



Open Government Impact Statement

80th Oregon Legislative Assembly
2019 Regular Session

Measure: HB 2020-B

Only impacts on Original or Engrossed
Versions are Considered Official

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SUMMARY

Establishes Climate Policy Office within Oregon Department of Administrative Services and directs office to adopt Oregon Climate Action Program by rule. Creates Oregon Climate Board to advise office.

Modifies statewide greenhouse gas emissions reduction goals.

Establishes Joint Committee on Climate Action.

Becomes operative on effective date of Act.

Establishes purposes of Oregon Climate Action Program and provisions for investment of moneys received by state as proceeds from auctions conducted under program. Requires program to place cap on greenhouse gas emissions that are regulated emissions and to provide market-based mechanism for covered entities to demonstrate compliance with program. Sets forth certain other requirements for program and for rules adopted by office related to program. Establishes certain funds. Sets forth requirements for uses of moneys deposited in funds. Sets forth certain duties of Public Utility Commission related to program.

Authorizes 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.

Authorizes commission to allow rate or rate schedule to reflect amounts for investments in infrastructure measures that support adoption of alternative forms of transportation vehicles.

Amends greenhouse gas reporting statute.

Repeals Energy Facility Siting Council carbon dioxide emissions standards. Includes provisions for treatment of site certificate conditions affected by repeal of carbon dioxide emissions standards.

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

Becomes operative January 1, 2021.

Requires Environmental Quality Commission to adopt by rule standards and requirements for reducing methane gas emissions from landfills. Becomes operative on effective date of Act.

Abolishes Oregon Global Warming Commission and transfers duties to Oregon Climate Board. Becomes operative January 1, 2020.

Transfers to Climate Policy Office duties, functions and powers of Environmental Quality Commission and Department of Environmental Quality related to greenhouse gas reporting. Becomes operative January 1, 2022.



Provides for expedited review of certain questions on Act to Supreme Court upon petition by adversely affected party. If Supreme Court declares upon expedited review that auctions conducted under Act do not impose tax subject to Article IX, section 3a, Oregon Constitution, requires Climate Policy Office to identify certain specific opportunities for using certain state proceeds from auctions.

Requires certain reports and proposals. Modifies study related to highway maintenance, operation and improvement costs.

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 the following information when obtained by the State of Oregon in implementing the greenhouse gas cap and trade program: 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; and information on the manufacturing output of goods.

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 be more likely to be made public.