
SECOND SUBSTITUTE SENATE BILL 5842

State of Washington

55th Legislature

1997 Regular Session

By Senate Committee on Ways & Means (originally sponsored by Senators Swecker, Winsley and Fraser)

Read first time 03/10/97.

1 AN ACT Relating to litter control and recycling; and amending RCW
2 70.93.010, 70.93.020, 70.93.180, and 82.19.010.

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

4 **Sec. 1.** RCW 70.93.010 and 1992 c 175 s 1 are each amended to read
5 as follows:

6 (1) The legislature finds:

7 (a) Washington state is experiencing rapid population growth and
8 its citizens are increasingly mobile;

9 (b) There is a fundamental need for a healthful, clean, and
10 beautiful environment;

11 (c) The proliferation and accumulation of litter discarded
12 throughout this state impairs this need and constitutes a public health
13 hazard;

14 (d) There is a need to conserve energy and natural resources, and
15 the effective litter control and recovery and recycling of litter
16 materials will serve to accomplish such conservation; and

17 (e) In addition to effective litter control, there must be
18 effective programs to accomplish waste reduction, the state's highest
19 waste management priority(~~and~~

1 ~~(f) There must also be effective systems to accomplish all~~
2 ~~components of recycling, including collection, processing, and the~~
3 ~~marketing of recyclable materials and recycled content products)).~~

4 (2) Recognizing the multifaceted nature of the state's solid waste
5 management problems, the legislation enacted in 1971 and entitled the
6 "Model Litter Control and Recycling Act" is hereby renamed the "waste
7 reduction, recycling, and model litter control act."

8 **Sec. 2.** RCW 70.93.020 and 1992 c 175 s 2 are each amended to read
9 as follows:

10 The purpose of this chapter is to accomplish litter control,
11 increase waste reduction, and stimulate all components of recycling
12 throughout this state by delegating to the department of ecology the
13 authority to:

14 (1) Conduct a permanent and continuous program to control and
15 remove litter from this state to the maximum practical extent possible;

16 (2) Recover and recycle waste materials related to litter and
17 littering;

18 (3) Foster public and private recycling of recyclable materials;
19 and

20 (4) Increase public awareness of the need for recycling and litter
21 control.

22 ~~((It is further the intent and purpose of this chapter to promote~~
23 ~~markets for recyclable materials through programs of the clean~~
24 ~~Washington center and other means.))~~

25 It is further the intent and purpose of this chapter to create jobs
26 for employment of youth in litter cleanup and related activities and to
27 stimulate and encourage small, private recycling centers. This program
28 shall include the compatible goal of recovery of recyclable materials
29 to conserve energy and natural resources wherever practicable. Every
30 other department of state government and all local governmental units
31 and agencies of this state shall cooperate with the department of
32 ecology in the administration and enforcement of this chapter. The
33 intent of this chapter is to add to and to coordinate existing
34 recycling and litter control and removal efforts and not terminate or
35 supplant such efforts.

36 **Sec. 3.** RCW 70.93.180 and 1992 c 175 s 8 are each amended to read
37 as follows:

1 (1) There is hereby created an account within the state treasury to
2 be known as the "waste reduction, recycling, and litter control
3 account". Moneys in the account may be spent only after appropriation.
4 After June 30, 1997, expenditures from the waste reduction, recycling,
5 and litter control account shall be used as follows:

6 (a) ~~((From July 1, 1992, to June 30, 1993, funds shall be used for
7 programs to: Control litter; encourage recycling; develop markets for
8 recyclable materials; and enforce compliance with the litter tax
9 imposed in RCW 82.19.010.~~

10 (b) ~~After June 30, 1993, funds shall be used as follows:~~

11 ~~((i) Not less than forty percent nor more than fifty percent))
12 Fifty-five percent for a litter patrol program to employ youth and
13 correctional work crews from the state to remove litter from places and
14 areas that are most visible to the public ~~((and))~~. The department may
15 enter into an interagency agreement with the department of corrections
16 to provide for litter removal in areas that are not accessible to the
17 youth crews;~~

18 (b) Fifteen percent to ~~((enforce compliance with the litter tax~~
19 ~~imposed in RCW 82.19.010))~~ provide grants to local governments for
20 litter cleanup under RCW 70.93.090 and 70.93.250; ((and

21 ~~((ii) Not more than sixty percent))~~ (c) Fifteen percent for ~~((the~~
22 ~~following purposes:))~~ public education and awareness programs to
23 control litter((; programs)) and to promote ((public education and))
24 awareness of the model litter control and recycling act((; programs to
25 foster private local recycling efforts, encourage recycling, and
26 develop markets for recyclable materials)), including the 1-800-RECYCLE
27 state information line and the annual collection and reporting of solid
28 waste litter, recycling, and disposal information; and

29 (d) The remainder as follows: For the department of revenue to
30 increase revenue through compliance with the litter tax imposed in RCW
31 82.19.010; and for the department of ecology's costs under this
32 chapter, including fostering public and private recycling of recyclable
33 materials through policy development, planning, and technical
34 assistance support to local governments, businesses, and citizens of
35 the state.

36 (2) All taxes imposed in RCW 82.19.010 and fines and bail
37 forfeitures collected or received pursuant to this chapter shall be
38 deposited in the waste reduction, recycling, and litter control account

1 and used for the programs under subsection (1) of this section, and
2 except as required to be otherwise distributed under RCW 70.93.070.

3 **Sec. 4.** RCW 82.19.010 and 1992 c 175 s 3 are each amended to read
4 as follows:

5 In addition to any other taxes, there is hereby levied and there
6 shall be collected by the department of revenue from every person for
7 the privilege of engaging within this state in business as a
8 manufacturer, as a wholesaler, or as a retailer, (~~(an annual)~~) a
9 quarterly litter tax equal to the value of products listed in RCW
10 82.19.020, including byproducts, manufactured within this state,
11 multiplied by fifteen one-thousandths of one percent in the case of
12 manufacturers, and equal to the gross proceeds of sales of the products
13 listed in RCW 82.19.020 that are sold within this state multiplied by
14 fifteen one-thousandths of one percent in the case of wholesalers and
15 retailers.

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