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SENATE BILL 5400

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State of Washington                      52nd Legislature                      1991 Regular Session

By Senators Hansen, Barr and Bailey.

Read first time January 30, 1991. Referred to Committee on Agriculture & Water Resources.

1            AN ACT Relating to civil fines for failure to submit proper prior  
2 notice for construction of water wells; amending RCW 18.104.155; and  
3 prescribing penalties.

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

5            **Sec. 1.** RCW 18.104.155 and 1987 c 394 s 1 are each amended to read  
6 as follows:

7            The department of ecology may levy a civil penalty of up to one  
8 hundred dollars per day for violation of this chapter or rules or  
9 orders of the department adopted or issued pursuant to it. For the  
10 second and each subsequent violation of RCW 18.104.048 that occurs in  
11 the same calendar year, the department may levy a civil penalty of up  
12 to two hundred fifty dollars. Procedures of RCW 90.48.144 shall be  
13 applicable to all phases of levying of such a penalty as well as review  
14 and appeal of them. For each notice regarding a violation, resulting

1 from the improper construction of a well, that is sent to a water well  
2 contractor or water well construction operator, the department shall  
3 send a copy of the notice for information purposes only to the owner of  
4 the land on which the improperly constructed well is located.