

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE SENATE BILL 5159**

Chapter 204, Laws of 1993

53rd Legislature  
1993 Regular Session

URBAN FORESTRY PROGRAMS TO CONSERVE ENERGY ENCOURAGED

EFFECTIVE DATE: 7/25/93

Passed by the Senate March 17, 1993  
YEAS 48 NAYS 1

JOEL PRITCHARD

\_\_\_\_\_  
**President of the Senate**

Passed by the House April 13, 1993  
YEAS 63 NAYS 35

BRIAN EBERSOLE

\_\_\_\_\_  
**Speaker of the  
House of Representatives**

Approved May 6, 1993

MIKE LOWRY

\_\_\_\_\_  
**Governor of the State of Washington**

CERTIFICATE

I, Marty Brown, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 5159** as passed by the Senate and the House of Representatives on the dates hereon set forth.

MARTY BROWN

\_\_\_\_\_  
**Secretary**

FILED

May 6, 1993 - 1:22 p.m.

**Secretary of State  
State of Washington**

---

**SUBSTITUTE SENATE BILL 5159**

---

Passed Legislature - 1993 Regular Session

**State of Washington                      53rd Legislature                      1993 Regular Session**

**By** Senate Committee on Ecology & Parks (originally sponsored by  
Senators Talmadge, Owen and Fraser)

Read first time 02/22/93.

1            AN ACT Relating to urban forestry; amending RCW 35.92.355,  
2 43.19.668, 76.12.160, and 80.28.024; adding a new section to chapter  
3 35.92 RCW; adding a new section to chapter 35A.80 RCW; adding a new  
4 section to chapter 80.28 RCW; adding a new section to chapter 43.19  
5 RCW; adding new sections to chapter 76.15 RCW; and creating a new  
6 section.

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

8            NEW SECTION.    **Sec. 1.**    The legislature finds that large-scale  
9 reduction of tree cover increases the temperature of urban areas, known  
10 as the "heat island effect." Planting trees in urban areas for shading  
11 and cooling mitigates the urban heat island effect and reduces energy  
12 consumption. Tree planting also can benefit the environment by  
13 combating global climate change, reducing soil erosion, and improving  
14 air quality. Urban forestry programs can improve urban aesthetics that  
15 will improve public and private property values.

16            The legislature also finds that urban forestry programs should  
17 consider the relationship between urban forests and public service  
18 facilities such as water, sewer, natural gas, telephone, and electric  
19 power lines. Urban forestry programs should promote the use of

1 appropriate tree species that will not interfere with or cause damage  
2 to such public service facilities.

3 NEW SECTION. **Sec. 2.** A new section is added to chapter 35.92 RCW  
4 to read as follows:

5 (1) Municipal utilities under this chapter are encouraged to  
6 provide information to their customers regarding landscaping that  
7 includes tree planting for energy conservation.

8 (2) Municipal utilities under this chapter are encouraged to  
9 request voluntary donations from their customers for the purposes of  
10 urban forestry. The request may be in the form of a check-off on the  
11 billing statement or other form of request for a voluntary donation.

12 NEW SECTION. **Sec. 3.** A new section is added to chapter 35A.80 RCW  
13 to read as follows:

14 (1) Code cities providing utility services under this chapter are  
15 encouraged to provide information to their customers regarding  
16 landscaping that includes tree planting for energy conservation.

17 (2) Code cities providing utility services under this chapter are  
18 encouraged to request voluntary donations from their customers for the  
19 purposes of urban forestry. The request may be in the form of a check-  
20 off on the billing statement or other form of a request for a voluntary  
21 donation.

22 NEW SECTION. **Sec. 4.** A new section is added to chapter 80.28 RCW  
23 to read as follows:

24 (1) Gas companies and electrical companies under this chapter may  
25 provide information to their customers regarding landscaping that  
26 includes tree planting for energy conservation.

27 (2) Gas companies and electrical companies under this chapter may  
28 request voluntary donations from their customers for the purposes of  
29 urban forestry. The request may be in the form of a check-off on the  
30 billing statement or other form of a request for a voluntary donation.

31 **Sec. 5.** RCW 35.92.355 and 1979 ex.s. c 239 s 1 are each amended to  
32 read as follows:

33 The conservation of energy in all forms and by every possible means  
34 is found and declared to be a public purpose of highest priority. The  
35 legislature further finds and declares that all municipal corporations,

1 quasi municipal corporations, and other political subdivisions of the  
2 state which are engaged in the generation, sale, or distribution of  
3 energy should be granted the authority to develop and carry out  
4 programs which will conserve resources, reduce waste, and encourage  
5 more efficient use of energy by consumers.

6 In order to establish the most effective state-wide program for  
7 energy conservation, the legislature hereby encourages any company,  
8 corporation, or association engaged in selling or furnishing utility  
9 services to assist their customers in the acquisition and installation  
10 of materials and equipment, for compensation or otherwise, for the  
11 conservation or more efficient use of energy. The use of appropriate  
12 tree plantings for energy conservation is encouraged as part of these  
13 programs.

14 **Sec. 6.** RCW 43.19.668 and 1980 c 172 s 1 are each amended to read  
15 as follows:

16 The legislature finds and declares that the buildings, facilities,  
17 equipment, and vehicles owned or leased by state government consume  
18 significant amounts of energy and that energy conservation actions to  
19 provide for efficient energy use in these buildings, facilities,  
20 equipment, and vehicles will reduce the costs of state government. In  
21 order for the operations of state government to provide the citizens of  
22 this state an example of energy use efficiency, the legislature further  
23 finds and declares that state government should undertake an aggressive  
24 program designed to reduce energy use in state buildings, facilities,  
25 equipment, and vehicles within a reasonable period of time. The use of  
26 appropriate tree plantings for energy conservation is encouraged as  
27 part of this program.

28 **Sec. 7.** RCW 76.12.160 and 1988 c 128 s 35 are each amended to read  
29 as follows:

30 The department is authorized to sell to or exchange with persons  
31 intending to restock forest areas, tree seedling stock and tree seed  
32 produced at the state nursery.

33 The department may provide at cost, stock or seed to local  
34 governments or nonprofit organizations for urban tree planting programs  
35 consistent with the community and urban forestry program.

1           **Sec. 8.** RCW 80.28.024 and 1980 c 149 s 1 are each amended to read  
2 as follows:

3           The legislature finds and declares that the potential for meeting  
4 future energy needs through conservation measures, including energy  
5 conservation loans, energy audits, the use of appropriate tree  
6 plantings for energy conservation, and the use of renewable resources,  
7 such as solar energy, wind energy, wood, wood waste, municipal waste,  
8 agricultural products and wastes, hydroelectric energy, geothermal  
9 energy, and end-use waste heat, may not be realized without incentives  
10 to public and private energy utilities. The legislature therefore  
11 finds and declares that actions and incentives by state government to  
12 promote conservation and the use of renewable resources would be of  
13 great benefit to the citizens of this state by encouraging efficient  
14 energy use and a reliable supply of energy based upon renewable energy  
15 resources.

16           NEW SECTION. **Sec. 9.** A new section is added to chapter 43.19 RCW  
17 to read as follows:

18           The director of the department of general administration shall seek  
19 to further energy conservation objectives among other landscape  
20 objectives in planting and maintaining trees upon grounds administered  
21 by the department.

22           NEW SECTION. **Sec. 10.** A new section is added to chapter 76.15 RCW  
23 to read as follows:

24           The department may enter into agreements with one or more nonprofit  
25 organizations whose primary purpose is urban tree planting. The  
26 agreements shall be to further public education about and support for  
27 urban tree planting, and for obtaining voluntary activities by the  
28 local community organizations in tree planting programs. The  
29 agreements shall ensure that such programs are consistent with the  
30 purposes of the community and urban forestry program under this  
31 chapter.

32           NEW SECTION. **Sec. 11.** A new section is added to chapter 76.15 RCW  
33 to read as follows:

34           The department shall encourage urban planting of tree varieties  
35 that are site-appropriate and provide the best combination of energy  
36 and water conservation, fire safety and other safety, wildlife habitat,

1 and aesthetic value. The department may provide technical assistance  
2 in developing programs in tree planting for energy conservation in  
3 areas of the state where such programs are most cost-effective.

Passed the Senate March 17, 1993.

Passed the House April 13, 1993.

Approved by the Governor May 6, 1993.

Filed in Office of Secretary of State May 6, 1993.