

CERTIFICATION OF ENROLLMENT

SUBSTITUTE HOUSE BILL 2757

Chapter 263, Laws of 1996

54th Legislature
1996 Regular Session

LITTERING IN STATE PARKS

EFFECTIVE DATE: 6/6/96

Passed by the House February 8, 1996
Yeas 92 Nays 5

CLYDE BALLARD
**Speaker of the
House of Representatives**

Passed by the Senate March 1, 1996
Yeas 48 Nays 0

JOEL PRITCHARD
President of the Senate

Approved March 29, 1996

MIKE LOWRY
Governor of the State of Washington

CERTIFICATE

I, Timothy A. Martin, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 2757** as passed by the House of Representatives and the Senate on the dates hereon set forth.

TIMOTHY A. MARTIN
Chief Clerk

FILED

March 29, 1996 - 4:46 p.m.

**Secretary of State
State of Washington**

SUBSTITUTE HOUSE BILL 2757

Passed Legislature - 1996 Regular Session

State of Washington

54th Legislature

1996 Regular Session

By House Committee on Natural Resources (originally sponsored by Representative Pennington)

Read first time 02/02/96.

1 AN ACT Relating to littering in state parks; amending RCW 70.93.060
2 and 70.93.070; adding a new section to chapter 43.51 RCW; and
3 prescribing penalties.

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

5 **Sec. 1.** RCW 70.93.060 and 1993 c 292 s 1 are each amended to read
6 as follows:

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

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

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

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

17 **Sec. 2.** RCW 70.93.070 and 1993 c 292 s 2 are each amended to read
18 as follows:

19 The director ((shall)) may prescribe the procedures for the
20 collection of penalties, costs, and other charges allowed by chapter
21 7.80 RCW for violations of this chapter. ((Included in the procedures
22 shall be provisions requiring that one half of the monetary amount
23 actually collected by the state or local government entity enforcing
24 the provisions of this chapter be distributed to that local
25 governmental entity.))

26 NEW SECTION. **Sec. 3.** A new section is added to chapter 43.51 RCW
27 to read as follows:

28 (1) The commission shall establish a policy and procedures for
29 supervising and evaluating community service activities that may be
30 imposed under RCW 70.93.060(3) including a description of what
31 constitutes satisfactory completion of community service.

32 (2) The commission shall inform each state park of the policy and
33 procedures regarding community service activities, and each state park
34 shall then notify the commission as to whether or not the park elects
35 to participate in the community service program. The commission shall
36 transmit a list notifying the district courts of each state park that
37 elects to participate.

Passed the House February 8, 1996.

Passed the Senate March 1, 1996.

Approved by the Governor March 29, 1996.

Filed in Office of Secretary of State March 29, 1996.