

SB 6501 - S AMD 509

By Senators Ericksen, Darneille

ADOPTED 02/18/2014

1 On page 4, beginning on line 1, after "chapter" strike all material
2 through "section." on line 14 and insert "43.21A RCW to read as
3 follows:

4 (1) Cities and counties may submit a petition for relief to the
5 department for reimbursement of extraordinary costs associated with
6 managing unforeseen consequences of used oil contaminated with
7 polychlorinated biphenyl and compliance with United States
8 environmental protection agency enforcement orders and enforcement-
9 related agreements.

10 (2) The department, in consultation with city and county moderate
11 risk waste coordinators, the United States environmental protection
12 agency, and other stakeholders must: Use updated best management
13 practices guidelines for the collection and management of used oil for
14 prioritizing and processing the petitions; ensure best management
15 practices for preventing and managing polychlorinated biphenyl
16 contamination, as required under RCW 70.95I.030, are met; and
17 determine if costs for disposal or compliance are extraordinary.
18 Prioritization of the petitions must be based on, but not limited to,
19 such factors as disposal costs, costs to meet United States
20 environmental protection agency enforcement orders or enforcement
21 related agreements, and whether the costs are extraordinary and could
22 not be reasonably accommodated and anticipated in accordance with the
23 best management practices for oil contaminated with polychlorinated
24 biphenyl in the normal budget process.

25 (3) Before January 1st of each year, the department must develop
26 and submit to the appropriate fiscal committees of the senate and
27 house of representatives a prioritized list of submitted petitions

1 that are recommended for funding by the legislature, if funded, costs
2 must be reimbursed from the model toxics control accounts."

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7 On page 1, line 2 of the title, after "chapter" strike "70.95I" and
8 insert "43.21A"

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EFFECT: Replaces the requirement that Ecology provide grants to local governments with authorizing cities and counties to petition Ecology for reimbursement of extraordinary costs associated with disposing of used oil contaminated with PCBs or compliance with EPA enforcement related agreements. If funded, the costs are reimbursed from MTCA funds.

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