
SENATE BILL 5860

State of Washington

57th Legislature

2001 Regular Session

By Senators Jacobsen and Oke; by request of Department of Natural Resources

Read first time 02/06/2001. Referred to Committee on Natural Resources, Parks & Shorelines.

1 AN ACT Relating to surface mining reclamation permit fees; and
2 amending RCW 78.44.085.

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

4 **Sec. 1.** RCW 78.44.085 and 1997 c 413 s 1 are each amended to read
5 as follows:

6 (1) An applicant for a public or private reclamation permit
7 shall pay ~~((an))~~ a nonrefundable application fee to the department
8 before being granted a surface mining permit. The amount of the
9 application fee shall be ~~((six))~~ one thousand two hundred
10 ~~((fifty))~~ dollars.

11 (2) After June 30, ~~((1993))~~ 2001, each public or private permit
12 holder shall pay an annual permit fee of ~~((six))~~ one thousand two
13 hundred ~~((fifty))~~ dollars. The annual permit fee shall be payable
14 to the department on the first anniversary of the permit date and
15 each year thereafter. Annual fees paid by a county for mines used
16 exclusively for public works projects and having less than seven
17 acres of disturbed area per mine shall not exceed one thousand
18 dollars. Annual fees are waived for all mines used primarily for

1 public works projects if the mines are owned and primarily
2 operated by counties with 1993 populations of less than twenty
3 thousand persons, and if each mine has less than seven acres of
4 disturbed area.

5 (3) Appeals from any determination of the department shall not
6 stay the requirement to pay any annual permit fee. Failure to pay
7 the annual fee may constitute grounds for an order to suspend
8 surface mining or cancellation of the reclamation permit as
9 provided in this chapter.

10 (4) All fees collected by the department shall be deposited
11 into the surface mining reclamation account.

12 (5) If the department delegates enforcement responsibilities to
13 a county, city, or town, the department may allocate funds
14 collected under this section to the county, city, or town.

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