

HB 2020 -94/-84 Amendment Differences

- Change name of Carbon Policy Office to Climate Policy Office.
- Section 7 – Add the Director of the Department of Forestry to the Oregon Climate Board as a nonvoting member.
- Section 7 – Remove the agency Directors designee.
- Section 8 – Add a sentence to clarify that members of the Oregon Climate Board who are legislators serving as non-voting, ex-officio members are entitled to their per diem.
- Section 9 – Make it clear that the four-year terms for the Oregon Climate Board only apply to the voting members.
- Section 10 – Require the Oregon Climate Board to consider the best available science in advising the Carbon Policy Office.
- Section 12 – Ensure that the civil penalty amounts are per-violation and that each day of violation is a separate offense.
- Section 115 – Add definition of “best available science.”
- Section 15 – Change definition of ‘compliance obligation’ to the quantity of regulated emissions that are attributable to a covered entity, and for which compliance instruments must be retired, ~~during~~ for a compliance period.
- Section 18 – Clarify that allowances in an EITE process reserve may be directly distributed to a facility described in Section 24 (2)(a)(A).
- Section 17 – Remove section 17(2)(b).
- Section 19 – Correct typo on Pg. 36, line 3 ...generation and transmissions ~~cooperation~~ cooperative, for final delivery by the...
- Section 24 – For clarity purposes alphabetize the EITE list.
- Section 26 – Clarify the allocation is for 2021-2024 by striking: For 2021 on Pg. 44, line 11.
- Section 26 – Clarify language on Pg. 45, line 7: A means for attributing an EITE entity’s anthropogenic greenhouse gas emissions to the manufacture of individual goods or group of goods
- Section 26 – Clarify language on Pg. 45, line 11: A process for adjusting an allocation of allowances for direct distribution at no cost, if necessary, to reconcile for output variability or type of good.
- Section 28 – (b) ‘Best available technology’ means the fuels, processes, equipment and technology that will most effectively reduce the regulated emissions:
 - for which the EITE entity must meet a compliance obligation; and
 - that are associated with the manufacture by an EITE entity of a good without changing the characteristics of the good being manufactured, that is technically feasible, commercially available, economically viable and compliant with all applicable laws.
- Section 28 – Add “or group of goods” to (5)(c)(A) and (5)(c)(C).
- Section 30 – Change effective date of early action offset credits to January 1, 2019.
- Section 32 – Make it clear that the study includes offsets created under Section 102.
- Section 34 – Remove duplicative direction on Pg. 60, delete lines 15 -18. The process of transferring auction proceeds already exists on Pg. 61 lines 20-30.
- Section 35 – Clarify CPO’s role in causing funds to be distributed.
- Section 36 – Clarify that the Annual Oregon Climate Action Program report should look at emissions reductions pursuant to the state’s goals, not just reductions in regulated sectors by deleting the term

“regulated” on Pg. 63, line 9. This would ensure that, the report would include offsets and investments that reduce emissions in sectors not regulated by the cap.

- Section 36 – Make it clear that the Annual Oregon Climate Action Program report should include the estimate impacts to fuel prices, electricity and natural gas ~~prices~~ bills in Oregon.
- Section 44 – Clarify language around requirements for fairness and proportionality.
- Section 45 – Redraft language surrounding the nursery stock preference to require that: if the transportation project involves the use of roadside vegetation the ODOT must purchase the roadside vegetation from nursery stock grown and propagated entirely within this state.
- Section 45 – Make it clear that procurement preferences apply to all state agencies and are permissive for local governments.
- Section 55 – Require that biennial expenditure audit be submitted to OTC and Joint Committee on Transportation.
- Section 65 – Clarify language surrounding the natural gas utility trust accounts to ensure that they operate correctly.
- Section 65 – Clarify natural gas plan must address GHG reductions through one or more approaches, rather than all approaches.
- Section 129 – Accommodate the population that use fossil fuels for home heating other than heating oil (diesel), natural gas, or propane, such as kerosene. Make sure that Section 129 is written in a way to provide flexibility for OHCS to include those fuels in program for low income Oregonians. The following language would accomplish the program’s intention: Section 129 (1) The Housing and Community Services Department, in consultation with the Carbon Policy Office, the Oregon Housing Stability Council and interested stakeholders, shall develop a proposal for assisting households that use ~~propane or fuel oil for residential home heating~~ fossil fuels for residential home heating, such as propane or fuel oil, but not including natural gas. The proposal shall give priority to assisting low-income households or impacted communities, as defined in section 15 of this 2019 Act.
- Section 122 and 123 – Restore “interested” in the standing sections.
- Section 128 – Provide flexibility necessary to best design a program to meet the goals of providing the credits or refunds. Rewrite the credit for individual motor vehicle fuel users to match HB 3425.
- Section 132 – Authorize \$250,000 to be appropriated to the Environmental Justice Task Force.