

House Bill 2940

Sponsored by Representative C EDWARDS (at the request of Oregon Forest Industries Council)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Allows biomass electricity generating facility to comply with renewable portfolio standard under certain conditions.

A BILL FOR AN ACT

1
2 Relating to renewable portfolio standards; amending ORS 469A.020.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 469A.020 is amended to read:

5 469A.020. (1) Except as provided in this section, electricity may be used to comply with a
6 renewable portfolio standard only if the electricity is generated by a facility that becomes opera-
7 tional on or after January 1, 1995.

8 (2) Electricity from a generating facility, other than a hydroelectric facility, that became oper-
9 ational before January 1, 1995, may be used to comply with a renewable portfolio standard if the
10 electricity is attributable to capacity or efficiency upgrades made on or after January 1, 1995.

11 (3) Electricity from a hydroelectric facility that became operational before January 1, 1995, may
12 be used to comply with a renewable portfolio standard if the electricity is attributable to efficiency
13 upgrades made on or after January 1, 1995. If an efficiency upgrade is made to a Bonneville Power
14 Administration facility, only that portion of the electricity generation attributable to Oregon's share
15 of the electricity may be used to comply with a renewable portfolio standard.

16 (4) Subject to the limit imposed by ORS 469A.025 (5), electricity from a hydroelectric facility
17 that is owned by an electric utility and that became operational before January 1, 1995, may be used
18 to comply with a renewable portfolio standard if the facility is certified as a low-impact hydroelec-
19 tric facility on or after January 1, 1995, by a national certification organization recognized by the
20 State Department of Energy by rule.

21 **(5) Electricity from a generating facility that uses biomass and that became operational**
22 **before January 1, 1995, may be used to comply with a renewable portfolio standard if the**
23 **facility meets the requirements for a qualified facility under the Public Utility Regulatory**
24 **Policies Act of 1978 (P.L. 95-617) on the effective date of this 2009 Act.**

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NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.