
HOUSE BILL 1052

State of Washington 55th Legislature 1997 Regular Session

By Representatives Pennington, Carlson, Boldt, Thompson and DeBolt

Read first time 01/13/97. Referred to Committee on Natural Resources.

1 AN ACT Relating to littering; amending RCW 70.93.060 and 70.93.070;
2 and prescribing penalties.

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

4 **Sec. 1.** RCW 70.93.060 and 1996 c 263 s 1 are each amended to read
5 as follows:

6 (1) No person shall throw, drop, deposit, discard, or otherwise
7 dispose of litter upon any public property in the state or upon private
8 property in this state not owned by him or her or in the waters of this
9 state whether from a vehicle or otherwise including but not limited to
10 any public highway, public park, beach, campground, forest land,
11 recreational area, trailer park, highway, road, street, or alley
12 except:

13 (a) When the property is designated by the state or its agencies or
14 political subdivisions for the disposal of garbage and refuse, and the
15 person is authorized to use such property for that purpose;

16 (b) Into a litter receptacle in a manner that will prevent litter
17 from being carried away or deposited by the elements upon any part of
18 said private or public property or waters.

1 (2)(a) It is a class ((3)) 2 civil infraction as defined in RCW
2 7.80.120 for a person to litter in an amount less than or equal to one
3 cubic foot.

4 (b) It is a class 1 civil infraction as defined in RCW 7.80.120 for
5 a person to litter in an amount greater than one cubic foot. Unless
6 suspended or modified by a court, the person shall also pay a litter
7 cleanup fee of twenty-five dollars per cubic foot of litter. The court
8 may, in addition to or in lieu of part or all of the cleanup fee, order
9 the person to pick up and remove litter from the property, with prior
10 permission of the legal owner or, in the case of public property, of
11 the agency managing the property.

12 (3) If the violation occurs in a state park, the court shall, in
13 addition to any other penalties assessed, order the person to perform
14 twenty-four hours of community service in the state park where the
15 violation occurred if the state park has stated an intent to
16 participate as provided in RCW 43.51.048(2).

17 (4) If the violation occurs on a public highway, highway, road,
18 street, or alley, the court shall, in addition to any other penalties
19 assessed, order the person to perform twenty-four hours of community
20 service picking up and removing litter from the jurisdiction where the
21 violation occurred. In lieu of community service, an out-of-state
22 resident may pay a fine of three hundred dollars.

23 **Sec. 2.** RCW 70.93.070 and 1996 c 263 s 2 are each amended to read
24 as follows:

25 The director ((may)) shall prescribe the procedures for the
26 collection of penalties, costs, and other charges allowed by chapter
27 7.80 RCW for violations of this chapter. The procedures must include
28 provisions requiring that one-half of the monetary amount actually
29 collected by the state or local governmental entity enforcing the
30 provisions of this chapter be distributed to that local governmental
31 entity.

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