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SHB 1855 - H AMD

2 By Representative Fraser

3 Strike everything after the enacting clause and insert:

1 "NEW SECTION. **Sec. 1.** The legislature finds that the
2 departments of fisheries and wildlife process approximately six
3 thousand applications a year for permits relating to construction
4 projects in state waters. Costs associated with a typical permit
5 application include coordination of the permit application with
6 other agencies, the evaluation of an activity's impacts, the
7 preparation and issuance of documents authorizing or denying a
8 proposed activity, investigations, and monitoring.

9 It is the intent of the legislature to adopt a schedule of
10 fees for applications for construction projects in state waters.

11 NEW SECTION. **Sec. 2.** A new section is added to chapter 75.20
12 RCW to read as follows:

13 (1) Fees are required for the review and evaluation of permit
14 applications under this chapter. All applicable fees are
15 nonrefundable, irrespective of whether the final decision is to
16 issue or deny the requested permit. Each application for a permit
17 shall be accompanied by the applicable fee provided in this
18 section. No application for a permit will be accepted for
19 evaluation without the applicable fee being remitted. After the
20 application has been examined and a determination made that the fee

1 remitted is not the applicable fee for the specific type of permit
2 required, the applicant will be notified of any additional fee
3 required prior to processing.

4 (2) Except as otherwise provided in this section, the fee
5 charged for a permit under this chapter is:

6 (a) Fifty dollars for projects costing less than fifty
7 thousand dollars.

8 (b) One hundred dollars for projects costing fifty thousand
9 dollars or more, but less than one hundred thousand dollars.

10 (c) Two hundred and fifty dollars for projects costing one
11 hundred thousand dollars or more, but less than two hundred and
12 fifty thousand dollars.

13 (d) Five hundred dollars for projects costing two hundred and
14 fifty thousand dollars or more, but less than five hundred thousand
15 dollars.

16 (e) Seven hundred and fifty dollars for projects costing five
17 hundred thousand dollars or more, but less than seven hundred and
18 fifty thousand dollars.

19 (f) One thousand dollars for projects costing seven hundred
20 and fifty thousand dollars or more.

21 (3) For an unusual project, the applicant shall pay the
22 appropriate fee required by subsections (a) through (f) of
23 subsection 2 of this section when the application is submitted. If
24 this application fee is insufficient to pay one-half of the
25 departments' costs to review the project, then the department shall
26 charge an additional fee that together with the original fee will

1 recover one-half of the department's cost of reviewing the project.
2 The total fee for an unusual project shall not exceed five thousand
3 dollars.

4 (4) The fee charged for mineral prospecting is twenty-five
5 dollars.

6 (5) The fee charged for a renewal of a permit previously
7 issued under this chapter when the project has not changed is
8 thirty-five dollars.

9 (6) The fee charged for nonprofit volunteer and educational
10 fish rearing projects is twenty dollars.

11 (7) The department of fisheries and the department of wildlife
12 shall each adopt rules to administer the hydraulic permit fees
13 contained in this section.

14 (8) The department of fisheries and department of wildlife
15 shall submit a report to the appropriate committees of the
16 legislature by November of each even-numbered year showing detailed
17 information on fees collected, actual expenses incurred,
18 anticipated expenses, and the actual costs of processing
19 representative permit applications for the current biennium and
20 next two biennium.

21 (9) As used in this section:

22 (a) "Project cost" includes only the cost of the work directly
23 related to the activity that requires a permit under this chapter.

24 (b) "Unusual project" means a project that is unusually
25 extensive or that requires a protracted review, such as projects

1 that involve more than one water resource inventory area or more
2 than fifteen stream crossings, or have project costs exceeding two
3 million dollars.

4 NEW SECTION. **Sec. 3.** This act is necessary for the immediate
5 preservation of the public peace, health, or safety, or support of
6 the state government and its existing public institutions, and
7 shall take effect July 1, 1991."