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77th LEGISLATIVE ASSEMBLY
HOUSE COMMITTEE ON ENERGY AND ENVIRONMENT

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TO: House Energy and Environment Committee

FROM: Adam Crawford, Committee Administrator

SUBJECT: LC Summaries

LC 847 Relating to low carbon fuel standards

Repeals sunset on provisions related to low carbon fuel standards.

LC 936 Relating to energy; creating new provisions

Imposes tax on each fuel supplier and utility based on amount of carbon in carbon-based fuel that is sold by fuel supplier to consumers in state or that is used to produce carbon-generated electricity supplied by utility to consumers in state. Limits tax on certain oil and natural gas to six percent of market value of oil or natural gas. Allows credit against tax for creation of forestry carbon offsets. Distributes proceeds of tax to State Highway Fund, Common School Fund, General Fund, State Department of Energy, Department of Environmental Quality, Department of Land Conservation and Development and Department of Education. Applies to carbon-based fuel sold to consumers or used to produce carbon-generated electricity on or after effective date of Act. Appropriates moneys from General Fund to Department of Revenue and State Department of Energy for purpose of funding first year of administration of tax. Repeals renewable fuels standard adopted by State Department of Agriculture. Applies to biodiesel fuel sold in Oregon after effective date of Act. Adjusts sunset of low carbon fuel standard adopted by Environmental Quality Commission. Repeals energy siting assessment paid to State Department of Energy. Applies to fiscal years beginning on or after effective date of Act. Changes rate of motor vehicle fuel tax. Applies to fuel used on or after effective date of Act. Repeals statutes and deletes provisions related to renewable portfolio standards.

LC 944 Relating to energy use by residential buildings; creating new provisions

Requires Housing and Community Services Department to adopt by rule certain criteria for assignment of energy performance scores for residential buildings. Requires department to

procure certain services related to energy performance scores. Requires person that intends to offer residential building for sale to disclose energy performance score. Requires department to make energy performance scores available in database accessible by public.

Modifies uses of moneys in Clean Energy Deployment Fund. Continuously appropriates half of moneys in fund to department for conducting energy audits. Creates income tax credit for taxpayer using energy performance assessment services.

LC 997 Relating to an energy conservation

Requires State Department of Energy, after consultation with other state agencies, to develop strategic plan related to creation of energy conservation and efficiency innovation laboratory. Specifies content of plan. Requires department to report to Legislative Assembly.

LC 1009 Relating to community net metering

Establishes community net metering for purpose of allowing subscribing customers to receive on-bill credit for portion of electricity produced by community net metering facility.

LC 1011 Relating to net metering

Allows customer-generators to aggregate electricity generated by multiple net metering facilities if those net metering facilities are served by same electric utility. Adds, for purposes of net metering, geothermal power to definition of "net metering facility."

LC 1012 Relating to green energy technology use in public buildings

Requires contracting agency to set aside 1.5 percent of public improvement contract price for including green energy technology in renovation of public building if cost of renovation exceeds \$1 million. Requires State Department of Energy to establish technical advisory committee to review contracting agency determination of whether including green energy technology in public building is feasible. Requires contracting agency to spend amount not used for green energy technology in public building on future or alternative public building project within one year. Removes Oregon University System exemption from requirement to spend 1.5 percent of public improvement contract price on including green energy technology.

LC 1013 Relating to alternative energy systems

Provides alternative formula for determining assessed value of locally assessed alternative energy system. Provides exception to central assessment for certain companies with generating facilities that are solar photovoltaic energy systems.

LC 1014 Relating to eligibility of projects in strategic investment program

For purposes of eligibility for strategic investment program, lowers minimum required total cost of project that is solar photovoltaic project.

LC 1318 Relating to energy efficiency

Authorizes public purpose charge moneys invested on cost-effective local energy conservation that involve updating energy efficiency of nonresidential building to be used for purpose of conducting whole building assessment of energy efficiency of building.

LC 1930 Relating to a study by the State Department of Energy

Requires State Department of Energy to study certain issues related to energy conservation programs.

LC 1966 Relating to the Task Force on the Public Purpose Expenditure Standard

Establishes Task Force on the Public Purpose Expenditure Standard. Directs task force to study efficacy of use of moneys that are collected through electricity public purpose charge and paid to certain nongovernmental entity for investment in public purposes.

LC 2037 Relating to taxation of extractive resources

Creates severance tax on minerals, applicable to gold and uranium oxide, computed on gross value at mine or other point of extraction.

LC 2189 Relating to electricity storage facilities

Directs Public Utility Commission to allow electric utility to include in its rates costs incurred in implementing and maintaining electricity storage facilities, to extent that costs are prudently incurred.

LC 2194 Relating to climate expenditures by agencies

Makes legislative findings regarding climate accountability. Requires agencies to provide certain information regarding reduction of greenhouse gas emissions. Requires Secretary of State to audit agencies regarding reduction of greenhouse gas emissions.

LC 2195 Relating to beneficial uses of water

Requires Water Resources Department to determine water appropriation amount by subbasin and type of beneficial use. Requires department to report findings to interim legislative committee dealing with natural resources.

LC 2197 Relating to energy

Requires State Department of Energy to study certain issues related to energy use.

LC 2200 Relating to water development projects

Eliminates requirement that certain water development projects receiving funding through Water Resources Department reserve increment of stored water for net environmental public benefit or enhancing in-stream flows. Deletes requirement that funding decision by department include consideration of funded water development project effect on peak and ecological flows. Deletes requirement for reasonable certainty that funded water development project will produce net environmental public benefit. Subject to exceptions, applies to water development projects fully or partially funded by department on or after March 5, 2008.

Requires Water Resources Department to deliver written offer for unconditional waiver of requirement for funded water development project to return water for stream augmentation, net environmental public benefit or in-stream flow. Requires department to waive acquired legal protection of water returned to stream by funded water development project. Creates exceptions.

LC 2236 Relating to the transfer of interests in water

Directs Water Resources Department to establish program to facilitate transfers of water rights or uses between properties accessing same water source.

LC 2242 Relating to water banking

Directs Water Resources Department to establish water banking program.

LC 2256 Relating to the purchase of electricity by electric companies

Requires establishment of program under which electric companies must purchase electricity from distributed generation facilities under standard contracts. Establishes Oregon Clean Energy and Local Economic Development Board for purpose of adopting rules related to administration of Act and making recommendations to Public Utility Commission regarding elements of program.

LC 2264 Relating to Arundo donax L

Declares plant commonly known as Giant Cane or Giant Reed to be noxious weed, plant pest and invasive species meriting eradication. Prohibits planting, growing or harvesting Giant Cane or Giant Reed as commercial agricultural or horticultural activity. Requires State Department of Agriculture adoption of prohibition enforcement rules for which violation is subject to civil penalty, not to exceed \$10,000.

LC 2385 Relating to Water Resources Department program costs

Requires Water Resources Department to determine percentage of department operating costs attributable to in-stream water rights program. Requires department to submit report including proposals for legislation to require participating state agencies to pay department operating costs for in-stream water rights program and proposals to adjust statutory fees to equal other department operating costs.

LC 2480 Relating to carbon dioxide emissions

Requires Department of Environmental Quality to study certain issues related to reduction of carbon dioxide emissions.

LC 2484 Relating to carbon dioxide emissions

Requires Department of Environmental Quality to study certain issues related to carbon dioxide emissions from motor vehicles.

LC 2772 Relating to energy efficiency

Provides that real estate appraisal activity includes issuance of opinion as to value associated with energy efficiency of buildings located on real property.

LC 3200 Relating to eligibility for tax credits under the Oregon Low Income Community Jobs Initiative

Requires State Department of Energy to conduct study of potential eligibility of energy projects for allowance of tax credits under Oregon Low Income Community Jobs Initiative. Directs department to report results of study to interim committees of Legislative Assembly related to revenue on or before November 1, 2014.

LC 3376 Relating to solar collecting facilities

Increases minimum acreage that solar collecting facility must use to be included within definition of “energy facility” for purposes of state regulation of energy facilities.

LC 3485 Relating to solar energy

Requires State Department of Energy to study certain issues related to solar energy.