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HOUSE BILL 1162

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State of Washington

54th Legislature

1995 Regular Session

By Representatives Schoesler and Mastin; by request of Department of Ecology and Department of Revenue

Read first time 01/16/95. Referred to Committee on Agriculture & Ecology.

1 AN ACT Relating to the collection of hazardous waste generation  
2 fees; amending RCW 70.95E.050 and 70.95E.090; reenacting and amending  
3 RCW 70.95E.020; and declaring an emergency.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** RCW 70.95E.020 and 1994 sp.s. c 2 s 3 and 1994 c 136 s 2  
6 are each reenacted and amended to read as follows:

7 A fee is imposed for the privilege of generating or potentially  
8 generating hazardous waste in the state. The annual amount of the fee  
9 shall be thirty-five dollars upon every known generator or potential  
10 generator doing business in Washington in the current calendar year or  
11 any part thereof. This fee shall be collected by the department (~~of~~  
12 ~~revenue~~) or its designee. A potential generator shall be exempt from  
13 the fee imposed under this section if the value of products, gross  
14 proceeds of sales, or gross income of the business, from all business  
15 activities of the potential generator, is less than twelve thousand  
16 dollars in the current calendar year. The department shall, subject to  
17 appropriation, use the funds collected from the fees assessed in this  
18 subsection to support the activities of the office of waste reduction  
19 as specified in RCW 70.95C.030. The fee imposed pursuant to this

1 section is due (~~annually by July 1 of the~~) during the calendar year  
2 following the calendar year for which the fee is imposed, (~~except the~~  
3 ~~fee scheduled to be imposed for calendar year 1993 shall be imposed on~~  
4 ~~known generators only~~) according to a fee collection schedule  
5 developed by the department.

6 **Sec. 2.** RCW 70.95E.050 and 1994 c 136 s 4 are each amended to read  
7 as follows:

8 In administration of this chapter for the enforcement and  
9 collection of the fees due and owing under (~~this chapter~~) RCW  
10 70.95E.020 and 70.95E.030, the department (~~of revenue is authorized~~  
11 ~~to~~) may apply (~~the provisions of chapter 82.32 RCW, except that the~~  
12 ~~provisions of RCW 82.32.045 shall not apply~~) RCW 43.17.240.

13 **Sec. 3.** RCW 70.95E.090 and 1990 c 114 s 19 are each amended to  
14 read as follows:

15 The department may use funds in the hazardous waste assistance  
16 account to provide technical assistance and compliance education  
17 assistance to hazardous substance users and waste generators, to  
18 provide grants to local governments, and for administration of this  
19 chapter. (~~The department of revenue shall be appropriated a~~  
20 ~~percentage amount of the total fees collected, not to exceed two~~  
21 ~~percent of the total fees collected, for administration and collection~~  
22 ~~expenses incurred by the department of revenue.~~)

23 Technical assistance may include the activities authorized under  
24 chapter 70.95C RCW and RCW 70.105.170 to encourage hazardous waste  
25 reduction and hazardous use reduction and the assistance provided for  
26 by RCW 70.105.100(2).

27 Compliance education may include the activities authorized under  
28 RCW 70.105.100(2) to train local agency officials and to inform  
29 hazardous substance users and hazardous waste generators and owners and  
30 operators of hazardous waste management facilities of the requirements  
31 of chapter 70.105 RCW and related federal laws and regulations.

32 Grants to local governments shall be used for small quantity  
33 generator technical assistance and compliance education components of  
34 their moderate risk waste plans as required by RCW 70.105.220.

35 NEW SECTION. **Sec. 4.** This act is necessary for the immediate  
36 preservation of the public peace, health, or safety, or support of the

1 state government and its existing public institutions, and shall take  
2 effect immediately.

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