

**A-Engrossed**  
**House Bill 3571**

Ordered by the House April 25  
Including House Amendments dated April 25

Sponsored by Representative CLEM; Representatives BAILEY, BOONE, CONGER, GARRARD, GILLIAM, HUFFMAN, JENSON, JOHNSON, KRIEGER, J SMITH, THOMPSON, WHISNANT, Senators BOQUIST, EDWARDS, GEORGE, GIROD, JOHNSON, KRUSE, NELSON, OLSEN, TELFER, THOMSEN, VERGER

**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.

Assigns ownership of **certain** renewable energy [*certificate*] **certificates** to owner of facility generating renewable energy resulting in certificate.

**Declares emergency, effective on passage.**

**A BILL FOR AN ACT**

Relating to ownership of renewable energy certificates; and declaring an emergency.

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

**SECTION 1. Section 2 of this 2011 Act is added to and made a part of ORS 758.505 to 758.555.**

**SECTION 2. (1) For contracts executed pursuant to the Public Utility Regulatory Policies Act of 1978 (16 U.S.C. 2601 et seq.) and in effect prior to November 30, 2005, renewable energy certificates created pursuant to a system established by the State Department of Energy under ORS 469A.130, for generation during the term of such a contract, are owned by the owner of a qualifying facility, unless the owner has transferred a certificate in a contract between the owner and another person.**

**(2) Subsection (1) of this section applies to qualifying facilities that:**

**(a) Are located in this state;**

**(b) Are certified as qualifying small power production facilities or qualifying cogeneration facilities under the Federal Power Act (16 U.S.C. 796) as in effect on the effective date of this 2011 Act; and**

**(c) Produce electricity that is priced under ORS 758.525.**

**SECTION 3. This 2011 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2011 Act takes effect on its passage.**

**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.