

CERTIFICATION OF ENROLLMENT

**SENATE BILL 5298**

61st Legislature  
2009 Regular Session

Passed by the Senate March 2, 2009  
YEAS 47 NAYS 0

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**President of the Senate**

Passed by the House April 13, 2009  
YEAS 96 NAYS 0

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**Speaker of the House of Representatives**

Approved

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**Governor of the State of Washington**

CERTIFICATE

I, Thomas Hoemann, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SENATE BILL 5298** as passed by the Senate and the House of Representatives on the dates hereon set forth.

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**Secretary**

FILED

**Secretary of State  
State of Washington**

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**SENATE BILL 5298**

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Passed Legislature - 2009 Regular Session

**State of Washington                      61st Legislature                      2009 Regular Session**

**By Senators Regala and Kline; by request of Parks and Recreation Commission**

Read first time 01/20/09. Referred to Committee on Judiciary.

1            AN ACT Relating to removing the penalty language from natural  
2 resource civil infractions; and amending RCW 7.84.030.

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

4            **Sec. 1.** RCW 7.84.030 and 2004 c 43 s 2 are each amended to read as  
5 follows:

6            (1) An infraction proceeding is initiated by the issuance and  
7 service of a printed notice of infraction and filing of a printed or  
8 electronic copy of the notice of infraction.

9            (2) A notice of infraction may be issued by a person authorized to  
10 enforce the provisions of the title or chapter in which the infraction  
11 is established when the infraction occurs in that person's presence.

12            (3) A court may issue a notice of infraction if a person authorized  
13 to enforce the provisions of the title or chapter in which the  
14 infraction is established files with the court a written statement that  
15 the infraction was committed in that person's presence or that the  
16 officer has reason to believe an infraction was committed.

17            (4) Service of a notice of infraction issued under subsection (2)  
18 or (3) of this section shall be as provided by court rule.

1           (5) A notice of infraction shall be filed with a court having  
2 jurisdiction within five days of issuance, excluding Saturdays,  
3 Sundays, and holidays.

4           (~~(6) Failure to sign an infraction notice shall constitute a~~  
5 ~~misdemeanor under chapter 9A.20 RCW.~~)

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