

Senate Bill 1580

Sponsored by Senator WHITSETT; Senators BAERTSCHIGER JR, GIROD, HANSELL, OLSEN, THOMSEN (Pre-session filed.)

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**.

Directs PacifiCorp to suspend collection of two nonbypassable surcharges imposed on PacifiCorp's customers for purpose of removing J.C. Boyle Dam, Copco 1 Dam, Copco 2 Dam and Iron Gate Dam until certain federal law is enacted.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to the suspension of surcharges imposed for the purpose of removing dams; and declaring
3 an emergency.

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

5 **SECTION 1. (1) Notwithstanding ORS 757.736:**

6 (a) **Within 30 days of the effective date of this 2016 Act, PacifiCorp shall file a tariff**
7 **schedule with the Public Utility Commission necessary to suspend collection of the two**
8 **nonbypassable surcharges imposed on PacifiCorp's customers for the purpose of paying the**
9 **costs of removing Klamath River dams; and**

10 (b) **The commission shall approve the tariff schedule within 30 days of the filing of the**
11 **tariff schedule.**

12 (2) **PacifiCorp may not include in any tariff schedule filed with the commission the col-**
13 **lection of the two nonbypassable surcharges imposed on PacifiCorp's customers for the pur-**
14 **pose of paying the costs of removing Klamath River dams until the commission issues an**
15 **order in which the commission finds that:**

16 (a) **A federal law has been enacted that directs, authorizes or approves the removal of**
17 **the J.C. Boyle Dam, the Copco 1 Dam, the Copco 2 Dam and the Iron Gate Dam; and**

18 (b) **Any condition in the federal law that must occur before the removal of those dams**
19 **has occurred.**

20 (3) **For purposes of making a finding described in subsection (2) of this section, the**
21 **commission:**

22 (a) **May initiate the process by which the commission makes the finding upon the**
23 **commission's own motion; or**

24 (b) **Shall initiate the process by which the commission makes the finding upon receipt**
25 **of a request from PacifiCorp, in a form and manner prescribed by the commission, to initiate**
26 **the process.**

27 **SECTION 2. This 2016 Act being necessary for the immediate preservation of the public**
28 **peace, health and safety, an emergency is declared to exist, and this 2016 Act takes effect**
29 **on its passage.**

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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.