
SENATE BILL 5839

State of Washington

55th Legislature

1997 Regular Session

By Senators Hochstatter, Morton and McCaslin

Read first time 02/17/97. Referred to Committee on Agriculture & Environment.

1 AN ACT Relating to a person potentially liable for a hazardous
2 substance release; and adding a new section to chapter 70.105D 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 70.105D
5 RCW to read as follows:

6 If a potentially liable person has completely complied with the
7 department's remedial order under RCW 70.105D.050, or with a settlement
8 in the form of a consent decree under RCW 70.105D.040, or both, and the
9 department has not discovered further harm from the hazardous substance
10 release for three years from the date of final compliance, the
11 potentially liable person may not be held further liable for harm from
12 the release. Prior to the expiration of the three-year period, the
13 department may request that the potentially liable person provide
14 monitoring and investigation to determine that the site poses an
15 acceptable or no potential for harm due to the release of hazardous
16 substances.

1 A release made by the potentially liable person at the same or
2 another site after the expiration of the three-year period is a new
3 violation of this chapter.

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