

SENATE BILL NO. 3076

Senators Dore,  
Mardesich and Day

(Committee on Ecology)

Relates to noise abatement control.

Section 1 is a preamble section declaring it to be legislative policy to abate noise and to centralize control thereof in the department of social and health services.

Section 2 authorizes that department to promulgate rules and regulations relative to the control of noise in accordance with the administrative procedure act. Such rules shall cover establishment of categories of noise emission sources including motor vehicles and aircraft, requirements for equipment to be used in monitoring noise emissions, and procedures for collection, reporting and implementation of data obtained from monitoring activities.

Section 3 prohibits emission of noise in excess of levels fixed by the department of social and health services.

Section 4 gives that department authority to investigate complaints, and section 5 gives it power to bring injunctions against violations of the act.

Section 6 makes violations a misdemeanor subjecting offender to a fine of not more than \$100.00 for each violation.

Section 7 declares an emergency.



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*5*  
*ECOLOGY*

SENATE BILL NO. *3076*

Read second time and

BY

SENATORS Dore, Mandesich and Day

**BRIEF TITLE**

Giving the department of social and health services authority to control noise.

**SENATE RECORD—**

Filed with the Secretary of the Senate

*1-17-74* for introduction

*1-17-74* Read first time

Read third time and

ordered printed and referred to Committee

on *Ecology*

Reported back by

Committee with recommendation

Yeas, Nays

Title agreed to

Sent to House

Secretary of Senate

1 AN ACT Relating to noise abatement and control; adding new sections S -0  
2 to chapter 18, Laws of 1970 ex. sess. and to chapter 43.20A 5493;  
3 RCW; providing penalties; and declaring an emergency. 001

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

5 NEW SECTION. Section 1. The legislature finds that ;004  
6 inadequately controlled noise adversely affects the health, safety, 6  
7 and welfare of the people; the enjoyment and quality of life; and the 7  
8 use and value of property. There is a need, therefore for an 7  
9 expansion of efforts state-wide directed toward the abatement and 8  
10 control of noise. To carry out this purpose, it is desirable to 9  
11 centralize in the department of social and health services, office of 9  
12 environmental health programs, the authority to adopt reasonable 10  
13 state-wide standards for noise emissions permitted within this state 11  
14 and to implement and enforce compliance with such standards. 11

15 NEW SECTION. Sec. 2. In accordance with the applicable 12  
16 provisions of chapter 34.04 RCW the department of social and health 13  
17 services, office of environmental health programs, shall promulgate 14  
18 reasonable rules relating to the control of levels of noise emitted 14  
19 into the environment of this state and including the following: 15

20 (1) Establish categories of noise emission sources, including 16  
21 the categories of motor vehicles and aircraft; 17

22 (2) Establish requirements and specifications for equipment to 18  
23 be used in the monitoring of noise emissions; 19

24 (3) Adopt procedures for the collection, reporting, 20  
25 interpretation, and use of data obtained from noise monitoring 21  
26 activities; 21

27 (4) Investigate and, after appropriate public notice and 22

1 hearing, establish maximum permissible levels of noise emission for 23  
2 each category established; and 23

3 (5) Adopt, after appropriate public notice and hearing, 24  
4 standards for the control of noise emissions which shall be 25  
5 enforceable by order of the department. 25

6 NEW SECTION. Sec. 3. No person may emit, cause the emission 26  
7 of, or permit the emission of noise in excess of the levels fixed 27  
8 therefor by the department of social and health services pursuant to 28  
9 section 2 of this act. 28

10 NEW SECTION. Sec. 4. The department of social and health 29  
11 services shall have the power to investigate complaints regarding 30  
12 excessive noise emission, to hold hearings, to issue orders, to make 31  
13 rules, to impose sanctions, and to do any other thing necessary to 31  
14 carry out the policies of the state as set forth in sections 1 32  
15 through 6 of this act. 32

16 NEW SECTION. Sec. 5. The department of social and health 33  
17 services shall have the further power to bring injunction proceedings 34  
18 in the manner provided by chapter 7.40 RCW against any violation of 35  
19 sections 1 through 6 of this act or rules or orders made thereunder. 35

20 NEW SECTION. Sec. 6. Violation of sections 1 through 5 of 36  
21 this act, or rules or orders made thereunder, shall be a misdemeanor 37  
22 and shall be punishable, upon conviction, by a fine of not more than 38  
23 one hundred dollars. Each day of violation shall be considered a 38  
24 separate offense. 38

25 NEW SECTION. Sec. 7. This act is necessary for the immediate 39  
26 preservation of the public peace, health, and safety, the support of 40  
27 the state government and its existing public institutions, and shall 40  
28 take effect immediately. 41

29 NEW SECTION. Sec. 8. Sections 1 through 6 of this act shall 42  
30 be added to chapter 18, Laws of 1970 ex. sess. and to chapter 43.20A 43  
31 RCW. 43