

SB 215-3
(LC 1323)
4/7/25 (CPA/ps)

Requested by Senator SMITH DB

**PROPOSED AMENDMENTS TO
SENATE BILL 215**

1 On page 1 of the printed bill, line 2, after the semicolon delete the rest
2 of the line and line 3.

3 In line 4, delete “469.599 and 469.601;”.

4 Delete lines 7 through 27 and delete pages 2 through 11 and insert:

5 **“SECTION 1. Section 2 of this 2025 Act is added to and made a part
6 of ORS 469.590 to 469.601.**

7 **“SECTION 2. (1) As used in this section:**

8 **“(a) ‘Advanced nuclear reactor’ has the meaning given that term
9 in 42 U.S.C. 16271, as in effect on January 1, 2025.**

10 **“(b) ‘Small modular reactor’ means an advanced nuclear reactor:**

11 **“(A) With a nameplate capacity of 300 electrical megawatts or less;
12 and**

13 **“(B) That may be constructed and operated in combination with
14 similar reactors at a single site.**

15 **“(c) ‘Small modular reactor energy facility’ means an energy facil-
16 ity that produces power from using one or more small modular reac-
17 tors at a single site.**

18 **“(2) ORS 469.595, 469.597 and 469.599 do not apply to a small modular
19 reactor energy facility.**

20 **“SECTION 3. (1) As used in this section:**

21 **“(a) ‘Advanced nuclear reactor’ has the meaning given that term**

1 **in 42 U.S.C. 16271, as in effect on January 1, 2025.**

2 **“(b) ‘Small modular reactor’ means an advanced nuclear reactor:**

3 **“(A) With a nameplate capacity of 300 electrical megawatts or less;**

4 **and**

5 **“(B) That may be constructed and operated in combination with**
6 **similar reactors at a single site.**

7 **“(c) ‘Small modular reactor energy facility’ means an energy facil-**
8 **ity that produces power from using one or more small modular reac-**
9 **tors at a single site.**

10 **“(2) The State Department of Energy, in cooperation with the Pub-**
11 **lic Utility Commission, Department of Land Conservation and Devel-**
12 **opment, Department of Transportation and any other interested state**
13 **agency, shall prepare a report that:**

14 **“(a) Identifies existing statutes or rules that may need to be modi-**
15 **fied, or new rules that may need to be adopted, to enable the Energy**
16 **Facility Siting Council to:**

17 **“(A) Establish standards for the siting, construction, operation and**
18 **retirement of a small modular reactor energy facility that:**

19 **“(i) Allow the council to effectively undertake a siting process for**
20 **siting a small modular reactor energy facility; and**

21 **“(ii) Explicitly consider potential impacts of a small modular reac-**
22 **tor energy facility on tribes and tribal treaty rights, first foods and**
23 **cultural resources, as determined through tribal consultation;**

24 **“(B) Provide state regulatory oversight for a small modular reactor**
25 **energy facility, and for the temporary storage of high-level radioactive**
26 **waste at the site of a small modular reactor energy facility, that is**
27 **consistent with federal law and any interests or concerns raised**
28 **through tribal consultation;**

29 **“(b) Describes the anticipated application of state and local land use**
30 **requirements to the siting of a small modular reactor energy facility,**

1 and identifies any potential gaps, opportunities for clarification or
2 modifications to state or local land use requirements necessary to
3 clarify the application of state and local land use requirements to a
4 small modular reactor energy facility; and

5 “(c) Identifies existing statutes applicable to the Public Utility
6 Commission and rules and orders of the Public Utility Commission
7 that may be applicable to a small modular reactor energy facility.

8 “(3) In preparing the report, the State Department of Energy shall
9 engage with the federally recognized Indian tribes in this state and
10 interested stakeholders.

11 “(4) The State Department of Energy shall submit the report re-
12 quired by this section, in the manner provided by ORS 192.245, to the
13 interim committees or committees of the Legislative Assembly related
14 to energy no later than December 15, 2026.

15 “(5) The report required by this section may include recommen-
16 dations for legislation.

17 “(6) The State Department of Energy may contract with third par-
18 ties for assistance in performing the department's duties under this
19 section.

20 “(7) All agencies of state government, as defined in ORS 174.111, are
21 directed, to the extent permitted by laws relating to confidentiality,
22 to furnish such information and advice to the State Department of
23 Energy as the department considers necessary to perform the
24 department's duties under this section.

25 “(8) The State Department of Energy may accept, for purposes of
26 completing the report required by this section, contributions of mon-
27 eys and assistance from the United States government or its agencies
28 or from any other source, public or private, and agree to conditions
29 placed on the moneys not inconsistent with the duties described in this
30 section.

1 **“SECTION 4. Section 3 of this 2025 Act is repealed on January 2,**
2 **2027.**

3 **“SECTION 5. This 2025 Act shall be submitted to the people for their**
4 **approval or rejection at the next regular general election held**
5 **throughout this state.”.**

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