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**SENATE BILL 6148**

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**State of Washington**

**56th Legislature**

**2000 Regular Session**

**By** Senators Jacobsen, Heavey, Patterson, Fairley, Fraser, McAuliffe, Franklin and Kline; by request of Commissioner of Public Lands and Department of Fish and Wildlife

Read first time 01/10/2000. Referred to Committee on Environmental Quality & Water Resources.

1 AN ACT Relating to environmental review of surface mining in flood  
2 plains; adding a new section to chapter 43.21C RCW; and adding a new  
3 section to chapter 78.44 RCW.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 43.21C RCW  
6 to read as follows:

7 Notwithstanding any provision in RCW 43.21C.030 and 43.21C.031 to  
8 the contrary, an environmental impact statement shall be prepared for  
9 any new or expanded public or private surface mine when all or part of  
10 the proposed mine falls within a flood plain as defined in WAC  
11 173-22-030.

12 NEW SECTION. **Sec. 2.** A new section is added to chapter 78.44 RCW  
13 to read as follows:

14 An environmental impact statement must be prepared for any new or  
15 expanded public or private surface mine when all or part of the  
16 proposed mine falls within a flood plain as defined in WAC 173-22-030.

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