

CHAPTER 47

[House Bill No. 947]

CATTLE ASSESSMENTS

AN ACT Relating to cattle assessments; and amending section 11, chapter 133, Laws of 1969 as amended by section 1, chapter 93, Laws of 1975 1st ex. sess. and RCW 16.67.120.

Be it enacted by the Legislature of the State of Washington:

Section 1. Section 11, chapter 133, Laws of 1969 as amended by section 1, chapter 93, Laws of 1975 1st ex. sess. and RCW 16.67.120 are each amended to read as follows:

There is hereby levied an assessment of ~~((twenty))~~ fifty cents per head on all Washington cattle sold in this state or elsewhere to be paid by the seller at the time of sale(~~(-PROVIDED, That on July 1, 1977 the assessment of twenty cents per head shall be reduced to ten cents per head, unless the director finds, after a hearing held in accordance with the Administrative Procedure Act, chapter 34.04 RCW, which shall be held at least sixty days prior to July 1, 1977, that the assessment should be otherwise, but in no instance may such assessment exceed twenty cents per head))~~): PROVIDED, That if the assessment is greater than one percent of the sales price, the animal is exempt from the assessment; PROVIDED FURTHER, That if such sale is accompanied by a brand inspection by the department such assessment shall be collected at the same time, place and in the same manner as brand inspection fees. Such fees shall be collected by the regulatory division of the department and transmitted to the commission; PROVIDED FURTHER, That, if such sale is made without a brand inspection by the department the assessment shall be paid by the seller and transmitted directly to the commission not later than thirty days following the sale.

Passed the House February 12, 1982.

Passed the Senate March 8, 1982.

Approved by the Governor March 22, 1982.

Filed in Office of Secretary of State March 22, 1982.

CHAPTER 48

[Second Substitute House Bill No. 658]

STATE FACILITIES—ENERGY CONSERVATION

AN ACT Relating to energy conservation in state facilities; amending section 3, chapter 172, Laws of 1980 and RCW 43.19.670; amending section 4, chapter 172, Laws of 1980 and RCW 43.19.675; amending section 5, chapter 172, Laws of 1980 and RCW 43.19.680; and amending section 6, chapter 172, Laws of 1980 and RCW 43.19.685.

Be it enacted by the Legislature of the State of Washington:

Section 1. Section 3, chapter 172, Laws of 1980 and RCW 43.19.670 are each amended to read as follows:

As used in RCW 43.19.670 through 43.19.685, the following terms have the meanings indicated unless the context clearly requires otherwise.

(1) "Energy audit" means a determination of the energy consumption characteristics of a ~~((building))~~ facility which consists of the following elements:

~~(a) ((Identifies the type, size, and rate of energy consumption of the building and the major energy using systems of the building;~~

~~(b) Determines appropriate energy conservation maintenance and operating procedures; and~~

~~(c) Indicates the need, if any, for the acquisition and installation of energy conservation measures))~~ An energy consumption survey which identifies the type, amount, and rate of energy consumption of the facility and its major energy systems. This survey shall be made by the agency responsible for the facility.

(b) A walk-through survey which determines appropriate energy conservation maintenance and operating procedures and indicates the need, if any, for the acquisition and installation of energy conservation measures. This survey shall be made by the agency responsible for the facility if it has technically qualified personnel available. The director of general administration shall provide technically qualified personnel to the responsible agency if necessary.

(c) A technical assistance study, which is an intensive engineering analysis of energy conservation measures for the facility, net energy savings, and a cost-effectiveness determination. This element is required only for those facilities designated in the technical assistance study schedule adopted under RCW 43.19.680(3).

(2) "Energy conservation measure" means an installation or modification of an installation in a ~~((building))~~ facility which is primarily intended to reduce energy consumption or allow the use of an alternative energy source, including:

(a) Insulation of the ~~((building))~~ facility structure and systems within the ~~((building))~~ facility;

(b) Storm windows and doors, multiglazed windows and doors, heat absorbing or heat reflective glazed and coated windows and door systems, additional glazing, reductions in glass area, and other window and door system modifications;

(c) Automatic energy control systems;

(d) Equipment required to operate variable steam, hydraulic, and ventilating systems adjusted by automatic energy control systems;

(e) Solar space heating or cooling systems, solar electric generating systems, or any combination thereof;

(f) Solar water heating systems;

(g) Furnace or utility plant and distribution system modifications including replacement burners, furnaces, and boilers which substantially increase the energy efficiency of the heating system; devices for modifying flue openings which will increase the energy efficiency of the heating system; electrical or mechanical furnace ignitions systems which replace standing gas pilot lights; and utility plant system conversion measures including conversion of existing oil- and gas-fired boiler installations to alternative energy sources;

(h) Caulking and weatherstripping;

(i) Replacement or modification of lighting fixtures which increase the energy efficiency of the lighting system;

(j) Energy recovery systems; and

(k) Such other measures as the director finds will save a substantial amount of energy.

(3) "Energy conservation maintenance and operating procedure" means modification or modifications in the maintenance and operations of a ~~((building))~~ facility, and any installations within the ~~((building))~~ facility, which are designed to reduce energy consumption in the ~~((building))~~ facility and which require no significant expenditure of funds.

(4) "Facility" means a building, a group of buildings served by a central energy distribution system, or components of a central energy distribution system.

(5) "Implementation plan" means the annual tasks and budget required to complete all acquisitions and installations necessary to satisfy the recommendations of the energy audit.

Sec. 2. Section 4, chapter 172, Laws of 1980 and RCW 43.19.675 are each amended to read as follows:

The director of general administration, in cooperation with the director of the state energy office, shall conduct, by contract or other arrangement, an energy audit for each state-owned ~~((building))~~ facility. All energy audits shall be coordinated with and complement other governmental energy audit programs. The energy audit for each state-owned ~~((building))~~ facility located on the capitol campus shall be completed no later than July 1, 1981, and the results and findings of each energy audit shall be compiled and transmitted to the governor and the legislature no later than October 1, 1981. ~~((The energy audit for every other state-owned building shall be completed no later than July 1, 1983, and the results and findings of the audits shall be compiled and transmitted to the governor and the legislature no later than October 1, 1983))~~ For every other state-owned facility, the energy consumption surveys shall be completed no later than October 1, 1982, and the walk-through surveys shall be completed no later than July 1, 1983.

Sec. 3. Section 5, chapter 172, Laws of 1980 and RCW 43.19.680 are each amended to read as follows:

(1) Upon completion of each ((energy audit)) walk-through survey required by RCW 43.19.675, the director of general administration or the agency responsible for the facility if other than the department of general administration shall ((order the implementation of)) implement energy conservation maintenance and operation procedures that may be identified for any state-owned ((building by the energy audit for the building)) facility. These procedures shall be implemented as soon as possible but not later than twelve months after the walk-through survey.

(2) By December 31, 1981, for the capitol campus ((and December 31, 1983, for all other state-owned buildings;)) the director of general administration, in cooperation with the director of the state energy office, shall prepare and transmit to the governor and the legislature an implementation plan ((for energy conservation measures identified for any state-owned building by the energy audit for the building. The implementation plan shall specify the annual tasks and budget required to complete all acquisitions and installations necessary to satisfy the recommendations of the energy audit within five years of April 4, 1980. The director shall also include in the implementation plan an estimate of the savings in energy costs over the life of each building)).

(3) By December 31, 1983, for all other state-owned facilities, the director of general administration in cooperation with the director of the state energy office shall prepare and transmit to the governor and the legislature the results of the energy consumption and walk-through surveys and a schedule for the conduct of technical assistance studies. This submission shall contain the energy conservation measures planned for installation during the ensuing biennium. Priority considerations for scheduling technical assistance studies shall include but not be limited to a facility's energy efficiency, responsible agency participation, comparative cost and type of fuels, possibility of outside funding, logistical considerations such as possible need to vacate the facility for installation of energy conservation measures, coordination with other planned facility modifications, and the total cost of a facility modification, including other work which would have to be done as a result of installing energy conservation measures. Energy conservation measure acquisitions and installations shall be scheduled to be twenty-five percent complete by June 30, 1985, or at the end of the capital budget biennium which includes that date, whichever is later, fifty-five percent complete by June 30, 1989, or at the end of the capital budget biennium which includes that date, whichever is later, eighty-five percent complete by June 30, 1993, or at the end of the capital budget biennium which includes that date, whichever is later, and fully complete by June 30, 1995, or at the end of the capital budget biennium which includes that date, whichever is later.

For each biennium until all measures are installed, the director of general administration shall report to the governor and legislature installation

progress, measures planned for installation during the ensuing biennium, and changes, if any, to the technical assistance study schedule. This report shall be submitted by December 31, 1984, or at the end of the following year whichever immediately precedes the capital budget adoption, and every two years thereafter until all measures are installed.

Sec. 4. Section 6, chapter 172, Laws of 1980 and RCW 43.19.685 are each amended to read as follows:

The director of general administration shall develop lease covenants, conditions, and terms which:

(1) Obligate the lessor to conduct or have conducted (~~(an energy audit)~~) a walk-through survey of the leased premises;

(2) Obligate the lessor to implement identified energy conservation maintenance and operating procedures upon completion of the (~~(energy audit)~~) walk-through survey; and

(3) Obligate the lessor to (~~(acquire and install during the term of the lease any energy conservation measure identified in the audit)~~) undertake technical assistance studies and subsequent acquisition and installation of energy conservation measures if the director of general administration, in accordance with rules adopted by the department, determines that these studies and measures will both conserve energy and can be accomplished with a state funding contribution limited to the savings which would result in utility expenses during the term of the lease.

These lease covenants, conditions, and terms shall be incorporated into all specified new, renewed, and renegotiated leases executed on or after January 1, 1983. This section applies to all leases under which state occupancy is at least half of the facility space and includes an area greater than three thousand square feet.

Passed the House February 5, 1982.

Passed the Senate March 7, 1982.

Approved by the Governor March 22, 1982.

Filed in Office of Secretary of State March 22, 1982.

CHAPTER 49

[Substitute House Bill No. 965]

PRISON DISTURBANCES—LOCAL LAW ENFORCEMENT ASSISTANCE

AN ACT Relating to corrections; adding new sections to chapter 72.02 RCW; and adding new sections to chapter 72.72 RCW.

Be it enacted by the Legislature of the State of Washington:

NEW SECTION. Section 1. There is added to chapter 72.02 RCW a new section to read as follows: