
SENATE BILL 5586

State of Washington

56th Legislature

1999 Regular Session

By Senator Hargrove

Read first time . Referred to Committee on .

1 AN ACT Relating to specialized forest products; amending RCW
2 76.48.050 and 76.48.085; adding new sections to chapter 76.48 RCW; and
3 prescribing penalties.

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

5 **Sec. 1.** RCW 76.48.050 and 1995 c 366 s 4 are each amended to read
6 as follows:

7 (1) Specialized forest products permits shall consist of properly
8 completed permit forms validated by the sheriff of the county in which
9 the specialized forest products are to be harvested. Each permit shall
10 be separately numbered and the permits shall be issued by consecutive
11 numbers. All specialized forest products permits shall expire at the
12 end of the calendar year in which issued, or sooner, at the discretion
13 of the permittor. A properly completed specialized forest products
14 permit form shall include:

15 ~~((1))~~ (a) The date of its execution and expiration;

16 ~~((2))~~ (b) The name, address, telephone number, if any, and
17 signature of the permittor;

18 ~~((3))~~ (c) The name, address, telephone number, if any, and
19 signature of the permittee;

1 ~~((+4))~~ (d) The type of specialized forest products to be harvested
2 or transported;

3 ~~((+5))~~ (e) The approximate amount or volume of specialized forest
4 products to be harvested or transported;

5 ~~((+6))~~ (f) The legal description of the property from which the
6 specialized forest products are to be harvested or transported,
7 including the name of the county, or the state or province if outside
8 the state of Washington;

9 ~~((+7))~~ (g) A description by local landmarks of where the
10 harvesting is to occur, or from where the specialized forest products
11 are to be transported;

12 ~~((+8))~~ (h) The number from some type of valid picture
13 identification; and

14 ~~((+9))~~ (i) Any other condition or limitation which the permittor
15 may specify.

16 (2) Except for the harvesting of Christmas trees, the permit or
17 true copy thereof must be carried by the permittee and available for
18 inspection at all times. For the harvesting of Christmas trees only a
19 single permit or true copy thereof is necessary to be available at the
20 harvest site.

21 (3) The holder of a permit must also obtain a specialized forest
22 products buyers license.

23 **Sec. 2.** RCW 76.48.085 and 1995 c 366 s 14 are each amended to read
24 as follows:

25 Buyers who purchase specialized forest products are required to
26 record (1) the permit number; (2) the type of forest product purchased;
27 (3) the permit holder's name; and (4) the amount of forest product
28 purchased. The buyer shall keep a record of this information for a
29 period of one year from the date of purchase and make the records
30 available for inspection by authorized enforcement officials.

31 The buyer of specialized forest products must record the license
32 plate number of the vehicle transporting the forest products on the
33 bill of sale, as well as the seller's permit number on the bill of
34 sale. This section shall not apply to transactions involving Christmas
35 trees.

36 ~~((The—[This]))~~ This section shall not apply to buyers of
37 specialized forest products at the retail sales level.

1 Buyers who purchase specialized forest products are required to
2 obtain a specialized forest products buyers license. The department of
3 licensing shall issue the license. The fee for the license is five
4 hundred dollars. The department of licensing may retain an amount of
5 the fee equal to the department's cost for the administration and
6 distribution of the license. The remainder of the fee must be
7 deposited in the specialized forest products enforcement account
8 created in section 5 of this act.

9 Buyers of specialized forest products must obtain a performance
10 bond valued at not less than one hundred thousand dollars.

11 A violation of this section is a misdemeanor.

12 NEW SECTION. Sec. 3. A new section is added to chapter 76.48 RCW
13 to read as follows:

14 A person who harvests specialized forest products must obtain a
15 specialized forest products harvest license from the department of
16 licensing. The fee for the specialized forest products harvest license
17 is one hundred dollars. The department of licensing may deduct its
18 costs for the production of the license from the one hundred dollar
19 fee, and the remainder of the fee must be deposited in the specialized
20 forest products enforcement account created in section 5 of this act.

21 NEW SECTION. Sec. 4. A new section is added to chapter 76.48 RCW
22 to read as follows:

23 The department of natural resources is authorized to provide grants
24 to county sheriffs to hire enforcement personnel whose sole duty is to
25 exclusively enforce this chapter. Moneys for the grants shall be
26 appropriated by the legislature from the specialized forest products
27 enforcement account, created in section 5 of this act. County sheriffs
28 are encouraged to contract with state agencies and tribes for
29 enforcement on lands that the agencies or tribes manage.

30 NEW SECTION. Sec. 5. A new section is added to chapter 76.48 RCW
31 to read as follows:

32 The specialized forest products enforcement account is created in
33 the state treasury. All receipts from fees collected under RCW
34 76.48.050 and 76.48.085 must be deposited into the account. Moneys in
35 the account may be spent only after appropriation. Expenditures from
36 the account may be used only for the purposes of section 4 of this act,

1 and to repay the initial loan, plus interest, from the forest
2 development account as specified in section 6 of this act.

3 NEW SECTION. **Sec. 6.** A new section is added to chapter 76.48 RCW
4 to read as follows:

5 The state treasurer is authorized and required to transfer as a
6 loan three hundred thousand dollars from the forest development
7 account, created in RCW 76.12.110, to the specialized forest products
8 enforcement account, created in section 5 of this act, in order to
9 provide initial funding for the enforcement grant program created in
10 section 4 of this act. The treasurer must repay the loan to the forest
11 development account, plus interest, from the specialized forest
12 products enforcement account. The loan must be repaid within ten years
13 from the effective date of this section.

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