

"I am returning herewith, without my approval as to Section 3, Substitute Senate Bill No. 4424, entitled:

"AN ACT Relating to water rights."

This bill reopens the filing of water claims for water rights based on water use up to 1917 for surface water and up to 1945 for groundwater. All claims must be filed by September 1, 1985.

Section 3 of the bill is an emergency clause that would make the bill effective immediately. I believe it is in the best interest of all claimants to keep this period for filing claims as short as possible. By vetoing Section 3, this bill will become effective on July 28, 1985.

With the exception of Section 3, Substitute Senate Bill No. 4424 is approved."

CHAPTER 436

[Substitute House Bill No. 69]

LANDFILL DISPOSAL FACILITIES—RESERVE ACCOUNT TO COVER COST OF CLOSURE—UTILITIES AND TRANSPORTATION COMMISSION AUTHORITY REGARDING GARBAGE COLLECTION

AN ACT Relating to solid waste management; amending RCW 81.77.100; and adding a new section to chapter 70.95 RCW.

Be it enacted by the Legislature of the State of Washington:

NEW SECTION. Sec. 1. A new section is added to chapter 70.95 RCW to read as follows:

(1) By July 1, 1987, each holder or applicant of a permit for a landfill disposal facility issued under this chapter shall establish a reserve account to cover the costs of closing the facility in accordance with state and federal regulations. The account shall be designed to ensure that there will be adequate revenue available by the projected date of closure. Landfill disposal facilities maintained on private property for the sole use of the entity owning the site shall not be required to establish a reserve account if, to the satisfaction of the department, they provide another form of financial assurance adequate to comply with the requirements of this section.

(2) By July 1, 1986, the department shall adopt rules under chapter 34.04 RCW to implement subsection (1) of this section. The rules shall include but not be limited to:

(a) Methods to estimate closure costs, including postclosure monitoring, pollution prevention measures, and any other procedures required under state and federal regulations;

(b) Methods to ensure that reserve accounts receive adequate funds, including:

(i) Requirements that the reserve account be generated by user fees. However, the department may waive this requirement for existing landfills if user fees would be prohibitively high;

(ii) Requirements that moneys be placed in the reserve account on a regular basis and that the reserve account be kept separate from all other accounts; and

(iii) Procedures for the department to verify that adequate sums are deposited in the reserve account; and

(c) Methods to ensure that other types of financial assurance provided in accordance with subsection (1) of this section are adequate to cover the costs of closing the facility.

Sec. 2. Section 11, chapter 295, Laws of 1961 and RCW 81.77.100 are each amended to read as follows:

Neither this chapter nor any provision thereof shall apply, or be construed to apply, to commerce with foreign nations or commerce among the several states except insofar as the same may be permitted under the provisions of the Constitution of the United States and the acts of congress.

However, in order to protect public health and safety and to ensure garbage and refuse collection services are provided to all areas of the state, the commission, in accordance with this chapter, shall regulate all garbage or refuse collection companies conducting business in the state.

Passed the House April 22, 1985.

Passed the Senate April 12, 1985.

Approved by the Governor May 21, 1985.

Filed in Office of Secretary of State May 21, 1985.

CHAPTER 437

[Engrossed Substitute House Bill No. 1207]

RETRAINING OF UNEMPLOYED CITIZENS—EMERGENCY PILOT VOCATIONAL TRAINING PROGRAM

AN ACT Relating to employment and training; creating new sections; providing an effective date; providing an expiration date; and declaring an emergency.

Be it enacted by the Legislature of the State of Washington:

NEW SECTION. Sec. 1. The legislature finds that there is an urgent need for retraining and reeducation of persons living in areas with high unemployment who have become unemployed due to large changes in the economy of our state and the demands of industry. The state through its agencies has a responsibility to assist in the retraining of unemployed citizens. The legislature further finds that retraining and reeducation is crucial for the well-being of all citizens of this state and the economic recovery of the distressed areas in this state.

NEW SECTION. Sec. 2. (1) From August 1, 1985 to August 30, 1986, eligible persons under subsection (2) of this section may attend an emergency pilot vocational training program under this section. The program shall be designed to provide retraining in vocational skills for not more