
SUBSTITUTE HOUSE BILL 1963

State of Washington

52nd Legislature

1991 Regular Session

By House Committee on Agriculture & Rural Development (originally sponsored by Representatives Rasmussen, Rayburn, Grant, McLean, Dorn and Roland).

Read first time March 6, 1991.

1 AN ACT Relating to the department of agriculture; and adding a new
2 section to chapter 43.23 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 43.23 RCW
5 to read as follows:

6 (1) A governmental entity operating a municipal sewage treatment
7 facility, the sludge from which is applied to lands outside of an
8 incorporated area of the state, shall notify the department of
9 agriculture regarding the application. The notice shall be on a form
10 prescribed by the department. The department shall regularly sample
11 and test sludge that is to be applied to lands outside of an
12 incorporated area of the state. The department may accept the results
13 of existing testing programs in lieu of testing conducted by the
14 department.

1 The cost of conducting such sampling and testing and any
2 administrative costs directly related to such sampling and testing
3 shall be borne by the governmental entity operating the treatment
4 facility which is the source of the sludge. The department may require
5 payment of such costs on a monthly or other basis. Any such
6 governmental entity which fails to make such a payment within thirty
7 days of the date by which the department has indicated that it is due,
8 shall cease to apply or permit others to apply the sludge to any lands
9 outside of incorporated areas in the state. Such applications may
10 resume only after payments to the department are current.

11 (2) A sludge monitoring account is hereby created in the
12 agricultural local fund established by RCW 43.23.230. Payments
13 received by the department under this section shall be deposited in the
14 account. Moneys may be disbursed by the director of agriculture for
15 conducting the sampling and testing program required by this section
16 and for providing administrative support for that program. The account
17 is not subject to legislative appropriation.