

House Bill 2237

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of Governor John A. Kitzhaber, M.D., for Department of Environmental Quality)

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**.

Repeals sunset on provisions related to low carbon fuel standards.

Allows Environmental Quality Commission to require registration related to low carbon fuel standards and to establish schedule of fees for registration. Continuously appropriates moneys to Department of Environmental Quality. Specifies uses of moneys.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to low carbon fuel standards; creating new provisions; amending section 9, chapter 754,
3 Oregon Laws 2009; repealing section 8, chapter 754, Oregon Laws 2009; appropriating money;
4 and declaring an emergency.

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

6 **SECTION 1. Section 8, chapter 754, Oregon Laws 2009, is repealed.**

7 **SECTION 2. Section 9, chapter 754, Oregon Laws 2009, is amended to read:**

8 **Sec. 9.** (1) The Department of Environmental Quality shall report on the implementation of
9 *[sections 3 and 6 of this 2009 Act]* **ORS 468A.270 and section 6, chapter 754, Oregon Laws 2009,**
10 to:

11 (a) The interim legislative committees on environment and natural resources on or before De-
12 cember 31, 2010; and

13 (b) The Seventy-sixth, Seventy-seventh and Seventy-eighth Legislative Assemblies in the manner
14 provided by ORS 192.245.

15 (2) The reports required under subsection (1) of this section must contain a description of:

16 (a) Rules adopted under *[sections 3 and 6 of this 2009 Act]* **ORS 468A.270 and section 6, chapter**
17 **754, Oregon Laws 2009;**

18 (b) The manner in which the Environmental Quality Commission complied with the requirements
19 of *[sections 3 and 6 of this 2009 Act]* **ORS 468A.270 and section 6, chapter 754, Oregon Laws 2009,**
20 in adopting the rules; **and**

21 (c) Significant policy decisions made by the commission in adopting rules under **ORS 468A.270.**
22 *[section 3 of this 2009 Act; and]*

23 *[(d) The anticipated effects of the December 31, 2015, repeal of sections 6 and 7 of this 2009 Act*
24 *on the availability of low carbon fuels and the development of biofuels production facilities and electric*
25 *vehicle infrastructure in Oregon.]*

26 **SECTION 3. Section 4 of this 2013 Act and section 6, chapter 754, Oregon Laws 2009, are**
27 **added to and made a part of ORS chapter 468A.**

28 **SECTION 4. (1)(a) By rule the Environmental Quality Commission may require the reg-**
29 **istration of persons to the extent the commission has determined the registration is neces-**

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.

1 sary for the development and implementation of programs related to the low carbon fuel
2 standards adopted by the commission pursuant to section 6, chapter 754, Oregon Laws 2009.

3 (b) By rule the commission may require that persons registered under this subsection
4 report to the commission information determined by the commission to be necessary for the
5 development and implementation of programs related to the low carbon fuel standards.

6 (2) By rule the commission may establish a schedule of fees for the registration described
7 in subsection (1) of this section. The commission shall base the fees upon the anticipated
8 costs of the development and implementation of programs related to the low carbon fuel
9 standards.

10 (3) Any fees collected under this section shall be paid into the State Treasury and de-
11 posited in the General Fund to the credit of an account of the Department of Environmental
12 Quality. Such moneys are continuously appropriated to the Department of Environmental
13 Quality to pay the expenses of developing and implementing programs related to the low
14 carbon fuel standards.

15 **SECTION 5.** This 2013 Act being necessary for the immediate preservation of the public
16 peace, health and safety, an emergency is declared to exist, and this 2013 Act takes effect
17 on its passage.