

HOUSE AMENDMENTS TO HOUSE BILL 2936

By COMMITTEE ON AGRICULTURE AND NATURAL RESOURCES

April 18

1 On page 1 of the printed bill, line 2, after “ORS” delete the rest of the line and line 3 and insert
2 “315.141 and 469.790 and sections 6 and 29, chapter 739.”

3 Delete line 7.

4 In line 27, delete “\$10.00” and insert “\$4.00” and after the period insert “This amount shall be
5 in addition to any amount allowed to the taxpayer, for the same quantity of biomass, at the credit
6 rate under subsection (6) of this section and any amount allowed to the taxpayer as a credit for the
7 production of biofuel from that biomass.”

8 On page 2, lines 5 through 28, restore the bracketed material and delete the boldfaced material.

9 In line 29, delete “(h)” and insert “(g)”.

10 In line 30, delete “(1)(e)(A)” and insert “(1)(d)(A)”.

11 In line 31, delete “(i)” and insert “(h)”.

12 In line 32, delete “bioenergy or”.

13 In line 42, delete “or bioenergy”.

14 On page 3, line 1, after the comma insert “for the same quantity of biomass,”.

15 In lines 2 through 4, delete the boldfaced material.

16 After line 11, insert:

17 “(b) A taxpayer seeking a credit for the transportation of woody biomass shall submit the fol-
18 lowing:

19 “(A) Scale tickets that document the net green tons of woody biomass delivered to a biofuel
20 producer.

21 “(B) A statement from the owner of the woody biomass that the taxpayer was authorized to
22 transport the woody biomass. The statement must include the source of the woody biomass, whether
23 the land is publicly or privately owned, the type of forest product treatment employed, the number
24 of forest acres treated and the number and type of employment positions created or maintained due
25 to transportation of the woody biomass. The owner of the woody biomass shall also provide the
26 name and address of the biofuel producer to which the taxpayer was authorized by the owner to
27 deliver the woody biomass.”.

28 In line 12, delete “(b)” and insert “(c)”.

29 In line 14, after “cost” insert “, except that the fee for a credit allowed for transportation of
30 woody biomass shall equal the greater of \$0.01 per scale ticket submitted for the tax year by the
31 taxpayer under paragraph (b) of this subsection, or \$50”.

32 In line 15, delete “(c)” and insert “(d)”.

33 Delete lines 44 and 45 and delete pages 4 through 22 and insert:

34 “**SECTION 4.** Section 6, chapter 739, Oregon Laws 2007, as amended by section 5, chapter 590,
35 Oregon Laws 2007, and section 18, chapter 913, Oregon Laws 2009, is amended to read:

1 “**Sec. 6.** (1) ORS 315.141, 315.144 and 469.790 apply to tax credits for tax years beginning on or
2 after January 1, 2007, and before January 1, [2012] **2019.**

3 “(2) Notwithstanding subsection (1) of this section, a tax credit is not allowed for wheat grain
4 (other than nongrain wheat material) [*before*] **for** tax years beginning [*on or after*] **before** January
5 1, 2009, or on or after January 1, [2012] **2019.**

6 “**SECTION 5.** Section 29, chapter 739, Oregon Laws 2007, as amended by section 17, chapter
7 913, Oregon Laws 2009, is amended to read:

8 “**Sec. 29.** ORS 315.465 and 315.469 apply to tax years beginning on or after January 1, 2007, and
9 before January 1, [2012] **2019.**

10 “**SECTION 6.** (1) **The Task Force on Biomass Facility Siting is established, consisting of**
11 **15 members appointed as follows:**

12 “(a) **The President of the Senate shall appoint:**

13 “(A) **Three members from among members of the Senate.**

14 “(B) **Three members who are representatives from the biomass collection, transportation**
15 **or production industries.**

16 “(b) **The Speaker of the House of Representatives shall appoint:**

17 “(A) **Three members from among members of the House of Representatives.**

18 “(B) **Three members who are representatives from the biomass collection, transportation**
19 **or production industries.**

20 “(c) **The Governor shall appoint a representative from each of the following:**

21 “(A) **The State Department of Energy.**

22 “(B) **The State Forestry Department.**

23 “(C) **The Oregon Business Development Department.**

24 “(2) **The task force shall identify:**

25 “(a) **Locations of biomass in this state.**

26 “(b) **The amount of biomass available in the various regions of this state.**

27 “(c) **The types of biomass facilities that may be developed using biomass as fuel.**

28 “(d) **Potential sites for biomass facilities, which may include existing facilities.**

29 “(3) **A majority of the voting members of the task force constitutes a quorum for the**
30 **transaction of business.**

31 “(4) **Official action by the task force requires the approval of a majority of the voting**
32 **members of the task force.**

33 “(5) **The task force shall elect one of its members to serve as chairperson.**

34 “(6) **If there is a vacancy for any cause, the appointing authority shall make an appoint-**
35 **ment to become immediately effective.**

36 “(7) **The task force shall meet at times and places specified by the call of the chairperson**
37 **or of a majority of the voting members of the task force.**

38 “(8) **The task force may adopt rules necessary for the operation of the task force.**

39 “(9) **The task force shall submit a report, and may include recommendations for legis-**
40 **lation, to an interim committee of the Legislative Assembly related to revenue as appropriate**
41 **no later than October 1, 2012.**

42 “(10) **The Legislative Administrator shall provide staff support to the task force.**

43 “(11) **Members of the task force who are not members of the Legislative Assembly are**
44 **not entitled to compensation, but may be reimbursed for actual and necessary travel and**
45 **other expenses incurred by them in the performance of their official duties in the manner**

1 and amounts provided for in ORS 292.495. Claims for expenses incurred in performing func-
2 tions of the task force shall be paid out of funds appropriated to the Legislative Adminis-
3 trator for purposes of the task force.

4 “(12) All agencies of state government, as defined in ORS 174.111, are directed to assist
5 the task force in the performance of its duties and, to the extent permitted by laws relating
6 to confidentiality, to furnish such information and advice as the members of the task force
7 consider necessary to perform their duties.

8 “SECTION 7. Section 6 of this 2011 Act is repealed on the date of the convening of the
9 2013 regular session of the Legislative Assembly as specified in ORS 171.010.

10 “SECTION 8. This 2011 Act takes effect on the 91st day after the date on which the 2011
11 regular session of the Seventy-sixth Legislative Assembly adjourns sine die.”.
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