

CERTIFICATION OF ENROLLMENT

HOUSE BILL 2677

Chapter 5, Laws of 2010

61st Legislature
2010 1st Special Session

WATER CONSERVATION LOANS--EXTENSION OF PAY BACK PERIOD

EFFECTIVE DATE: 07/13/10

Passed by the House March 17, 2010
Yeas 91 Nays 1

FRANK CHOPP

Speaker of the House of Representatives

Passed by the Senate March 20, 2010
Yeas 39 Nays 1

BRAD OWEN

President of the Senate

Approved March 26, 2010, 11:01 a.m.

CHRISTINE GREGOIRE

Governor of the State of Washington

CERTIFICATE

I, Barbara Baker, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 2677** as passed by the House of Representatives and the Senate on the dates hereon set forth.

BARBARA BAKER

Chief Clerk

FILED

March 26, 2010

**Secretary of State
State of Washington**

HOUSE BILL 2677

Passed Legislature - 2010 1st Special Session

State of Washington

61st Legislature

2010 Regular Session

By Representatives Chase and Simpson

Read first time 01/12/10. Referred to Committee on Technology,
Energy & Communications.

1 AN ACT Relating to water conservation loans; and amending RCW
2 35.92.017, 36.94.460, and 57.08.160.

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

4 **Sec. 1.** RCW 35.92.017 and 1989 c 421 s 3 are each amended to read
5 as follows:

6 Any city or town engaged in the sale or distribution of water is
7 hereby authorized, within limits established by the Constitution of the
8 state of Washington, to assist the owners of structures in financing
9 the acquisition and installation of fixtures, systems, and equipment,
10 for compensation or otherwise, for the conservation or more efficient
11 use of water in the structures under a water conservation plan adopted
12 by the city or town if the cost per unit of water saved or conserved by
13 the use of the fixtures, systems, and equipment is less than the cost
14 per unit of water supplied by the next least costly new water source
15 available to the city or town to meet future demand. Except where
16 otherwise authorized, assistance shall be limited to:

17 (1) Providing an inspection of the structure, either directly or
18 through one or more inspectors under contract, to determine and inform
19 the owner of the estimated cost of purchasing and installing

1 conservation fixtures, systems, and equipment for which financial
2 assistance will be approved and the estimated life cycle savings to the
3 water system and the consumer that are likely to result from the
4 installation of the fixtures, systems, or equipment;

5 (2) Providing a list of businesses that sell and install the
6 fixtures, systems, and equipment within or in close proximity to the
7 service area of the city or town, each of which businesses shall have
8 requested to be included and shall have the ability to provide the
9 products in a workmanlike manner and to utilize the fixtures, systems,
10 and equipment in accordance with the prevailing national standards;

11 (3) Arranging to have approved conservation fixtures, systems, and
12 equipment installed by a private contractor whose bid is acceptable to
13 the owner of the structure and verifying the installation; and

14 (4) Arranging or providing financing for the purchase and
15 installation of approved conservation fixtures, systems, and equipment.
16 The fixtures, systems, and equipment shall be purchased or installed by
17 a private business, the owner, or the utility.

18 Pay back shall be in the form of incremental additions to the
19 utility bill, billed either together with use charge or separately.
20 Loans shall not exceed (~~one~~) two hundred (~~twenty~~) forty months in
21 length.

22 **Sec. 2.** RCW 36.94.460 and 1992 c 25 s 3 are each amended to read
23 as follows:

24 Any county engaged in the sale or distribution of water is hereby
25 authorized, within limits established by the Constitution of the state
26 of Washington, to assist the owners of structures that are provided
27 water service by the county in financing the acquisition and
28 installation of fixtures, systems, and equipment, for compensation or
29 otherwise, for the conservation or more efficient use of water in the
30 structures under a water conservation plan adopted by the county if the
31 cost per unit of water saved or conserved by the use of the fixtures,
32 systems, and equipment is less than the cost per unit of water supplied
33 by the next least costly new water source available to the county to
34 meet future demand. Except where otherwise authorized, assistance
35 shall be limited to:

36 (1) Providing an inspection of the structure, either directly or
37 through one or more inspectors under contract, to determine and inform

1 the owner of the estimated cost of purchasing and installing
2 conservation fixtures, systems, and equipment for which financial
3 assistance will be approved and the estimated life cycle savings to the
4 water system and the consumer that are likely to result from the
5 installation of the fixtures, systems, or equipment;

6 (2) Providing a list of businesses that sell and install the
7 fixtures, systems, and equipment within or in close proximity to the
8 service area of the county, each of which businesses shall have
9 requested to be included and shall have the ability to provide the
10 products in a workmanlike manner and to utilize the fixtures, systems,
11 and equipment in accordance with the prevailing national standards;

12 (3) Arranging to have approved conservation fixtures, systems, and
13 equipment installed by a private contractor whose bid is acceptable to
14 the owner of the structure and verifying the installation; and

15 (4) Arranging or providing financing for the purchase and
16 installation of approved conservation fixtures, systems, and equipment.
17 The fixtures, systems, and equipment shall be purchased or installed by
18 a private business, the owner, or the utility.

19 Pay back shall be in the form of incremental additions to the
20 utility bill, billed either together with (~~(the)~~) the use charge or
21 separately. Loans shall not exceed (~~(one)~~) two hundred (~~(twenty)~~)
22 forty months in length.

23 **Sec. 3.** RCW 57.08.160 and 1996 c 230 s 324 are each amended to
24 read as follows:

25 Any district is hereby authorized, within limits established by the
26 Constitution of the state of Washington, to assist the owners of
27 structures in financing the acquisition and installation of fixtures,
28 systems, and equipment, for compensation or otherwise, for the
29 conservation or more efficient use of water in the structures under a
30 water conservation plan adopted by the district if the cost per unit of
31 water saved or conserved by the use of the fixtures, systems, and
32 equipment is less than the cost per unit of water supplied by the next
33 least costly new water source available to the district to meet future
34 demand. Except where otherwise authorized, assistance shall be limited
35 to:

36 (1) Providing an inspection of the structure, either directly or
37 through one or more inspectors under contract, to determine and inform

1 the owner of the estimated cost of purchasing and installing
2 conservation fixtures, systems, and equipment for which financial
3 assistance will be approved and the estimated life cycle savings to the
4 water system and the consumer that are likely to result from the
5 installation of the fixtures, systems, or equipment;

6 (2) Providing a list of businesses that sell and install the
7 fixtures, systems, and equipment within or in close proximity to the
8 service area of the city or town, each of which businesses shall have
9 requested to be included and shall have the ability to provide the
10 products in a workmanlike manner and to utilize the fixtures, systems,
11 and equipment in accordance with the prevailing national standards;

12 (3) Arranging to have approved conservation fixtures, systems, and
13 equipment installed by a private contractor whose bid is acceptable to
14 the owner of the structure and verifying the installation; and

15 (4) Arranging or providing financing for the purchase and
16 installation of approved conservation fixtures, systems, and equipment.
17 The fixtures, systems, and equipment shall be purchased or installed by
18 a private business, the owner, or the utility.

19 Pay back shall be in the form of incremental additions to the
20 utility bill, billed either together with the use charge or separately.
21 Loans shall not exceed (~~one~~) two hundred (~~twenty~~) forty months in
22 length.

Passed by the House March 17, 2010.

Passed by the Senate March 20, 2010.

Approved by the Governor March 26, 2010.

Filed in Office of Secretary of State March 26, 2010.