

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

4 ADOPTED 2/28/96

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

7 "Sec. 1. RCW 43.19A.020 and 1995 c 269 s 1406 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 department of ecology prior~~
26 ~~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))~~ 1997:

30 (i) Paper and paper products;

31 (ii) Organic recovered materials; and

32 (iii) Latex paint products;

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

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

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

14 The department shall prepare a ((mandatory state plan)) strategy to
15 increase purchases of recycled-content products by the department and
16 all state agencies, including higher education institutions. The
17 ((plan)) strategy shall include purchases from public works contracts.
18 The ((plan)) strategy shall address the purchase of plastic products,
19 retread and remanufactured tires, motor vehicle lubricants, latex
20 paint, and lead acid batteries having recycled content. In addition,
21 the ((plan)) strategy shall incorporate actions to achieve the
22 following purchase level goals of recycled content paper and compost
23 products:

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

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

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

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

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

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

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

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

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

36 The public printer shall take all actions consistent with the plan
37 under RCW 43.19A.050 to ensure that seventy-five percent or more of the

1 total dollar amount of printing paper stock used by the printer is
2 recycled content paper by January 1, (~~(1995)~~) 1997, and ninety percent
3 or more of the total dollar amount of printing paper stock used by the
4 printer is recycled content paper by January 1, 1999.

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

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

11 (a) For the period July 1, (~~(1991)~~) 1996, through June 30, (~~(1993)~~)
12 1997, twenty-five percent of the total dollar amount purchased;

13 (b) For the period July 1, (~~(1993)~~) 1998, through June 30, (~~(1995)~~)
14 1999, fifty percent of the total dollar amount purchased. The
15 percentages in this subsection apply (~~(only)~~) to the materials'
16 value(~~(-)~~) and (~~(do not)~~) include services or other materials.

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

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

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

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

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

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

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

