

2SSB 5343 - H COMM AMD

By Committee on General Government Appropriations & Oversight

ADOPTED AND ENGROSSED 3/2/12

1 Strike everything after the enacting clause and insert the  
2 following:

3 "NEW SECTION. **Sec. 1.** A new section is added to chapter 70.94 RCW  
4 to read as follows:

5 (1) A generator operating at an electric generating project with an  
6 installed generator capacity of at least seven hundred fifty kilowatts  
7 but not exceeding one thousand kilowatts, that is in operation on the  
8 effective date of this act and began operating after 2008, and that is  
9 located on agricultural lands of long-term commercial significance  
10 pursuant to chapter 36.70A RCW, is granted an extended compliance  
11 period for permit provisions related to the emissions limit for sulfur  
12 established by the department or a local air authority until December  
13 31, 2016, if it is fueled by biogas that is produced by an anaerobic  
14 digester that qualifies for the solid waste permitting exemption  
15 specified in RCW 70.95.330.

16 (2) A generator that meets the requirements in subsection (1) of  
17 this section may not be located in a federally designated nonattainment  
18 or maintenance area.

19 (3) Upon request, the department or a local air authority must  
20 provide technical assistance to a generator meeting the requirements in  
21 subsection (1) of this section to assist the generator in reducing its  
22 emissions in order to meet the requirements in this chapter.

23 (4) The definitions in this subsection apply throughout this  
24 section unless the context clearly requires otherwise.

25 (a) "Anaerobic digester" means a vessel that processes organic  
26 material into biogas and digestate using microorganisms in a  
27 decomposition process within a closed, oxygen-free container.

28 (b) "Generator" means an internal combustion engine that converts  
29 biogas into electricity, and includes any back-up combustion device to  
30 burn biogas when an engine is idled for maintenance.

1        NEW SECTION.    **Sec. 2.**    (1) By December 1, 2012, the department of  
2 ecology must submit a report to the appropriate standing committees of  
3 the legislature containing information regarding the degree to which  
4 current state air quality regulations consider different feed sources  
5 for anaerobic digesters and strategies to address the different feed  
6 sources used in anaerobic digesters.    The department of ecology must  
7 consult with interested parties in drafting the report.

8        (2) The definitions in section 1(4) of this act apply throughout  
9 this section.

10        NEW SECTION.    **Sec. 3.**    If specific funding for the purposes of this  
11 act, referencing this act by bill or chapter number, is not provided by  
12 June 30, 2012, in the omnibus appropriations act, this act is null and  
13 void."

14        Correct the title.

--- END ---