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**SUBSTITUTE SENATE BILL 5269**

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**State of Washington**

**52nd Legislature**

**1991 Regular Session**

**By** Senate Committee on Environment & Natural Resources (originally sponsored by Senators Anderson, McMullen, Amondson, Owen, Vognild, Metcalf and Conner).

Read first time February 20, 1991.

1 AN ACT Relating to waste disposal permits for fin fish rearing  
2 projects; and amending RCW 90.48.160.

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

4 **Sec. 1.** RCW 90.48.160 and 1989 c 293 s 2 are each amended to read  
5 as follows:

6 Any person who conducts a commercial or industrial operation of any  
7 type which results in the disposal of solid or liquid waste material  
8 into the waters of the state, including commercial or industrial  
9 operators discharging solid or liquid waste material into sewerage  
10 systems operated by municipalities or public entities which discharge  
11 into public waters of the state, shall procure a permit from either the  
12 department or the (~~thermal power plant~~) energy facility site  
13 evaluation council as provided in RCW 90.48.262(2) before disposing of  
14 such waste material: PROVIDED, That this section shall not apply to any  
15 person discharging domestic sewage only into a sewerage system.

1       The department may, through the adoption of rules, eliminate the  
2 permit requirements for disposing of wastes into publicly operated  
3 sewerage systems for:

4       (1) Categories of or individual municipalities or public  
5 corporations operating sewerage systems; or

6       (2) Any category of waste disposer;

7 if the department determines such permit requirements are no longer  
8 necessary for the effective implementation of this chapter. The  
9 department (~~may by rule~~) shall eliminate the permit requirements for  
10 disposing of wastes by (~~upland~~) fin fish rearing facilities unless a  
11 permit is required under the federal clean water act's national  
12 pollutant discharge elimination system.

13       The department shall eliminate the requirements for waste disposal  
14 permits for cooperative aquaculture fin fish net pens authorized under  
15 chapter 75.52 RCW that produce less than twenty thousand pounds of fin  
16 fish annually for release into state waters and are intended to  
17 increase public fisheries.