 0

BRAD OWEN

President of the Senate

Passed by the House April 12, 2013
YEAS 94 NAYS 0

FRANK CHOPP

Speaker of the House of Representatives

Approved May 10, 2013, 11:18 a.m.

JAY INSLEE

Governor of the State of Washington

CERTIFICATE

I, Hunter G. Goodman, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE SENATE BILL 5324** as passed by the Senate and the House of Representatives on the dates hereon set forth.

HUNTER G. GOODMAN

Secretary

FILED

May 10, 2013

**Secretary of State
State of Washington**

ENGROSSED SUBSTITUTE SENATE BILL 5324

AS AMENDED BY THE HOUSE

Passed Legislature - 2013 Regular Session

State of Washington 63rd Legislature 2013 Regular Session

By Senate Energy, Environment & Telecommunications (originally sponsored by Senators Honeyford, Fraser, and Ericksen)

READ FIRST TIME 02/22/13.

1 AN ACT Relating to mosquito abatement in storm water control
2 retention ponds; and adding a new section to chapter 90.03 RCW.

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

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 90.03 RCW
5 to read as follows:

6 (1) A county, city, town, water-sewer district, or flood control
7 zone district constructing, improving, operating, or maintaining storm
8 water control facilities under chapter 35.67, 35.92, 36.89, 36.94,
9 57.08, or 86.15 RCW that include storm water retention ponds, also
10 known as wet ponds, wet retention ponds, or wet extended detention
11 ponds, as part of a storm water control facility for which the primary
12 function of the pond is to detain storm water, must:

13 (a) Consider and to the extent possible consistent with department
14 design guidelines, and without compromising the intended function of
15 the storm water retention pond, construct storm water retention ponds
16 to maintain and control vegetation to minimize mosquito propagation;

17 (b) Consult with the local mosquito control district, where
18 established, in the development of construction plans that include
19 storm water retention ponds; and

1 (c) Provide for maintenance and control of vegetation growth in
2 storm water retention ponds to reduce mosquito habitat and inhibit
3 mosquito propagation without compromising the intended function of a
4 storm water retention pond.

5 (2) A county, city, town, water-sewer district, or flood control
6 zone district operating or maintaining storm water control facilities
7 must, except where mosquito control districts are established, when
8 notified by the department of health or a local health jurisdiction of
9 the positive identification of west nile virus or other mosquito-borne
10 human disease viruses in mosquitoes, birds, or mammals, including
11 humans, consult with the department of health or a mosquito control
12 district concerning which integrated pest management strategies, as
13 defined under chapter 17.15 RCW, for mosquito control or abatement in
14 storm water retention ponds would be most effective to prevent the
15 spread of the disease.

16 (3) Where a mosquito control district is established, when notified
17 by the department of health or a local health jurisdiction of the
18 positive identification of west nile virus or other mosquito-borne
19 human disease viruses in mosquitoes, birds, or mammals, including
20 humans, the mosquito control district is responsible for mosquito
21 control or abatement in storm water retention ponds.

Passed by the Senate April 22, 2013.

Passed by the House April 12, 2013.

Approved by the Governor May 10, 2013.

Filed in Office of Secretary of State May 10, 2013.