

SSB 5343 - H COMM AMD
By Committee on Environment

NOT CONSIDERED 04/22/2011

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** (1) The department of ecology shall adopt
4 rules establishing permitting criteria under chapter 70.94 RCW of
5 statewide applicability for generators fueled solely by biogas produced
6 by anaerobic digesters that qualify for the solid waste permitting
7 exemption specified in RCW 70.95.330.

8 (2) Rules adopted under subsection (1) of this section must
9 specify:

10 (a) Criteria levels:

11 (i) Below which generators are not subject to permitting
12 requirements under chapter 70.94 RCW;

13 (ii) Within which generators are subject to permitting requirements
14 under chapter 70.94 RCW but qualify for a general permit; and

15 (iii) Above which generators are subject to permitting requirements
16 under chapter 70.94 RCW and do not qualify for a general permit;

17 (b) General permit standards, including design, operation, and
18 location parameters; and

19 (c) Monitoring requirements to ensure continuing compliance with
20 the rules adopted pursuant to this section.

21 (3) As used in this section, "generator" means an internal
22 combustion engine that converts biogas into electricity, and includes
23 any backup combustion device to burn biogas when an engine is idled for
24 maintenance.

25 (4) The department of ecology shall adopt rules required by this
26 section by January 1, 2012.

27 NEW SECTION. **Sec. 2.** This act is necessary for the immediate
28 preservation of the public peace, health, or safety, or support of the

1 state government and its existing public institutions, and takes effect
2 immediately."

3 Correct the title.

EFFECT: Removes all of the changes made in the underlying bill. Requires the department of ecology to adopt rules, by January 1, 2012, establishing permitting criteria for generators fueled by biogas produced by anaerobic digesters. Adds an emergency clause.

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