

therewith to replace an existing lake control structure on the Okanogan river in Washington state which has been classified as deteriorated and unsafe.

(2) For the purpose of implementing subsection (1) of this section, the department of ecology may acquire, design, construct, own, operate, and maintain a project to be known as the Lake Osoyoos International Water Control Structure and may acquire all real property interests necessary thereto by purchase, grant, gift, or eminent domain; provided that the authority of eminent domain as granted to the department under this section is limited to acquiring property necessary for access to the control structure, location of abutments for the control structure, and flowage easements if necessary.

(3) The department may accept and administer grants or gifts from any source for the purpose of carrying out subsection (2) of this section.

(4) The department may exercise its powers under subsection (2) of this section directly or through contracts, except that it may not delegate its authority of eminent domain. The department may also enter into agreements with any public or municipal corporation with respect to operation and maintenance of the project authorized under subsection (2) of this section.

Sec. 2. Section 2, chapter 76, Laws of 1982 (uncodified) is amended to read as follows:

It is the intent of this legislature in enacting ~~((this act))~~ RCW 43.21A.450 that total capital costs ~~((and annual operations and maintenance costs))~~ for the said project be shared equally by Washington state and British Columbia.

Passed the Senate March 8, 1985.

Passed the House April 1, 1985.

Approved by the Governor April 10, 1985.

Filed in Office of Secretary of State April 10, 1985.

## CHAPTER 28

[Senate Bill No. 3368]

### INEDIBLE SALMON—SALE FOR HUMAN CONSUMPTION PROHIBITED

AN ACT Relating to the sale of salmon; and amending RCW 75.08.255.

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

Sec. 1. Section 75.12.130, chapter 12, Laws of 1955 as last amended by section 26, chapter 46, Laws of 1983 1st ex. sess. and RCW 75.08.255 are each amended to read as follows:

(1) The director may take or remove any species of fish or shellfish from the waters or beaches of the state.

(2) The director may sell food fish or shellfish caught or taken during department test fishing operations. Salmon taken in test fishing operations shall only be sold during a season open to commercial fishing in the district in which the test fishing is conducted.

(3) The director shall not sell ~~((spawned-out salmon carcasses or salmon in spawning condition))~~ inedible salmon for human consumption. ~~((The))~~ Salmon and carcasses may be given to state institutions or schools or to economically depressed people, unless the salmon are unfit for human consumption. Salmon not fit for human consumption may be sold by the director for animal food, fish food, or for industrial purposes.

(4) In the sale of surplus salmon from state hatcheries, the division of purchasing shall require that a portion of the surplus salmon be processed and returned to the state by the purchaser. The processed salmon shall be fit for human consumption and in a form suitable for distribution to individuals. The division of purchasing shall establish the required percentage at a level that does not discourage competitive bidding for the surplus salmon. The measure of the percentage is the combined value of all of the surplus salmon sold. The department of social and health services shall distribute the processed salmon to economically depressed individuals and state institutions pursuant to rules adopted by the department of social and health services.

Passed the Senate February 8, 1985.

Passed the House March 27, 1985.

Approved by the Governor April 10, 1985.

Filed in Office of Secretary of State April 10, 1985.

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## CHAPTER 29

[Engrossed Senate Bill No. 4169]

### THOMAS BURKE MEMORIAL WASHINGTON STATE MUSEUM

AN ACT Relating to the state museum of the University of Washington; amending RCW 27.40.010; repealing RCW 43.131.263 and 43.131.264; providing an effective date; and declaring an emergency.

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

Sec. 1. Section 1, chapter 30, Laws of 1899 and RCW 27.40.010 are each amended to read as follows:

The Thomas Burke Memorial Washington State Museum of the University of Washington is hereby constituted the state natural history and anthropology museum as a ~~((depository))~~ repository for the preservation ~~((and))~~, exhibition, interpretation, and conservation of documents and objects ~~((possessing an historical value, of materials illustrating the fauna, flora, anthropology, mineral wealth, and natural resources of the state, and for all documents and objects whose preservation will be of value to the student~~