

## HOUSE AMENDMENTS TO HOUSE BILL 2143

By COMMITTEE ON ENERGY AND ENVIRONMENT

April 15

1 On page 1 of the printed bill, line 2, after “projects;” insert “creating new provisions;”.

2 On page 2, line 23, delete “2020” and insert “2021”.

3 After line 29, insert:

4 “(d) The amount of theoretical horsepower upon which the fees are paid must be computed by  
5 multiplying the maximum amount of water appropriated, expressed in cubic feet per second, by the  
6 average total fall utilized, expressed in feet, and dividing the number resulting from the multipli-  
7 cation by 8.8.

8 “(e) For a project that diverts water from a point on a river that forms a border with another  
9 state, the fee computation described in paragraph (d) of this subsection may not use as the maximum  
10 amount of water appropriated more than half of the capacity of the project.”.

11 On page 3, after line 3, insert:

12 **“SECTION 2a. Notwithstanding ORS 543.078 (2)(a), a holder of a hydroelectric project  
13 shall pay \$0.48 per theoretical horsepower for a project producing more than 123.5 theoretical  
14 horsepower if:**

15 **“(1) The project is not exempt from relicensing under ORS chapter 543A; and**

16 **“(2) The holder has not received either:**

17 **“(a) A final order described in ORS 543A.130 that approves an application for reauthori-  
18 zation of a water right or license; or**

19 **“(b) A new license issued by the Federal Energy Regulatory Commission on or after the  
20 effective date of this 2021 Act to replace an original license issued by the commission.**

21 **“SECTION 2b. Section 2a of this 2021 Act is repealed on December 31, 2023.”.**

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