

ESSB 6001 - H AMD TO APP COMM AMD (H-3312.1) **685**
By Representatives Sullivan and B.

OUT OF ORDER 4/12/2007

1 On page 10, beginning on line 30 of the amendment, strike all
2 of subsection (13) and insert the following:

3 "(13)(a) A generation facility project under consideration by
4 the energy facility site evaluation council before the adoption of
5 rules in subsection (11) of this section shall submit a carbon
6 sequestration plan that addresses the requirements of subsection
7 (11) and the requirements under chapter 80.70 RCW as part of the
8 energy facility site evaluation council process.

9 (b) The carbon sequestration plan shall require the generation
10 facility, at the end of each calendar year following the date of
11 commercial operation, to pay an additional mitigation amount for
12 each ton of carbon dioxide emitted in excess of the greenhouse
13 gases emission performance standard during the calendar year. The
14 mitigation amount shall be calculated using the per ton mitigation
15 rate established under RCW 80.70.020(5) at the date of site
16 certification approval.

17 (c) The department shall receive and administer the
18 disbursement of the mitigation funds from the generation facility
19 under subsection (b) of this section. In disbursing the mitigation
20 funds, the department shall consider programs that support the
21 research, development or commercial demonstration of geological
22 sequestration technology, or rule-making efforts that support
23 implementation of sequestration projects.

24 (d) The carbon sequestration plan shall provide that at the
25 time the generation facility begins carbon sequestration, the
26 generation facility may sell carbon credits for all carbon dioxide
27 sequestered by the facility into any cap and trade market.

28 (e) The energy facility site evaluation council shall contract
29 with the department to review and comment on the carbon

1 sequestration plan within 90 days of receipt of the plan by the
2 energy facility site evaluation council.

3 (f) The carbon sequestration plan shall be considered as part
4 of the site certification process of the generation facility. Upon
5 approval by the energy facility site evaluation council, the carbon
6 sequestration plan shall provide for the compliance of the
7 generation facility under this section."

EFFECT: Requires a generation facility project under consideration by the Energy Facility Site Evaluation Council, and before greenhouse gases emissions performance standard rules are adopted by the Department of Ecology, to submit a carbon sequestration plan that addresses the criteria applied in evaluating carbon sequestration plans and the requirements under chapter 80.70 RCW, the Carbon Dioxide Mitigation Program.

Requires the generation facility to pay annually an additional mitigation amount for each ton of carbon dioxide emitted in excess of the greenhouse gases emission performance standard during the calendar year. Specifies that the mitigation amount is calculated using the per ton mitigation rate under RCW 80.70.020(5) at the date of site certification approval.

Specifies that the Department of Ecology receives and administers the additional mitigation payment. Requires the Department of Ecology, in disbursing the funds generated by the additional mitigation payment, to consider programs that support the research, development or commercial demonstration of geological sequestration technology, or rule-making efforts that support implementation of sequestration projects.

Authorizes the generation facility to sell carbon credits for all carbon dioxide sequestered by the facility into any cap and trade market.

Requires the Energy Facility Site Evaluation Council to contract with the Department of Ecology to review and comment on the carbon sequestration plan as part of the Energy Facility Site Evaluation Council Process.

Provides that the carbon sequestration plan shall be considered as part of the site certification process of the generation facility. Provides that upon approval by the Energy Facility Site Evaluation Council of the carbon sequestration plan, the generation facility is in compliance with the greenhouse gases emissions performance standard.