
ENGROSSED SUBSTITUTE HOUSE BILL 1721

State of Washington

62nd Legislature

2011 Regular Session

By House Environment (originally sponsored by Representatives Frockt, Kenney, Roberts, Fitzgibbon, and Stanford)

READ FIRST TIME 02/17/11.

1 AN ACT Relating to preventing storm water pollution from coal tar
2 sealants; and adding a new chapter to Title 70 RCW.

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

4 NEW SECTION. **Sec. 1.** The definitions in this section apply
5 throughout this chapter unless the context clearly requires otherwise.

6 (1) "Coal tar" means a material that contains coal tar identified
7 by chemical abstract number 8007-45-2.

8 (2) "Coal tar pavement product" means a material that contains coal
9 tar that is intended for use as a pavement sealant.

10 (3) "Department" means the department of ecology.

11 NEW SECTION. **Sec. 2.** (1) After January 1, 2012, no person may
12 sell at wholesale or retail a coal tar pavement product that is labeled
13 as containing coal tar.

14 (2) After July 1, 2012, a person may not apply a coal tar pavement
15 product on a driveway or parking area.

16 (3) The department may issue a notice of corrective action to a
17 person in violation of subsection (1) or (2) of this section.

1 (4) A city or county may adopt an ordinance providing for
2 enforcement of the requirements of subsection (1) or (2) of this
3 section. A city or county adopting an ordinance has jurisdiction
4 concurrent with the department to enforce this section.

5 NEW SECTION. **Sec. 3.** Sections 1 and 2 of this act constitute a
6 new chapter in Title 70 RCW.

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