

CHAPTER 140

[House Bill No. 279]

WATER POLLUTION--LOCAL GOVERNMENT SEWERAGE PLANTS--
DISCHARGE INTO WATERS OF THE STATE

AN ACT Relating to water pollution; and adding a new section to chapter 90.48 RCW.

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

NEW SECTION. Section 1. There is added to chapter 90.48 RCW a new section to read as follows:

Any county or any municipal or public corporation operating or proposing to operate a sewerage system, including any system which collects only domestic sewerage, which results in the disposal of waste material into the waters of the state shall procure a permit from the department of ecology before so disposing of such materials. This section is intended to extend the permit system of RCW 90.48.160 to counties and municipal or public corporations and the provisions of RCW 90.48.170 through 90.48.210 and 90.52.040 shall be applicable to the permit requirement imposed under this section. With respect to any sewerage system already in operation on the effective date of this section, the permit required hereby shall be procured not later than January 1, 1975. With respect to any sewerage system not in operation on the effective date of this section, the permit required hereby shall be procured prior to any disposal of waste material into waters of the state from such system.

Passed the House February 15, 1972.

Passed the Senate February 12, 1972.

Approved by the Governor February 25, 1972 with the exception of one item in section 1 which is vetoed.

Filed in Office of Secretary of State February 28, 1972.

Note: Governor's explanation of partial veto is as follows:

"...In 1955 our state's water pollution control waste discharge permit program was enacted. After fifteen years of experience, it has become obvious that this program, which benefits not only the people but the discharger and the regulating agency, is the heart of our state's water quality enhancement effort. The purpose of House Bill 279 is to provide for a truly comprehensive permit program by making it applicable to the one large group of discharges not now within its coverage, the discharges from county and municipal

Veto
Message

sewerage plants.

Veto
Message

I am vetoing the last two sentences of the bill, portions of which establish an effective date for requiring permits for municipal discharges in 1975. I believe that the need to ensure the continuing state effort to maximize water quality is too great to delay implementation of municipal waste coverage for three more years. Additionally, there is a high probability that Congress will establish a 'national waste elimination permit program' within the near future. This new federal program contemplates state control of waste discharge permits if the state law meets federal criteria; criteria which include a requirement that the state program cover all major discharges into public waters. By this veto the state will be in a much better posture to continue its program without interruption by a federal agency should the proposed federal legislation be enacted prior to the next session of our legislature.

To allay any concerns of local governments presently operating sewerage systems, I have instructed the administering agency, the Department of Ecology, to provide an implementing procedure which allows local governments a reasonable time after the effective date of the act to prepare and file the applications necessary to secure the permits required under the bill.

The remainder of House Bill No. 279 is approved."

CHAPTER 141
[Substitute House Bill No. 411]
GAMBLING

AN ACT Relating to gambling; and amending sections 2, 3, 4, 5, 6, 8 and 16, chapter 280, Laws of 1971 ex. sess. and RCW 9.47.310, 9.47.320, 9.47.330, 9.47.340, 9.47.350, 9.47.370 and 9.47.400.

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

Section 1. Section 2, chapter 280, Laws of 1971 ex. sess. and RCW 9.47.310 are each amended to read as follows:

As used in RCW 9.47.300 through 9.47.440:

(1) "Contest of chance" means any contest, game, gaming scheme, or gaming device in which the outcome depends in a material degree upon an element of chance, notwithstanding that skill of the