



Open Government Impact Statement

80th Oregon Legislative Assembly
2020 Regular Session

Measure: HB 4167

Only impacts on Original or Engrossed
Versions are Considered Official

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SUMMARY

Modifies statewide greenhouse gas emissions reduction goals.

Establishes Oregon Greenhouse Gas Initiative and related provisions, operative January 1, 2022.

Authorizes Public Utility Commission to allow rate or rate schedule to include differential rates or to reflect amounts for programs that enable public utilities to assist low-income residential customers.

Amends greenhouse gas reporting statute.

Repeals Energy Facility Siting Council carbon dioxide emissions standards.

Requires Environmental Quality Commission to adopt by rule standards and requirements for reducing methane emissions from landfills.

Repeals authority for State Forester to establish forestry carbon offset program.

Provides that energy facility subject to site certificate or amended site certificate shall comply with Oregon Greenhouse Gas Initiative if energy facility would otherwise be subject to initiative.

Abolishes Oregon Global Warming Commission, operative December 31, 2020.

Modifies requirements for ethanol content in gasoline.

Prohibits sale or offer for sale of general service lamps that do not meet certain efficiency standards. Authorizes State Department of Energy to modify prohibition by rule to align with laws of adjacent states.

Provides for direct, expedited judicial review by Oregon Supreme Court of certain constitutional questions related to Oregon Greenhouse Gas Initiative.

Requires certain reports and reviews related to Oregon Greenhouse Gas Initiative.

Establishes, within Department of Environmental Quality, Oregon Greenhouse Gas Reduction Board, Administrator of the Office of Greenhouse Gas Regulation and Office of Greenhouse Gas Regulation and sets forth duties of board, administrator and office.

Declares emergency, effective on passage.

OPEN GOVERNMENT IMPACT

Legislative Counsel has not adopted standards for drafting measures that establish exemptions from disclosure of public records.



This measure exempts from public disclosure, unless the requester can show by clear and convincing evidence that the public interest requires disclosure, the following information when obtained by the State of Oregon in implementing the Oregon Greenhouse Gas Initiative: information related to an entity's application for and participation in greenhouse gas allowance auctions; information related to the holding, transfer or surrender of compliance instruments; information on the manufacturing output of goods; and information received from retail electricity customers in determining the retirement of allowances for electricity service suppliers.

If those public records that could be subject to public disclosure were instead subject to mandatory disclosure under public records law, trade secret information of participating entities would more likely be made public.