
SECOND SUBSTITUTE SENATE BILL 6111

State of Washington 60th Legislature 2008 Regular Session

By Senate Ways & Means (originally sponsored by Senators Hobbs, Poulsen, Jacobsen, and Tom)

READ FIRST TIME 02/28/08.

1 AN ACT Relating to generating electricity from tidal and wave
2 energy; and adding a new section to chapter 43.31 RCW.

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

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 43.31 RCW
5 to read as follows:

6 (1) The department of ecology must establish a wave and tidal
7 energy work group consisting of, but not limited to, representatives
8 from:

9 (a) The energy facility site evaluation council;

10 (b) The department of natural resources;

11 (c) The department of ecology;

12 (d) The department of fish and wildlife;

13 (e) The utilities and transportation commission;

14 (f) A wave energy company or tidal energy company, or both;

15 (g) A wave energy industry association or tidal energy industry
16 association, or both;

17 (h) Either a state or private university researching wave energy or
18 a state or private university researching tidal energy, or both;

19 (i) The Northwest Indian fisheries commission;

1 (j) An electrical utility; and

2 (k) A local government.

3 (2) The work group must organize and facilitate a stakeholder
4 review of issues relating to the siting and operation of tidal and wave
5 energy projects. Included within the review should be each state
6 agency with regulatory or proprietary jurisdiction over the projects or
7 sites on which projects are located, federal agencies with such
8 jurisdiction, tribes, project sponsors, utilities purchasing power from
9 or sponsoring such projects, nongovernmental organizations concerned
10 with responsible stewardship of the marine environment, citizens, and
11 local governments. The review must consider and build on the efforts
12 of the interagency work group that has been examining these issues over
13 the past year.

14 (3) The work group must organize the review to address at a minimum
15 the following:

16 (a) Applicable state and federal regulatory and aquatic land
17 proprietary management requirements, and ways to improve coordination
18 and the timeline of reviews and approvals;

19 (b) Determining the scope of an appropriate programmatic
20 environmental analysis of tidal and wave energy technologies to develop
21 a foundation for state review of proposed projects; and

22 (c) Current state policies regarding such projects and the need, if
23 any, for a comprehensive state policy.

24 (4) The work group must provide a report from the stakeholders and
25 agencies, together with any recommendations for environmental analysis
26 and administrative or legislative changes, to the governor and
27 appropriate committees of the senate and house of representatives by
28 December 31, 2008.

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