

Legislative Report

OVCBCHW

March 30, 2011

Things are changing quickly in Olympia. This is the latest as of the 30th

HB 1796 SB 5622 \$30.00 Access Pass to State lands

House bill:

Referred to Ways and Means 2/2/2011. Scheduled for public hearing 2/15

Senate Bill:

Feb 1 First reading, referred to Natural Resources & Marine Waters.

Feb 2 Public hearing in the Senate Committee on Natural Resources & Marine Waters at 8:00 AM

Feb 17 Executive action taken in the Senate Committee on Natural Resources & Marine Waters at 1:30 PM.

SSB 5622 this is the substitute bill for SB5622

State Recreation Fee bill SSB5622 is scheduled for a public hearing Wednesday, March 30 at 1:30 PM before the Senate Committee on Ways and Means. As of writing this, we have not been privy to the last round of inside amendments being proposed for this bill. While this is a “public hearing”, scheduled on one day notice, I can’t tell you whether our concerns with the 1st Substitute bill have been addressed. Without more information, we can’t accurately testify for or against this bill, though it may be possible that information will be released some time tomorrow morning. We can say that we don’t

accept the vehicle definition in the 1st Substitute (that still includes trailers and campers), the non-transferable pass, and the fee distribution allocation. Maybe these are addressed in the 2nd Substitute, and maybe not.

The only good news is that no matter what happens tomorrow, the process isn't over. We can send in comments after the hearing, and any fee bill will still need to be voted on the floor and then be considered in the opposite chamber first by yet another committee.

HB 1102 Excludes certain physical constructions used to block access to, or enhance the surrounding aquatic habitat of, a road subject to the road maintenance and abandonment plan requirements of the forest practices rules, as a known dangerous artificial latent condition.

HB1102 (a Brian Blake bill) modifies the Recreational Immunity Statute (RCW 4.24.210) to recognize unsigned barriers on roads that cause injury to recreational users as a result of their use, not due to an irresponsible act of the landowner. In other words, dive into a tank trap and it is your own fault. This bill would apply to public and private property.

Jan 12 First reading, referred to Judiciary

HB 1109 Requires the legislature to approve or reject the department of fish and wildlife's recommended final environmental impact statement and the gray wolf conservation and management plan as a whole.

HB1009 would require legislative authorization for any Habitat Conservation Plan (HCP) and Incidental Take Permits (ITP) worked out between the federal government and the state government. Indeed, such a statewide HCP plan is currently under development between WDFW and USFWS that when done will regulate horseback riding group events, dog trial events, water crossing standards for trails, etc. on WDFW lands. While we are giving input on this effort in a cooperative matter with WDFW, we have no way of knowing what the outcome will be, particularly since so many species are listed in the plan. We do know there will be another opportunity for public comment later this year, but we may not know if those comments will be considered in the final plan.

Jan 12 First reading, referred to Agriculture & Natural Resources

Feb 16 Scheduled for public hearing

Mar 25 Executive action taken in the Senate Committee on Natural Resources & Marine Waters at 12:00 PM.

HB 1093 Prohibits the department of agriculture from requiring an owner or possessor of a horse to present the horse for a brand inspection upon movement, sale, importation into Washington, exportation out of Washington, or under any other circumstances.

We made the decision a while back that anything that deals with horses should be looked at by BCHW. That doesn't mean we need to take a position. My main personal concern is that it does provide contradictory definitions for livestock, horses, and mules. That could very well be a BCHW issue and is on its own a reason not to support the bill as written.

Jan 11 First reading, referred to Agriculture & Natural Resources.

HB 1147 SB 5065 Animal Cruelty

These 2 bills have generated the most comments of any in the past 4 weeks. The bottom line is that they are targeting mostly west (wet) side horse and pet owners. The problem is that the bill is written in a way they will not allow horse and cattle owners turn out their animals on summer pasture without ensuring that they have adequate shelter. There are also provisions that will not allow county fairs to display animals as they have for years.

The animal cruelty bill did pass out of the House Judiciary Committee today. However, it has been significantly modified by Rep. Klippert working with concerned stakeholders (including we assume Rep. Short) by Amendment H2219.2. He has struck both the necessary shelter definition and the failure to provide care section, which combined would have left horse owners vulnerable to being fined even when your animals were well off, but wet or without adequate shelter.

I personally don't see any remaining issues with this amended bill with regards to stock ownership. A big thanks for Rep. Klippert, Rep. Short, and others for correcting this bill.

Both bills have had their 2nd reading and are in their respective Judiciary Committees.

House Bill: Judiciary Committee

Senate Bill: Judiciary Committee

Stehekin Road

The Stehekin Road Joint Memorial also moved forward today out of the House Environment committee. It has already made it through the Senate so it doesn't have far to go!!

Naches Ranger District

Mike Drougas and Bob Badgley met with Irene Davidson, who now says that she is leaning toward closing only motorized trails in the Naches RD. She clearly wants to do that each year, and we have nothing in writing as yet, so we are in a cautiously optimistic wait-and-see mode. However, our efforts have had a positive effect:

- She is now aware of NEPA requirements
- She understands that stock users are highly concerned
- She sees potential for communicating and partnering with BCHW before making important decisions that affect stock use.

| <input type="checkbox"/> | Bill | Flags | Title | Status | Date | Original Sponsor | Companion Bills | Latest Cmte Mtg Info | Committee Recommendation | Last Roll Call |
|--------------------------|-----------|-------|-------------------------------|----------------|------------|------------------|---------------------|---|--------------------------|----------------|
| <input type="checkbox"/> | ESHB 1009 | f | Endangered species agreements | S Rules 2 | 03/25/2011 | Chandler | | Mar 25 Executive action taken in the Senate Committee on Natural Resources & Marine Waters at 12:00 PM. | DPA6 | 91-6-0-1 |
| <input type="checkbox"/> | HB 1093 | | Horse brand inspection | H Ag & Nat Res | 01/11/2011 | Haigh | | | | |
| <input type="checkbox"/> | HB 1102 | | Landowner liability/roads | H Judiciary | 01/12/2011 | Blake | | | | |
| <input type="checkbox"/> | HB 1109 | | Gray wolf conservation | H Ag & Nat Res | 01/12/2011 | Taylor | | Mar 4 Public hearing in the House Committee on Agriculture & Natural Resources at 8:00 AM. | | |
| <input type="checkbox"/> | HB 1147 | | Animal cruelty prevention | H Judiciary | 01/13/2011 | Roberts | SB 5065(Ssubst for) | | | |
| <input type="checkbox"/> | SHB 1294 | fd | Puget Sound corps | S Passed 3rd | 03/29/2011 | Tharinger | SB 5230(Ssubst for) | Mar 17 Executive action taken in the Senate Committee on Natural Resources & Marine Waters at 1:30 PM. | DP5 | 38-9-0-2 |
| <input type="checkbox"/> | HB 1439 | f | Horse brand inspection | H Ag & Nat Res | 01/21/2011 | Haigh | | Feb 2 Public hearing in the House Committee on Agriculture & Natural Resources at 1:30 PM. | | |

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|--------------------------|-----------|-----|------------------------------|------------------|------------|-------------|------------------------|--|-----------|----------|
| <input type="checkbox"/> | HB 1796 | fo | Washington's heritage | H Ways & Means | 02/02/2011 | Van De Wege | | Feb 15 Public hearing in the House Committee on Ways & Means at 3:30 PM. | | |
| <input type="checkbox"/> | HB 1840 | | Large carnivores relocation | H Ag & Nat Res | 02/04/2011 | Taylor | | | | |
| <input type="checkbox"/> | HB 1850 | fe | Natural resources agencies | H SGTribalAff | 02/07/2011 | Dunsh ee | SB 5669(SWays & Means) | | | |
| <input type="checkbox"/> | HB 2012 | f | Fuel tax distributions | H Trans | 03/07/2011 | Liias | | | | |
| <input type="checkbox"/> | SSB 5065 | | Animal cruelty prevention | H Rules R | 03/25/2011 | Carrell | HB 1147(HJudiciary) | Mar 24 Executive action taken in the House Committee on Judiciary at 10:00 AM. | DPA12 | 47-0-1-1 |
| <input type="checkbox"/> | ESSB 5230 | d | Puget Sound corps | H Environment | 02/24/2011 | Ranker | HB 1294(Hsubst for) | Mar 8 Public hearing in the House Committee on Environment at 1:30 PM. | | 40-8-0-1 |
| <input type="checkbox"/> | SSB 5622 | fo# | State land recreation access | S Ways & Means | 02/18/2011 | Ranker | | Mar 30 Scheduled for public hearing in the Senate Committee on Ways & Means at 1:30 PM . (Subject to change) | | |
| <input type="checkbox"/> | SSB 5669 | fe | Natural resources agencies | S Ways & Means | 02/21/2011 | Ranker | HB 1850(HSGTribalAff) | Feb 21 Executive action taken in the Senate Committee on Natural Resources & Marine Waters at 1:30 PM. | | |
| <input type="checkbox"/> | SB 5867 | f | Off-road fuel tax refunds | S Transportation | 03/07/2011 | White | | | | |
| <input type="checkbox"/> | SSJM 8004 | | North Cascades National Park | H Rules R | 03/25/2011 | Parlette | | Mar 24 Executive action taken in the House Committee on Environment at 8:00 AM. | DP10 DNP3 | 49-0-0-0 |

