

CERTIFICATION OF ENROLLMENT  
**ENGROSSED SUBSTITUTE HOUSE BILL 1231**

54th Legislature  
1996 Regular Session

Passed by the House March 4, 1996  
Yeas 91 Nays 3

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**Speaker of the  
House of Representatives**

Passed by the Senate February 28, 1996  
Yeas 47 Nays 0

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**President of the Senate**

Approved

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**Governor of the State of Washington**

CERTIFICATE

I, Timothy A. Martin, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE HOUSE BILL 1231** as passed by the House of Representatives and the Senate on the dates hereon set forth.

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**Chief Clerk**

FILED

**Secretary of State  
State of Washington**

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ENGROSSED SUBSTITUTE HOUSE BILL 1231

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AS AMENDED BY THE SENATE

Passed Legislature - 1996 Regular Session

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

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

1       ~~(c) Consider regional product manufacturing capability;~~  
2       ~~(d) Address specific products or classes of products; and~~  
3       ~~(e) Consider postconsumer waste content and the recyclability of~~  
4 ~~the product.~~

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

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

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

- 10       (i) Paper and paper products;  
11       (ii) Organic recovered materials; and  
12       (iii) Latex paint products;

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

- 14       (i) Products for lower value uses containing recycled plastics;  
15       (ii) Retread and remanufactured tires;  
16       (iii) Lubricating oils;  
17       (iv) Automotive batteries; ~~((and))~~  
18       (v) Building insulation;  
19       (vi) Panelboard; and  
20       (vii) Compost products.

21       ~~((4))~~ (2) The standards required by this section shall be applied  
22 to recycled product purchasing by the department and other state  
23 agencies. The standards may be adopted or applied by any other local  
24 government in product procurement. The standards shall provide for  
25 exceptions under appropriate circumstances to allow purchases of  
26 recycled products that do not meet the minimum content requirements of  
27 the standards.

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

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

1 following purchase level goals of recycled content paper and compost  
2 products:

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

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

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

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

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

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

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

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

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

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

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

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

27 (a) For the period July 1, (~~1991~~) 1996, through June 30, (~~1993~~)  
28 1997, twenty-five percent of the total dollar amount purchased;

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

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

36 (3)(a) For purposes of this section, "compost products" means  
37 mulch, soil amendments, ground cover, or other landscaping material

1 derived from the biological or mechanical conversion of biosolids or  
2 cellulose-containing waste materials.

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

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

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

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

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

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

18 Material from demolition projects shall be recycled or reused  
19 whenever practicable.

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

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

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

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