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SENATE BILL 5474

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State of Washington

55th Legislature

1997 Regular Session

By Senators Hargrove, Morton, Snyder and Winsley

Read first time 01/28/97. Referred to Committee on Agriculture & Environment.

1 AN ACT Relating to recycled products; and amending RCW 43.19A.010  
2 and 43.19A.020.

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

4 **Sec. 1.** RCW 43.19A.010 and 1992 c 174 s 12 are each amended to  
5 read as follows:

6 Unless the context clearly requires otherwise, the definitions in  
7 this section apply throughout this chapter.

8 (1) "Compost products" means mulch, soil amendments, ground cover,  
9 or other landscaping material derived from the biological or mechanical  
10 conversion of biosolids or cellulose-containing waste materials.

11 (2) "Department" means the department of general administration.

12 (3) "Director" means the director of the department of general  
13 administration.

14 (4) "Local government" means a city, town, county, special purpose  
15 district, school district, or other municipal corporation.

16 (5) "Lubricating oil" means petroleum-based oils for reducing  
17 friction in engine parts and other mechanical parts.

1 (6) "Mixed waste paper" means assorted low-value grades of paper  
2 that have not been separated into individual grades of paper at the  
3 point of collection.

4 (7) "Municipal sewage sludge" means a semisolid substance  
5 consisting of settled sewage solids combined with varying amounts of  
6 water and dissolved materials generated from a publicly owned  
7 wastewater treatment plant.

8 (8) "Biosolids" means municipal sewage sludge or septic tank  
9 septage sludge that meets the requirements of chapter 70.95J RCW.

10 (9) "Paper and paper products" means all items manufactured from  
11 paper or paperboard.

12 (10) "Postconsumer waste" means a material or product that has  
13 served its intended use and has been discarded for disposal or recovery  
14 by a final consumer.

15 (11) "Procurement officer" means the person that has the primary  
16 responsibility for procurement of materials or products.

17 (12) "State agency" means all units of state government, including  
18 divisions of the governor's office, the legislature, the judiciary,  
19 state agencies and departments, correctional institutions, vocational  
20 technical institutions, and universities and colleges.

21 (13) "Recycled content product" or "recycled product" means a  
22 product containing recycled materials.

23 (14) "Recycled materials" means waste materials and by-products  
24 that have been recovered or diverted from solid waste and that can be  
25 utilized in place of a raw or virgin material in manufacturing a  
26 product and consists of materials derived from postconsumer waste,  
27 manufacturing waste, industrial scrap, agricultural wastes, and other  
28 items, all of which can be used in the manufacture of new or recycled  
29 products.

30 (15) "Re-refined oils" means used lubricating oils from which the  
31 physical and chemical contaminants acquired through previous use have  
32 been removed through a refining process. Re-refining may include  
33 distillation, hydrotreating, or treatments employing acid, caustic,  
34 solvent, clay, or other chemicals, or other physical treatments other  
35 than those used in reclaiming.

36 (16) "USEPA product standards" means the product standards of the  
37 United States environmental protection agency for recycled content  
38 published in the code of federal regulations.

1       (17) "Executive order on recycling" means executive order 12873  
2 issued by President William J. Clinton.

3       **Sec. 2.** RCW 43.19A.020 and 1996 c 198 s 1 are each amended to read  
4 as follows:

5       (1) The USEPA product standards, as now or hereafter amended, and  
6 the executive order on recycling, as now or hereafter amended, are  
7 adopted as the minimum standards for the state of Washington. Products  
8 meeting the standards set forth in either the USEPA product standards  
9 or the executive order on recycling must meet the minimum standards of  
10 the state of Washington. These standards shall be implemented for at  
11 least the products listed in (a) and (b) of this subsection by the  
12 dates indicated, unless the director finds that a different standard  
13 would significantly increase recycled product availability or  
14 competition.

15       (a) By July 1, 1997:

- 16       (i) Paper and paper products;
- 17       (ii) Organic recovered materials; and
- 18       (iii) Latex paint products;

19       (b) By July 1, 1997:

- 20       (i) Products for lower value uses containing recycled plastics;
- 21       (ii) Retread and remanufactured tires;
- 22       (iii) Lubricating oils;
- 23       (iv) Automotive batteries;
- 24       (v) Building insulation;
- 25       (vi) Panelboard; and
- 26       (vii) Compost products.

27       (2) The standards required by this section shall be applied to  
28 recycled product purchasing by the department and other state agencies.  
29 The standards may be adopted or applied by any other local government  
30 in product procurement. The standards shall provide for exceptions  
31 under appropriate circumstances to allow purchases of recycled products  
32 that do not meet the minimum content requirements of the standards.

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