

# FINAL BILL REPORT

## SSB 5919

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Synopsis as Enacted

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

**Sponsors:** Senate Committee on Environment, Energy & Technology (originally sponsored by Senator King).

**Senate Committee on Environment, Energy & Technology**  
**House Committee on Environment & Energy**

**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 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:** Biogenic Carbon Dioxide. PUDs are authorized to sell to an end-use customer or at wholesale, biogenic carbon dioxide and other marketable coproducts resulting from processing biogas from landfills, anaerobic digesters, and wastewater treatment facilities.

A definition of biogenic carbon dioxide is provided that includes carbon dioxide produced

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from the decomposition or oxidation of organic materials, decomposition or processing of biomass, and as a byproduct from biological processes in an industrial or manufacturing facility. Carbon dioxide produced from combustion or processing of fossil fuels is excluded and does not constitute biogenic carbon dioxide.

**Votes on Final Passage:**

Senate 49 0

House 96 0

**Effective:** June 6, 2024