

SB 5104 - H AMD TO APPS COMM AMD (H-1851.1/23) **665**

By Representative Couture

WITHDRAWN 04/11/2023

1 On page 2, after line 10 of the striking amendment, insert the
2 following:

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4 "(4)(a) In order to measure the effect of the shoreline survey on
5 environmental protection outcomes, the department must coordinate with
6 the administrative office of the courts, stakeholders, and local
7 governments to develop a process for collecting data for civil and
8 criminal actions against local governments, businesses, and
9 residential property owners that are based in any way on evidence
10 collected through the surveys conducted pursuant to section 2 of this
11 act.

12 (b) For each calendar year subsequent to the date that the imaging
13 survey is made publicly available, the department must utilize the
14 process established in (a) of this subsection to collect data for
15 civil and criminal actions against local governments, businesses, and
16 residential property owners that are based in any way on evidence
17 collected through the surveys conducted pursuant to section 2 of this
18 act.

19 (c) The department must provide an annual report to the
20 appropriate committees of the legislature, no later than June 30th of
21 each year, that addresses whether civil actions have resulted in
22 remedial action, monetary damages, or penalties assessed against the
23 owners of parcels that border on Puget Sound, and whether the
24 initiator of any such civil action was a government or non-government
25 entity.

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27

1 NEW SECTION. **Sec. 3.** A new section is added to chapter 2.56 RCW
2 to read as follows:

3 The administrative office of the courts must amend its cover sheet
4 for the filing of civil cases to include a means of designating a
5 cause of action brought against the owner of a parcel that borders on
6 Puget Sound and that is based in any way on evidence collected through
7 the surveys conducted pursuant to section 2 of this act."

8
9 Renumber the remaining sections consecutively and correct any
10 internal references accordingly.

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EFFECT:

(1) Requires the Department of Ecology (Ecology) to coordinate with the Administrative Office of the Courts (AOC), stakeholders, and local governments to develop a process for collecting data for civil and criminal actions against local governments, businesses, and residential property owners that are based in any way on evidence collected through the aerial shoreline surveys.

(2) Requires Ecology, for each calendar year subsequent to the date that the imaging survey is made publicly available, to collect data for civil and criminal actions against local governments, businesses, and residential property owners that are based in any way on evidence collected through the aerial shoreline surveys.

(3) Requires Ecology to provide an annual report to the appropriate committees of the legislature, no later than June 30th of each year, that addresses whether civil actions have resulted in remedial action, monetary damages, or penalties assessed against the owners of parcels that border on Puget Sound, and whether the initiator of any such civil action was a government or non-government entity.

(4) Requires the AOC to amend its cover sheet for the filing of civil cases to include a means of designating a cause of action brought against the owner of a parcel that borders on Puget Sound and that is based in any way on evidence collected through the imaging surveys.

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