

REVENUE: No revenue impact

FISCAL: Fiscal statement issued

Action:	Without Recommendation as to Passage and Be Referred to the Committee on Land Use by prior reference
Vote:	9 - 0 - 0
Yeas:	Bentz, Boone, Dembrow, Johnson, Reardon, Vega Pederson, Weidner, Whitsett, Bailey
Nays:	0
Exc.:	0
Prepared By:	Adam Crawford, Administrator
Meeting Dates:	2/28, 3/21

WHAT THE MEASURE DOES: Requires Oregon Department of Energy (ODOE) to create specified map identifying areas east of Cascade Mountains' summit appropriate for siting energy facilities. Directs Department of Fish and Wildlife to develop and administer mitigation bank if any energy facilities are approved. Requires ODOE to study and report to Legislative Assembly on jurisdiction of Energy Facility Siting Council (EFSC) and role of local governments. Clarifies EFSC authority to issue site certificate to facility meeting one or more applicable standards if overall public benefit of facility outweighs adverse effects on resource or interest. Directs EFSC to adopt rules specifying criteria for public benefit determination. Declares emergency, effective on passage.

ISSUES DISCUSSED:

- Mitigation banking process
- Landscape level planning
- Wildlife migration in Oregon
- Regulatory clarity

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: Under current law, the Energy Facility Siting Council (EFSC) is responsible for permitting large-scale energy facilities, while local governments maintain jurisdiction over small-scale energy facilities. Siting processes take many factors into account, including how the proposed facility would impact wildlife. House Bill 2106 involves the Department of Fish and Wildlife to provide a uniform mechanism of mitigation banking for energy facilities that may be sited east of the Cascade Mountains while providing greater clarity for all groups involved.