**2338-S2 AMH SHEA H4757.1 - NOT FOR FLOOR USE**

**2SHB 2338** - H AMD **940**

By Representative Shea

On page 4, line 29, after "(f)" insert "Exemptions for, or attribution of zero associated life-cycle greenhouse gas emissions to, the following:

(i) Transportation fuels brought into this state by means of the primary fuel supply tank of a motor vehicle, vessel, locomotive, or aircraft, actively supplying fuel for combustion upon entry into the state, and any electricity generated by such fossil fuels;

(ii) Transportation fuels that the state is prohibited from regulating under the state Constitution or the Constitution or laws of the United States;

(iii) Electricity used as a transportation fuel that qualifies as coal transition power as defined in RCW 80.80.010;

(iv) Diesel fuel and biodiesel fuel, as those terms are defined in RCW 82.08.865, when these fuels are used solely for agricultural purposes by a farm fuel user; and

(v) Transportation fuels used by any business described in RCW 82.04.260(12);

(g)"

Reletter the remaining subsections consecutively and correct any internal references accordingly.

EFFECT: Requires the department of ecology's rules to exempt from clean fuel program requirements or to attribute zero life-cycle greenhouse gas emissions to the following: (1) Certain fuels brought in via a supply tank; (2) fuels that are prohibited from regulation under the state or federal Constitution; (3) electricity used as transportation fuel that was originated with certain coal-fired electric generation facilities; (4) certain transportation fuels used for agricultural purposes; and (5) transportation fuels used by certain persons associated with the extraction, manufacture, processing, or sale of timber.