
HOUSE BILL 2298

State of Washington

65th Legislature

2018 Regular Session

By Representatives Halper, Fitzgibbon, Dolan, Fey, Hudgins, McBride, Stanford, and Ormsby; by request of Department of Ecology

Prefiled 12/18/17. Read first time 01/08/18. Referred to Committee on Environment.

1 AN ACT Relating to wastewater operator certifications; and
2 amending RCW 70.95B.090 and 70.95B.095.

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

4 **Sec. 1.** RCW 70.95B.090 and 1987 c 357 s 6 are each amended to
5 read as follows:

6 The issuance and renewal of a certificate shall be subject to the
7 following conditions:

8 (1) A certificate shall be issued if the operator has
9 satisfactorily passed a written examination, or has met the
10 requirements of RCW 70.95B.080, and has met the requirements
11 specified in the rules and regulations as authorized by this chapter,
12 and has paid the department an application fee as established by the
13 department under RCW 70.95B.095. (~~Such application fee shall not~~
14 ~~exceed fifty dollars.~~)

15 (2) The term for all certificates shall be from the first of
16 January of the year of issuance until the thirty-first of December of
17 the renewal year. The renewal period, not to exceed three years,
18 shall be set by agency rule. Every certificate shall be renewed upon
19 the payment of a renewal fee as established by the department under
20 RCW 70.95B.095 and satisfactory evidence presented to the director

1 that the operator demonstrates continued professional growth in the
2 field. (~~Such renewal fee shall not exceed thirty dollars.~~)

3 (3) Individuals who fail to renew their certificates before
4 December 31 of the renewal year, upon notice by the director shall
5 have their certificates suspended for sixty days. If, during the
6 suspension period, the renewal is not completed, the director shall
7 give notice of revocation to the employer and to the operator and the
8 certificate will be revoked ten days after such notice is given. An
9 operator whose certificate has been revoked must reapply for
10 certification and will be requested to meet the requirements of a new
11 applicant.

12 **Sec. 2.** RCW 70.95B.095 and 1987 c 357 s 9 are each amended to
13 read as follows:

14 (~~Effective January 1, 1988,~~) (1) The department shall establish
15 (~~rules for the collection of~~) and collect fees for the issuance and
16 renewal of wastewater treatment plant operator certificates as
17 provided for in RCW 70.95B.090. (~~Beginning January 1, 1992, these~~
18 fees shall be sufficient to recover the costs of the) Fees shall be
19 established in amounts to fully recover and not to exceed expenses
20 incurred by the department to administer the wastewater operator
21 certification program, to include evaluating applications necessary
22 to verify compliance with certification requirements, maintaining and
23 administering credible examinations, ensuring operators receive
24 necessary training, outreach, and technical assistance, enforcing
25 certification program requirements, providing necessary education and
26 training to program staff, and supporting the overhead expenses
27 related to administering the wastewater operator certification
28 program.

29 (2) The department shall conduct a workload analysis and prepare
30 a biennial budget estimate for the wastewater treatment plant
31 operator certification program. The department shall assess and
32 collect fees from all wastewater treatment plant operators at a level
33 that fully recovers the costs identified in its biennial operating
34 budget.

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