

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE HOUSE BILL 1193**

Chapter 299, Laws of 2021

67th Legislature  
2021 Regular Session

COLUMBIA RIVER FEDERAL NAVIGATION CHANNELS—SHORELINE MANAGEMENT ACT  
EXEMPTION

EFFECTIVE DATE: July 25, 2021

Passed by the House April 15, 2021  
Yeas 96 Nays 0

LAURIE JINKINS

**Speaker of the House of  
Representatives**

Passed by the Senate April 3, 2021  
Yeas 47 Nays 0

DENNY HECK

**President of the Senate**

Approved May 13, 2021 11:46 AM

JAY INSLEE

**Governor of the State of Washington**

CERTIFICATE

I, Bernard Dean, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 1193** as passed by the House of Representatives and the Senate on the dates hereon set forth.

BERNARD DEAN

**Chief Clerk**

FILED

May 13, 2021

**Secretary of State  
State of Washington**

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**SUBSTITUTE HOUSE BILL 1193**

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AS AMENDED BY THE SENATE

Passed Legislature - 2021 Regular Session

**State of Washington**

**67th Legislature**

**2021 Regular Session**

**By** House Environment & Energy (originally sponsored by Representative Hoff)

READ FIRST TIME 02/10/21.

1 AN ACT Relating to affirming the process for disposing of dredged  
2 materials for federal navigation channel maintenance and improvement;  
3 and amending RCW 90.58.355.

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

5 **Sec. 1.** RCW 90.58.355 and 2020 c 20 s 1506 are each amended to  
6 read as follows:

7 Requirements to obtain a substantial development permit,  
8 conditional use permit, variance, letter of exemption, or other  
9 review conducted by a local government to implement this chapter do  
10 not apply to:

11 (1) Any person conducting a remedial action at a facility  
12 pursuant to a consent decree, order, or agreed order issued pursuant  
13 to chapter 70A.305 RCW, or to the department of ecology when it  
14 conducts a remedial action under chapter 70A.305 RCW. The department  
15 must ensure compliance with the substantive requirements of this  
16 chapter through the consent decree, order, or agreed order issued  
17 pursuant to chapter 70A.305 RCW, or during the department-conducted  
18 remedial action, through the procedures developed by the department  
19 pursuant to RCW 70A.305.090;

20 (2) Any person installing site improvements for stormwater  
21 treatment in an existing boatyard facility to meet requirements of a

1 national pollutant discharge elimination system stormwater general  
2 permit. The department must ensure compliance with the substantive  
3 requirements of this chapter through the review of engineering  
4 reports, site plans, and other documents related to the installation  
5 of boatyard stormwater treatment facilities; ((~~or~~))

6 (3) The department of transportation projects and activities that  
7 meet the conditions of RCW 90.58.356; or

8 (4) Actions taken on the Columbia river by the United States army  
9 corps of engineers, under the authority of United States Code Titles  
10 33 and 42 and 33 C.F.R. Sec. 335, to maintain and improve federal  
11 navigation channels in accordance with federally mandated dredged  
12 material management and improvement project plans, provided the  
13 project: (a) Has undergone environmental review under both the  
14 national environmental policy act, 42 U.S.C. Sec. 4321-4370h and the  
15 state environmental policy act, chapter 43.21C RCW; and (b) has  
16 applied for federal clean water act section 401 water quality  
17 certifications issued by the department.

Passed by the House April 15, 2021.  
Passed by the Senate April 3, 2021.  
Approved by the Governor May 13, 2021.  
Filed in Office of Secretary of State May 13, 2021.

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