



Washington State Senate

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Energy Facility Site Evaluation Council
Attn: Stephen Posner
PO BOX 43172
Olympia, WA 98504-3172

October 19, 2007

Dear Mr. Posner:

As the prime sponsor of ESSB 6001, I'm following the Energy Facility Siting Evaluation Council's current proceedings regarding the proposed Pacific Mountain Energy Center (PMEC) in Kalama with great interest. This is the first project to come before EFSEC that is subject to ESSB 6001. I'm particularly interested in whether the required greenhouse gas reduction plan will actually comply with the new state law.

EFSEC has properly decided to consider compliance with 6001 prior to proceeding with the adjudication process. This is a threshold legal question. The intent of ESSB 6001 is to require the developer of a facility such as PMEC to submit a legally valid plan demonstrating compliance with the bill's emissions performance standard. The legislature's clear intent is that a project that does not submit a legal plan for compliance cannot be permitted or built.

The plan submitted for the PMEC does not appear to demonstrate compliance. Three state agencies -- the Department of Ecology, Community Trade and Economic Development, and the Attorney General's office -- have submitted opinions that the greenhouse gas reduction plan lacks sufficient technical detail to determine if it complies with ESSB 6001. In fact, even though ESSB 6001 was specifically rewritten to give PMEC every chance to succeed, the current plan appears to fall short of every vital requirement of the bill. If the plan does not comply with either ESSB 6001 or the greenhouse gas mitigation bill (RCW 80.70), the site certificate application for PMEC should be deemed insufficient for proceeding with adjudication.

It is my hope that EFSEC will uphold the intent and requirements of ESSB 6001 and the interests of all Washington citizens while considering this and future site-certification applications.

If I can be of any assistance as you work through your process, please feel free to contact me at any time.

Respectfully,

A handwritten signature in black ink that reads "Craig A. Pridemore". The signature is written in a cursive style with a large initial 'C' and 'P'.

Craig A. Pridemore
State Senator
49th Legislative District