

**A-Engrossed**  
**House Bill 2520**

Ordered by the House April 16  
Including House Amendments dated April 16

Sponsored by Representatives HELM, MARSH; Representative HUDSON (Presession filed.)

**SUMMARY**

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Requires Land Conservation and Development Commission to [*amend*] **adopt rules no later than July 1, 2022, by which county may justify exception to** statewide land use planning goals [*related to energy conservation to incorporate*] **for** development of renewable energy facilities [*and reduction of greenhouse gas emissions and to match state energy policies*].

[*Requires commission to provide report on progress to interim committees of Legislative Assembly no later than September 15, 2022.*]

Appropriates moneys to [*Department of Land Conservation and Development for purpose of administering and implementing Act*] **commission to adopt rules.**

Declares emergency, effective July 1, 2021.

**A BILL FOR AN ACT**

1  
2 Relating to the adoption of energy policies into statewide land use planning goals; and declaring an  
3 emergency.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1. (1) On or before July 1, 2022, the Land Conservation and Development**  
6 **Commission shall adopt rules identifying reasons sufficient for a county to justify an excep-**  
7 **tion, as described in ORS 197.732, for facilities generating electricity from renewable energy**  
8 **sources, as described in ORS 469A.025, that are otherwise not allowed under the applicable**  
9 **statewide planning goal or goals.**

10 **(2) Rules adopted under this section must:**

11 **(a) Balance the value of in-state renewable energy generation to provide community**  
12 **benefits, to diversify energy sources of this state and to address climate change with the**  
13 **continued protections for important resource uses such as agriculture and forestry, natural**  
14 **resources, cultural and historic resources and open space.**

15 **(b) Be effective beginning no later than July 1, 2022.**

16 **(3) In adopting rules under this section, the commission shall:**

17 **(a) Evaluate different criteria in areas with fewer potential resources or with cultural**  
18 **or community conflicts.**

19 **(b) Evaluate alternative ways to mitigate potential conflicts that cannot be resolved**  
20 **through avoidance or minimization.**

21 **(c) Consider information from the State Department of Energy and any other relevant**  
22 **information from other sources regarding the type of lands suitable for renewable energy**  
23 **projects.**

24 **(d) Empanel a broad and inclusive rule advisory committee that ensures adequate**

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 stakeholder representation.

2 (e) Consult with the State Department of Agriculture, the State Department of Energy,  
3 the State Department of Fish and Wildlife, the State Forestry Department, the Public Utility  
4 Commission, the State Parks and Recreation Department and the federally recognized Indian  
5 tribes in Oregon.

6 SECTION 2. In addition to and not in lieu of any other appropriation, there is appropri-  
7 ated to the Land Conservation and Development Commission, for the biennium beginning  
8 July 1, 2021, out of the General Fund, the amount of \$300,000, to adopt rules under section  
9 1 of this 2021 Act.

10 SECTION 3. Section 1 of this 2021 Act is repealed on January 2, 2023.

11 SECTION 4. This 2021 Act being necessary for the immediate preservation of the public  
12 peace, health and safety, an emergency is declared to exist, and this 2021 Act takes effect  
13 on July 1, 2021.

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