

SHB 2995 - H AMD TO H AMD (H-5172.1/18) **1464**

By Representative Maycumber

1 On page 42, after line 22 of the striking amendment, inserting the
2 following:

3

4 "Sec. 22. RCW 70.235.020 and 2008 c 14 s 3 are each amended to
5 read as follows:

6 (1)(a) The state shall limit emissions of greenhouse gases to
7 achieve the following emission reductions for Washington state:

8 (i) By 2020, reduce overall emissions of greenhouse gases in the
9 state to 1990 levels;

10 (ii) By 2035, reduce overall emissions of greenhouse gases in
11 the state to twenty-five percent below 1990 levels;

12 (iii) By 2050, the state will do its part to reach global
13 climate stabilization levels by reducing overall emissions to fifty
14 percent below 1990 levels, or seventy percent below the state's
15 expected emissions that year.

16 (b) By December 1, 2008, the department shall submit a
17 greenhouse gas reduction plan for review and approval to the
18 legislature, describing those actions necessary to achieve the
19 emission reductions in (a) of this subsection by using existing
20 statutory authority and any additional authority granted by the
21 legislature. Actions taken using existing statutory authority may
22 proceed prior to approval of the greenhouse gas reduction plan.

23 (c) Except where explicitly stated otherwise, nothing in chapter
24 14, Laws of 2008 limits any state agency authorities as they existed
25 prior to June 12, 2008.

26 (d) Consistent with this directive, the department shall take
27 the following actions:

1 (i) Develop and implement a system for monitoring and reporting
2 emissions of greenhouse gases as required under RCW 70.94.151; and

3 (ii) Track progress toward meeting the emission reductions
4 established in this subsection, including the results from policies
5 currently in effect that have been previously adopted by the state
6 and policies adopted in the future, and report on that progress.

7 (2) By December 31st of each even-numbered year beginning in
8 2010, the department and the department of (~~community, trade, and~~
9 ~~economic development~~) commerce shall report to the governor and the
10 appropriate committees of the senate and house of representatives
11 the total emissions of greenhouse gases for the preceding two years,
12 and totals in each major source sector. The department shall ensure
13 the reporting rules adopted under RCW 70.94.151 allow it to develop
14 a comprehensive inventory of emissions of greenhouse gases from all
15 significant sectors of the Washington economy.

16 (3) Except for purposes of reporting, emissions of carbon
17 dioxide from industrial combustion of biomass in the form of fuel
18 wood, wood waste, wood by-products, and wood residuals shall not be
19 considered a greenhouse gas as long as the region's silvicultural
20 sequestration capacity is maintained or increased.

21 (4)(a) For the purposes of any policies adopted or implemented
22 by the state that limit greenhouse gas emissions or that are
23 otherwise intended to support the achievement of the limits in
24 subsection (1) of this section, food processing facilities must be
25 designated as energy intense trade-exposed industries. As a
26 consequence of this designation as energy intense trade-exposed
27 industries, food processing facilities are exempt from any
28 greenhouse gas emission reduction requirements, greenhouse gas
29 emission taxes, or similar policies that create disincentives or
30 restrictions on the emission of greenhouse gases.

31 (b) For the purposes of this subsection, "food processing
32 facility" has the same meaning as "food processing plant" as defined
33 in RCW 69.07.010.

34

1 NEW SECTION. **Sec. 23.** The amendments to RCW 70.235.020 in this
2 act do not acknowledge, establish, or create legal authority for the
3 department of commerce or any state agency to regulate or tax
4 greenhouse gas emissions, or to implement policies otherwise
5 designed to achieve the emissions limits of RCW 70.235.020(1)."

6
7 Renumber the remaining sections consecutively and correct any
8 internal references accordingly.

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EFFECT: Requires that food processing facilities be designated
as energy intense trade-exposed industries and exempt from any
greenhouse gas emission reduction requirements, greenhouse gas
emission taxes, or similar policies.

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