
HOUSE BILL 1060

State of Washington 60th Legislature 2007 Regular Session

By Representatives Hudgins, Linville, Morris and Chase

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Committee on Technology, Energy & Communications.

1 AN ACT Relating to siting of energy facilities that use alternative
2 energy resources; and amending RCW 80.50.060.

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

4 **Sec. 1.** RCW 80.50.060 and 2006 c 196 s 4 are each amended to read
5 as follows:

6 (1) The provisions of this chapter shall apply to the construction
7 of energy facilities which includes the new construction of energy
8 facilities and the reconstruction or enlargement of existing energy
9 facilities where the net increase in physical capacity or dimensions
10 resulting from such reconstruction or enlargement meets or exceeds
11 those capacities or dimensions set forth in RCW 80.50.020 (7) and (14).
12 No construction of such energy facilities may be undertaken, except as
13 otherwise provided in this chapter, after July 15, 1977, without first
14 obtaining certification in the manner provided in this chapter.

15 (2) The provisions of this chapter apply to the construction,
16 reconstruction, or enlargement of a new or existing energy facility
17 that exclusively uses alternative energy resources and chooses to
18 receive certification under this chapter, regardless of the generating
19 capacity of the project. If a project using alternative energy

1 resources is first denied by a local government, the council shall not
2 accept an application for a similar project in a similar geographic
3 area for two years from the date of denial by the local government.

4 (3) The provisions of this chapter apply to the construction of new
5 electrical transmission facilities or the modification of existing
6 electrical transmission facilities in a national interest electric
7 transmission corridor designated by the secretary.

8 (4) The provisions of this chapter shall not apply to normal
9 maintenance and repairs which do not increase the capacity or
10 dimensions beyond those set forth in RCW 80.50.020 (7) and (14).

11 (5) Applications for certification of energy facilities made prior
12 to July 15, 1977 shall continue to be governed by the applicable
13 provisions of law in effect on the day immediately preceding July 15,
14 1977 with the exceptions of RCW 80.50.190 and 80.50.071 which shall
15 apply to such prior applications and to site certifications
16 prospectively from July 15, 1977.

17 (6) Applications for certification shall be upon forms prescribed
18 by the council and shall be supported by such information and technical
19 studies as the council may require.

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