

2 SHB 1231 - S COMM AMD  
3 By Committee on Ecology & Parks

4 ADOPTED 4/5/95

5 Strike everything after the enacting clause and insert the  
6 following:

7 "Sec. 1. RCW 43.19A.020 and 1991 c 297 s 3 are each amended to  
8 read as follows:

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

12 ~~(a) Be consistent with the USEPA product standards))~~ The USEPA  
13 product standards, as now or hereafter amended, are adopted as the  
14 minimum standards for the state of Washington. These standards shall  
15 be implemented for at least the products listed in (a) and (b) of this  
16 subsection by the dates indicated, unless the director finds that a  
17 different standard would significantly increase recycled product  
18 availability or competition((;

19 ~~(b) Consider the standards of other states, to encourage  
20 consistency of manufacturing standards;~~

21 ~~(c) Consider regional product manufacturing capability;~~

22 ~~(d) Address specific products or classes of products; and~~

23 ~~(e) Consider postconsumer waste content and the recyclability of  
24 the product.~~

25 ~~(2) The director shall consult with the supply management board and  
26 department of ecology prior to adopting the recycled content standards.~~

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

29 (a) By July 1, ~~((1992))~~ 1996:

30 (i) Paper and paper products;

31 (ii) Organic recovered materials; and

32 (iii) Latex paint products;

33 (b) By July 1, ~~((1993))~~ 1996:

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

35 (ii) Retread and remanufactured tires;

36 (iii) Lubricating oils;

1 (iv) Automotive batteries; ((and))

2 (v) Building insulation;

3 (vi) Panelboard; and

4 (vii) Compost products.

5 ~~((4))~~ (2) The standards ~~((required by))~~ adopted in this section  
6 shall be applied to recycled product purchasing by the department and  
7 other state agencies. The standards may be adopted or applied by any  
8 other local government in product procurement. The standards shall  
9 provide for exceptions under appropriate circumstances to allow  
10 purchases of recycled products that do not meet the minimum content  
11 requirements of the standards.

12 **Sec. 2.** RCW 43.19A.030 and 1991 c 297 s 4 are each amended to read  
13 as follows:

14 (1) By January 1, ~~((1993))~~ 1997, each local government shall review  
15 its existing procurement policies and specifications to determine  
16 whether recycled products are intentionally or unintentionally  
17 excluded. The policies and specifications shall be revised to include  
18 such products unless a recycled content product does not meet an  
19 established performance standard of the agency.

20 (2) By fiscal year ~~((1994))~~ 1997, each local government shall adopt  
21 a minimum purchasing goal for recycled content as a percentage of the  
22 total dollar value of supplies purchased. To assist in achieving this  
23 goal each local government shall adopt a strategy by January 1, ~~((1993,~~  
24 ~~and shall submit a description of the strategy to the department. The~~  
25 ~~department shall report to the appropriate standing committees of the~~  
26 ~~legislature by October 1, 1993, on the progress of implementation by~~  
27 ~~local governments, and shall thereafter periodically report on the~~  
28 ~~progress of recycled product purchasing by state and other public~~  
29 ~~agencies. All public agencies shall respond to requests for~~  
30 ~~information from the department for the purpose of its reporting~~  
31 ~~requirements under this section.~~

32 ~~((3) Each local government shall designate a procurement officer who~~  
33 ~~shall serve as the primary contact with the department for compliance~~  
34 ~~with the requirements of this chapter))~~ 1996.

35 ~~((4))~~ (3) This section shall apply only to local governments with  
36 expenditures for supplies exceeding ~~((five))~~ three hundred thousand  
37 dollars for fiscal year ~~((1989))~~ 1994. Expenditures for capital goods  
38 and for electricity, water, or gas for resale shall not be considered

1 a supply expenditure.

2 **Sec. 3.** RCW 43.19A.050 and 1991 c 297 s 7 are each amended to read  
3 as follows:

4 The department shall prepare a (~~mandatory state plan~~) strategy to  
5 increase purchases of recycled-content products by the department and  
6 all state agencies, including higher education institutions. The  
7 (~~plan~~) strategy shall include purchases from public works contracts.  
8 The (~~plan~~) strategy shall address the purchase of plastic products,  
9 retread and remanufactured tires, motor vehicle lubricants, latex  
10 paint, and lead acid batteries having recycled content. In addition,  
11 the (~~plan~~) strategy shall incorporate actions to achieve the  
12 following purchase level goals of recycled content paper and compost  
13 products:

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

- 16 (a) At least (~~forty~~) sixty percent by (~~1993~~) 1995;
- 17 (b) At least (~~fifty~~) seventy percent by (~~1994~~) 1996;
- 18 (c) At least (~~sixty~~) eighty percent by (~~1995~~) 1997.

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

- 21 (a) At least (~~twenty-five~~) forty percent by (~~1993~~) 1995;
- 22 (b) At least (~~forty~~) sixty percent by (~~1995~~) 1997;
- 23 (c) At least (~~sixty~~) eighty percent by (~~1997~~) 1999.

24 The department shall notify all state agencies of the requirements  
25 to develop the strategy. Each state agency shall consider the strategy  
26 and the goals of this section in its purchases of products, whether  
27 from the department's central stores or from other sources.

28 **Sec. 4.** RCW 43.78.170 and 1991 c 297 s 10 are each amended to read  
29 as follows:

30 The public printer shall take all actions consistent with the plan  
31 under RCW 43.19A.050 to ensure that seventy-five percent or more of the  
32 total dollar amount of printing paper stock used by the printer is  
33 recycled content paper by January 1, (~~1995~~) 1996, and ninety percent  
34 or more of the total dollar amount of printing paper stock used by the  
35 printer is recycled content paper by January 1, 1998.

36 **Sec. 5.** RCW 47.28.220 and 1992 c 174 s 14 are each amended to read

1 as follows:

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

6 (a) For the period July 1, (~~(1991)~~) 1995, through June 30, (~~(1993)~~)  
7 1997, twenty-five percent of the total dollar amount purchased;

8 (b) For the period July 1, (~~(1993)~~) 1997, through June 30, (~~(1995)~~)  
9 1999, fifty percent of the total dollar amount purchased. The  
10 percentages in this subsection apply (~~(only)~~) to the materials'  
11 value(~~(-)~~) and (~~(do not)~~) include services or other materials.

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

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

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

22 NEW SECTION. Sec. 6. A new section is added to chapter 39.04 RCW  
23 to read as follows:

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

27 (2) Specifications for materials in state construction projects  
28 shall include the use of recycled-content products and recyclable  
29 products whenever practicable and economically viable.

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

32 NEW SECTION. Sec. 7. A new section is added to chapter 39.04 RCW  
33 to read as follows:

34 Material from demolition projects and waste material from  
35 construction projects shall be recycled or reused whenever practicable  
36 and economically viable.

1        NEW SECTION.   **Sec. 8.**   The following acts or parts of acts are each  
2 repealed:

- 3        (1) RCW 43.19A.090 and 1991 c 297 s 12; and  
4        (2) RCW 43.19A.100 and 1991 c 297 s 13."

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8        On page 1, line 2 of the title, after "buildings;" strike the  
9 remainder of the title and insert "amending RCW 43.19A.020, 43.19A.030,  
10 43.19A.050, 43.78.170, and 47.28.220; adding new sections to chapter  
11 39.04 RCW; and repealing RCW 43.19A.090 and 43.19A.100."

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