

# SENATE BILL REPORT

## SB 5919

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As of January 15, 2024

**Title:** An act relating to the sale of biogenic carbon dioxide and other coproducts of biogas processing.

**Brief Description:** Concerning the sale of biogenic carbon dioxide and other coproducts of biogas processing.

**Sponsors:** Senator King.

**Brief History:**

**Committee Activity:** Environment, Energy & Technology: 1/16/24.

**Brief Summary of Bill**

- Authorizes Public Utility Districts to sell biogenic carbon dioxide and other biogas products.

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### SENATE COMMITTEE ON ENVIRONMENT, ENERGY & TECHNOLOGY

**Staff:** Adam Brunmeier (786-7357)

**Background:** Biogas Products. Biogas refers to the gasses produced from the decomposition of organic material. This process produces emissions of gasses such as methane and carbon dioxide. Capture of biogas is a method employed to reduce emissions from organic waste and simultaneously acquire commercially useful products.

One example of a biogas product in the State of Washington is renewable natural gas, a gas consisting largely of methane and commonly used in the generation of electricity. Biogenic carbon dioxide can also be captured and sold, often for use in manufacturing processes or the production of food and beverages.

Public Utility Districts. Public Utility Districts (PUDs) are engaged in the provision of

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energy, water, sewer, and solid waste services. Several PUDs in Washington State operate solid waste and waste water facilities that generate biogas products. PUDs currently possess the authority to produce and sell renewable natural gas produced by landfills, water treatment facilities, and anaerobic digesters. There is currently no language expressly authorizing the capture or sale of biogenic carbon dioxide.

**Summary of Bill:** Biogenic Carbon Dioxide. PUDs are authorized to sell at wholesale biogenic carbon dioxide and other marketable coproducts resulting from the processing of biogas from landfills, anaerobic digesters, and wastewater treatment facilities.

The act provides a definition of biogenic carbon dioxide that includes carbon dioxide produced from the decomposition or oxidation of organic materials, decomposition or processing of biomass, and as a byproduct from industrial manufacturing processes. Carbon dioxide produced from the combustion or processing of fossil fuels is excluded and does not constitute biogenic carbon dioxide.

**Appropriation:** None.

**Fiscal Note:** Requested on January 10, 2024.

**Creates Committee/Commission/Task Force that includes Legislative members:** No.

**Effective Date:** Ninety days after adjournment of session in which bill is passed.