

NEW SECTION. Sec. 2. During the fiscal year ending June 30, 1984, the state treasurer shall transfer from the University of Washington building account to the resource management cost account an amount equal to the amount transferred under section 1 of this act. To the extent moneys in the University of Washington building account, less funds required for debt service and funds authorized for capital expenditure, are not sufficient to allow full transfer under the preceding sentence, the state treasurer shall transfer moneys from the state general fund to the resource management cost account on June 30, 1984.

NEW SECTION. Sec. 3. (1) The deductions authorized in RCW 79.64.040 relating to common school lands may be increased by the board of natural resources to one hundred percent after temporary discontinued deductions result in a transfer to the common school construction fund in the amount of approximately fourteen million dollars or so much thereof as may be necessary to maintain a positive cash balance in the common school construction fund. The increased deductions shall continue until the additional amounts received from the increased rate equal the amounts of the deductions that were discontinued or transferred under subsection (2) of this section. Thereafter the deductions shall be as otherwise provided for in RCW 79.64.040.

(2) If the discontinued deductions will not result in a transfer of fourteen million dollars or so much thereof as may be necessary to maintain a positive balance in the common school construction fund in the biennium ending June 30, 1983, the state treasurer shall transfer the difference from the resource management cost account to the common school construction fund.

NEW SECTION. Sec. 4. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Passed the House May 5, 1983.

Passed the Senate May 2, 1983.

Approved by the Governor May 13, 1983.

Filed in Office of Secretary of State May 13, 1983.

CHAPTER 18

[House Bill No. 595]

EAST SELAH REREGULATING RESERVOIR

AN ACT Relating to the Yakima river system; adding a new section to chapter 43.21A RCW; and making an appropriation.

Be it enacted by the Legislature of the State of Washington:

NEW SECTION. Sec. 1. There is added to chapter 43.21A RCW a new section to read as follows:

(1) The legislature recognizes the need to improve the control and regulation of the waters of the Yakima river system to insure that both necessary diversionary and instream beneficial uses of those waters, which provide the foundation for the economic and environmental well-being of the Yakima valley, are achieved to the maximum extent reasonably attainable. It is further recognized that the most satisfactory means for satisfying this need is to improve the existing water project, known as the Yakima project, presently operated by the United States bureau of reclamation. Therefore, the legislature intends to aid the United States in improving the Yakima project by constructing physical works and providing financial assistance.

(2) For the purpose of implementing subsection (1) of this section, the department of ecology may acquire, design, and construct a project, known as the East Selah reregulating reservoir, and may acquire, by gift, purchase, or condemnation, all real property interests necessary to complete the project. The department may then transfer the completed East Selah reregulating reservoir to the department of the interior of the United States subject to such conditions as the department of ecology requires to ensure that the objectives of this section are achieved.

(3) The department shall not:

(a) Exercise any powers of acquisition or construction provided in subsection (2) of this section, until the department has entered into a binding agreement with the United States department of the interior that the department of the interior will, upon completion by the department of the East Selah reregulating reservoir project, accept title to the project and thereafter operate and maintain the project (i) consistent with the agreement of transfer, and (ii) without any obligation upon the state for payment of costs for the operation or maintenance of the project; or

(b) Enter into any agreement under subsection (3)(a) of this section until (i) federal legislation is enacted recognizing the amount of the value of the completed East Selah reregulating reservoir as a credit to any matching funds requirement placed upon the state of Washington established in any authorization or appropriation bill enacted after the effective date of this act relating to any project studied under Public Law 96-162, and (ii) the department is satisfied that the United States has the necessary water rights to operate the project.

NEW SECTION. Sec. 2. There is hereby appropriated from the state and local improvement revolving account—water supply facilities (Referendum 38) of the general fund to the department of ecology for the biennium

ending June 30, 1985, the amount of fourteen million five hundred thousand dollars to carry out the purposes of this act.

Passed the House April 26, 1983.

Passed the Senate May 5, 1983.

Approved by the Governor May 13, 1983.

Filed in Office of Secretary of State May 13, 1983.

CHAPTER 19

[Reengrossed Substitute Senate Bill No. 3273]

RADIOACTIVE WASTE REGULATION—DEPARTMENT OF ECOLOGY AUTHORITY—NUCLEAR WASTE POLICY AND REVIEW BOARD— ADVISORY COUNCIL

AN ACT Relating to radioactive waste; amending section 3, chapter 207, Laws of 1961 as last amended by section 125, chapter 141, Laws of 1979 and RCW 70.98.030; adding a new chapter to Title 43 RCW; creating new sections; repealing section 12, chapter 295, Laws of 1981 and RCW 43.21F.075; and declaring an emergency.

Be it enacted by the Legislature of the State of Washington:

NEW SECTION. Sec. 1. The legislature finds that the safe transporting, handling, storage, or otherwise caring for radioactive wastes is required to protect the health, safety, and welfare of the citizens of the state of Washington. It is the purpose of this chapter to establish authority for the state to exercise appropriate oversight and care for the safe management and disposal of radioactive wastes; to consult with the federal government and other states on interim or permanent storage of these radioactive wastes; and to carry out the state responsibilities under the federal nuclear waste policy act of 1982.

NEW SECTION. Sec. 2. The department of ecology is herein designated as the executive branch agency to carry out the authority and responsibility set forth in this chapter, including executive branch participation in the federal nuclear waste policy act of 1982 and the federal low-level radioactive waste policy act of 1980. The department may receive federal financial assistance for carrying out radioactive waste management activities, including assistance for monitoring and evaluating the program of repository exploration and siting undertaken by the federal government.

The department shall submit a written report at least semiannually to the governor and to each member of the legislature on the radioactive waste program, its progress in carrying out its responsibilities, and any recommendations for legislative or administrative action that will improve the state's management and control activity in maximizing public health and safety.

NEW SECTION. Sec. 3. All departments, agencies, and officers of this state and its subdivisions shall cooperate with the department in the furtherance of any of its activities pursuant to this chapter.