

# HOUSE BILL REPORT

## SHB 2238

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As Passed House  
February 9, 1994

**Title:** An act relating to repealing provisions requiring public entities to purchase fuels mined or produced in Washington state.

**Brief Description:** Eliminating provisions requiring public entities to purchase fuel mined or produced in Washington state.

**Sponsors:** By House Committee on State Government (originally sponsored by Representatives B. Thomas, Dorn, Padden, Bray, Casada, Anderson, Horn, Chappell, Brumsickle and Dyer).

**Brief History:**

Reported by House Committee on:  
State Government, February 2, 1994, DPS;  
Passed House, February 9, 1994, 97-0.

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### HOUSE COMMITTEE ON STATE GOVERNMENT

**Majority Report:** The substitute bill be substituted therefor and the substitute bill do pass. Signed by 9 members: Representatives Anderson, Chair; Veloria, Vice Chair; Reams, Ranking Minority Member; L. Thomas, Assistant Ranking Minority Member; Campbell; Conway; Dyer; King and Pruitt.

**Staff:** Bonnie Austin (786-7135).

**Background:** In 1933 and 1937, the Legislature passed a series of laws requiring that state, local governments and school districts purchase fuel "wholly mined or produced within the state" unless the costs of using such fuel is over 5 percent greater than the costs of using out-of-state fuel. In 1938, and again in 1989, the state Supreme Court held that these statutes are unconstitutional.

**Summary of Bill:** The statutes requiring that the state, local governments and school districts purchase fuel produced within the state are repealed.

**Fiscal Note:** Not requested.

**Effective Date:** Ninety days after adjournment of session in which bill is passed.

**Testimony For:** These provisions have been held to be unconstitutional two times. It's time to take them off the books.

**Testimony Against:** None.

**Witnesses:** Representative Brian C. Thomas, prime sponsor (pro).