
SENATE BILL 5910

State of Washington 54th Legislature 1995 Regular Session

By Senators Swecker, Oke, Wood, Johnson, Schow, Palmer and Finkbeiner

Read first time 02/14/95. Referred to Committee on Ecology & Parks.

1 AN ACT Relating to citizen lawsuits; adding a new section to
2 chapter 90.48 RCW; and creating a new section.

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

4 NEW SECTION. **Sec. 1.** The legislature finds that it is of
5 paramount interest to the citizens of the state of Washington that the
6 waters of this state be protected.

7 The legislature further finds that the state must provide for
8 equitable and timely enforcement of water quality regulations to
9 minimize expensive and unproductive litigation.

10 Therefore, the legislature declares that it is critical for the
11 department of ecology to enforce the provisions of the federal clean
12 water act, especially in regard to 33 C.F.R. Sec. 1365 relating to
13 citizen lawsuits to the fullest extent possible.

14 NEW SECTION. **Sec. 2.** A new section is added to chapter 90.48 RCW
15 to read as follows:

16 The department shall initiate enforcement action commensurate with
17 any violation for which notice has been provided to the department
18 under 33 C.F.R. Sec. 1365(b)(1)(A) as it existed on the effective date

1 of this section within forty-five days of receipt of notice, and shall
2 diligently pursue any violation until an adjudication or consent decree
3 is entered by a court of competent jurisdiction.

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