
ENGROSSED SUBSTITUTE HOUSE BILL 1231

State of Washington

54th Legislature

1995 Regular Session

By House Committee on Agriculture & Ecology (originally sponsored by Representatives Rust, Chandler, Valle, Cole, Mastin and Chopp)

Read first time 03/01/95.

1 AN ACT Relating to promoting the recycled content of products and
2 buildings; amending RCW 43.19A.020, 43.19A.050, 43.78.170, and
3 47.28.220; adding new sections to chapter 39.04 RCW; creating a new
4 section; and repealing RCW 43.19A.090 and 43.19A.100.

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

6 **Sec. 1.** RCW 43.19A.020 and 1995 c 269 s 1406 are each amended to
7 read as follows:

8 (1) The director shall adopt standards specifying the minimum
9 content of recycled materials in products or product categories. The
10 standards shall:

11 (a) Be consistent with the USEPA product standards, unless the
12 director finds that a different standard would significantly increase
13 recycled product availability or competition;

14 (b) Consider the standards of other states, to encourage
15 consistency of manufacturing standards;

16 (c) Consider regional product manufacturing capability;

17 (d) Address specific products or classes of products; and

18 (e) Consider postconsumer waste content and the recyclability of
19 the product.

1 (2) The director shall consult with the department of ecology prior
2 to adopting the recycled content standards.

3 (3) The director shall adopt recycled content standards for at
4 least the following products by the dates indicated:

5 (a) By July 1, (~~(1992)~~) 1997:

6 (i) Paper and paper products;

7 (ii) Organic recovered materials; and

8 (iii) Latex paint products;

9 (b) By July 1, (~~(1993)~~) 1997:

10 (i) Products for lower value uses containing recycled plastics;

11 (ii) Retread and remanufactured tires;

12 (iii) Lubricating oils;

13 (iv) Automotive batteries; (~~and~~)

14 (v) Building insulation;

15 (vi) Panelboard; and

16 (vii) Compost products.

17 (4) The standards required by this section shall be applied to
18 recycled product purchasing by the department and other state agencies.
19 The standards may be adopted or applied by any other local government
20 in product procurement. The standards shall provide for exceptions
21 under appropriate circumstances to allow purchases of recycled products
22 that do not meet the minimum content requirements of the standards.

23 **Sec. 2.** RCW 43.19A.050 and 1991 c 297 s 7 are each amended to read
24 as follows:

25 The department shall prepare a (~~(mandatory state plan)~~) strategy to
26 increase purchases of recycled-content products by the department and
27 all state agencies, including higher education institutions. The
28 (~~(plan)~~) strategy shall include purchases from public works contracts.
29 The (~~(plan)~~) strategy shall address the purchase of plastic products,
30 retread and remanufactured tires, motor vehicle lubricants, latex
31 paint, and lead acid batteries having recycled content. In addition,
32 the (~~(plan)~~) strategy shall incorporate actions to achieve the
33 following purchase level goals of recycled content paper and compost
34 products:

35 (1) Paper products as a percentage of the total dollar amount
36 purchased on an annual basis:

37 (a) At least (~~(forty)~~) sixty percent by (~~(1993)~~) 1996;

38 (b) At least (~~(fifty)~~) seventy percent by (~~(1994)~~) 1997;

1 (c) At least (~~sixty~~) eighty percent by (~~1995~~) 1998.

2 (2) Compost products as a percentage of the total dollar amount on
3 an annual basis:

4 (a) At least (~~twenty-five~~) forty percent by (~~1993~~) 1996;

5 (b) At least (~~forty~~) sixty percent by (~~1995~~) 1997;

6 (c) At least (~~sixty~~) eighty percent by (~~1997~~) 1998.

7 **Sec. 3.** RCW 43.78.170 and 1991 c 297 s 10 are each amended to read
8 as follows:

9 The public printer shall take all actions consistent with the plan
10 under RCW 43.19A.050 to ensure that seventy-five percent or more of the
11 total dollar amount of printing paper stock used by the printer is
12 recycled content paper by January 1, (~~1995~~) 1997, and ninety percent
13 or more of the total dollar amount of printing paper stock used by the
14 printer is recycled content paper by January 1, 1999.

15 **Sec. 4.** RCW 47.28.220 and 1992 c 174 s 14 are each amended to read
16 as follows:

17 (1) A contract awarded in whole or in part for the purchase of
18 compost products as a soil cover or soil amendment to state highway
19 rights of way shall specify that compost products be purchased in
20 accordance with the following schedule:

21 (a) For the period July 1, (~~1991~~) 1996, through June 30, (~~1993~~)
22 1997, twenty-five percent of the total dollar amount purchased;

23 (b) For the period July 1, (~~1993~~) 1998, through June 30, (~~1995~~)
24 1999, fifty percent of the total dollar amount purchased. The
25 percentages in this subsection apply (~~only~~) to the materials'
26 value(~~s~~) and (~~do not~~) include services or other materials.

27 (2) In order to carry out the provisions of this section, the
28 department of transportation shall develop and adopt bid specifications
29 for compost products used in state highway construction projects.

30 (3)(a) For purposes of this section, "compost products" means
31 mulch, soil amendments, ground cover, or other landscaping material
32 derived from the biological or mechanical conversion of biosolids or
33 cellulose-containing waste materials.

34 (b) For purposes of this section, "biosolids" means municipal
35 sewage sludge or septic tank septage sludge that meets the requirements
36 of chapter 70.95J RCW.

1 NEW SECTION. **Sec. 5.** A new section is added to chapter 39.04 RCW
2 to read as follows:

3 (1) The state's preferences for the purchase and use of recycled-
4 content products shall be included as a factor in the design and
5 development of state capital improvement projects.

6 (2) Specifications for materials in state construction projects
7 shall include the use of recycled-content products and recyclable
8 products whenever practicable.

9 (3) This section does not apply to contracts entered into by a
10 municipality.

11 NEW SECTION. **Sec. 6.** A new section is added to chapter 39.04 RCW
12 to read as follows:

13 Material from demolition projects shall be recycled or reused
14 whenever practicable.

15 NEW SECTION. **Sec. 7.** The following acts or parts of acts are each
16 repealed:

17 (1) RCW 43.19A.090 and 1991 c 297 s 12; and

18 (2) RCW 43.19A.100 and 1991 c 297 s 13.

19 NEW SECTION. **Sec. 8.** If specific funding for the purposes of this
20 act in the amount of at least five hundred thousand dollars,
21 referencing this act by bill or chapter number, is not provided by June
22 30, 1996, in the omnibus appropriations act, this act is null and void.

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