

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE SENATE BILL 6044**

Chapter 246, Laws of 2012

62nd Legislature  
2012 Regular Session

PUBLIC UTILITY DISTRICTS--WATER--PUMPED STORAGE GENERATING FACILITY

EFFECTIVE DATE: 06/07/12

Passed by the Senate March 6, 2012  
YEAS 47 NAYS 0

BRAD OWEN

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**President of the Senate**

Passed by the House February 29, 2012  
YEAS 98 NAYS 0

FRANK CHOPP

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**Speaker of the House of Representatives**

Approved March 30, 2012, 1:25 p.m.

CHRISTINE GREGOIRE

\_\_\_\_\_  
**Governor of the State of Washington**

CERTIFICATE

I, Thomas Hoemann, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 6044** as passed by the Senate and the House of Representatives on the dates hereon set forth.

THOMAS HOEMANN

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**Secretary**

FILED

March 30, 2012

**Secretary of State  
State of Washington**

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**SUBSTITUTE SENATE BILL 6044**

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AS AMENDED BY THE HOUSE

Passed Legislature - 2012 Regular Session

**State of Washington**                      **62nd Legislature**                      **2012 Regular Session**

**By** Senate Energy, Natural Resources & Marine Waters (originally sponsored by Senator Honeyford)

READ FIRST TIME 01/20/12.

1            AN ACT Relating to the supply of water by public utility districts  
2 bordered by the Columbia river to be used in pumped storage projects;  
3 and adding a new section to chapter 54.16 RCW.

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

5            NEW SECTION.    **Sec. 1.** A new section is added to chapter 54.16 RCW  
6 to read as follows:

7            (1) Notwithstanding any other provision of this chapter to the  
8 contrary, a qualifying public utility district may supply any water, if  
9 authorized by a previously perfected water right under its control, to  
10 be used in a pumped storage generating facility to any entity that  
11 sells electric energy or water either directly or indirectly to the  
12 public.

13            (2) To qualify for the authority under this section, the public  
14 utility district must have satisfied all of the following requirements  
15 prior to the effective date of this act:

16            (a) Border the Columbia river;

17            (b) Have obtained a water right from an industrial user; and

18            (c) Hold a water right for which power generation is an authorized  
19 purpose.

1           (3) Water supplied to an entity under this section must be supplied  
2 consistent with a contract that contains the terms and conditions  
3 deemed appropriate by the commission of the qualifying public utility  
4 district. Contracts under this section must be made pursuant to a  
5 resolution of the commission that is introduced at a meeting of the  
6 commission at least ten days prior to the date of the adoption of the  
7 resolution. However, the commission shall first make adequate  
8 provision for the needs of the public utility district, both actual and  
9 prospective.

Passed by the Senate March 6, 2012.

Passed by the House February 29, 2012.

Approved by the Governor March 30, 2012.

Filed in Office of Secretary of State March 30, 2012.