S-0546.1

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**SENATE BILL 5366**

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**State of Washington 64th Legislature 2015 Regular Session**

**By** Senators Padden, Becker, Warnick, Honeyford, Angel, Bailey, and Roach

AN ACT Relating to limiting the enforcement of policies of the department of ecology; amending RCW 43.21A.080; providing an effective date; and declaring an emergency.

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

**Sec.**  RCW 43.21A.080 and 1995 c 403 s 103 are each amended to read as follows:

The director of the department of ecology is authorized to adopt such rules and regulations as are necessary and appropriate to carry out the provisions of this chapter((~~: PROVIDED, That~~)). However, the director may not adopt rules after July 23, 1995, that are based solely on a section of law stating a statute's intent or purpose, on the enabling provisions of the statute establishing the agency, or on any combination of such provisions, for statutory authority to adopt the rule. Further, after July 1, 2015, no policy of the department may be enforced unless and until it has been adopted pursuant to chapter 34.05 RCW, codified in the Washington Administrative Code, and ratified by act of the legislature.

NEW SECTION. **Sec.**  This act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect July 1, 2015.

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