
SENATE BILL 5059

State of Washington

56th Legislature

1999 Regular Session

By Senators Brown and Morton

Read first time 01/11/1999. Referred to Committee on Environmental Quality & Water Resources.

1 AN ACT Relating to the transportation impacts of low-level
2 radioactive waste; amending RCW 43.200.010; and adding a new section to
3 chapter 43.200 RCW.

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

5 **Sec. 1.** RCW 43.200.010 and 1983 1st ex.s. c 19 s 1 are each
6 amended to read as follows:

7 The legislature finds that the safe transporting, handling,
8 storage, or otherwise caring for radioactive wastes is required to
9 protect the health, safety, and welfare of the citizens of the state of
10 Washington. It is the purpose of this chapter to establish authority
11 for the state to exercise appropriate oversight and care for the safe
12 management and disposal of radioactive wastes; to establish authority
13 for counties affected by the transportation of mill tailings classified
14 as 11e(2) waste under the federal atomic energy act of 1952 to recover
15 reasonable fees to plan for and respond to the movement of such wastes;
16 to consult with the federal government and other states on interim or
17 permanent storage of these radioactive wastes; and to carry out the
18 state responsibilities under the federal nuclear waste policy act of
19 1982.

1 NEW SECTION. **Sec. 2.** A new section is added to chapter 43.200 RCW
2 to read as follows:

3 (1) When the transportation of waste classified as 11e(2)
4 radioactive waste under the federal atomic energy act of 1952 from
5 outside the state into a county within the state is authorized under
6 this chapter, any county through which such waste will be transported
7 may assess county impact fees to cover the cost reasonably necessary
8 for the county to prepare for and respond to the movement of such waste
9 through the county.

10 (2) County impact fees assessed under this section may be imposed
11 by the affected counties on the entity or entities responsible for
12 transporting the waste only after the county legislature authority
13 conducts an evidentiary hearing on the following:

14 (a) The potential transportation and safety impacts resulting from
15 the movement of waste through the county, including the need to plan
16 and prepare for possible degradation of county roads, and potential
17 accidents and spills; and

18 (b) The extent to which the state plan for authorizing the
19 transportation of such waste addresses the impacts on the affected
20 county.

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