

**ESB 5241** - H AMD TO APP COMM AMD (H-3433.2/24) **1186**

By Representative Walsh

**NOT CONSIDERED 03/07/2024**

1 On page 18, line 28 of the striking amendment, after "For"  
2 strike "at least 10" and insert "up to five"

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4 On page 18, line 31 of the striking amendment, after "for"  
5 strike "10 years, require biennial" and insert "five years, require  
6 annual"

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8 On page 19, line 26 of the striking amendment, after "act."  
9 insert "The parties or successor persons against whom the attorney  
10 general assesses a civil fine have the right to appeal in accordance  
11 with RCW 34.05.570(3)."

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13 On page 19, line 33 of the striking amendment, after "within"  
14 strike all material through "pay" on line 35 and insert "60 days,  
15 the unpaid amount shall bear interest at the rate of twelve percent  
16 per year"

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EFFECT: Reduces the monitoring period for parties that have  
finalized a material change transaction from "at least 10 years" to  
"up to five years."

Reduces the time for parties to provide reports following a  
transaction from 10 years to five years, while increasing the  
frequency of the reporting requirement from biennial to annual.

Provides parties or successors subjected to a civil fine for non-  
compliance with an attorney general order have the right to appeal  
in accordance with the section of state law governing review of  
agency orders in adjudicative proceedings.

Modifies the act's attorney general billing provisions by increasing  
the grace period for late payments from 30 to 60 days, providing

late payments after 60 days are subject to 12 percent interest per year, and by striking the provision authorizing the attorney general to assess a monthly civil fine for late payments equal to five percent of the billed amount.

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