

Requested by Representative POWER

**PROPOSED AMENDMENTS TO
HOUSE BILL 3056**

1 Delete lines 4 through 25 of the printed bill and insert:

2 **“SECTION 1. (1) As used in this section, ‘clean fuels program,’**
3 **‘credit aggregator’ and ‘credit generator’ have the meanings given**
4 **those terms in ORS 468A.265.**

5 **“(2) The Department of Environmental Quality shall issue clean**
6 **fuels program credits to a credit generator based on the dollar amount**
7 **of any unused tax credit allowable to the credit generator under ORS**
8 **315.336. To claim clean fuels program credits under this section a**
9 **credit generator must:**

10 **“(a) Be a public transit operator that serves two or more Oregon**
11 **counties;**

12 **“(b) Have been approved as a credit generator by the department**
13 **prior to January 1, 2020;**

14 **“(c) On or before December 1, 2021, request that the department**
15 **issue the clean fuels program credits; and**

16 **“(d) Enter into an agreement with the department providing that:**

17 **“(A) The proceeds of the credits issued to the credit generator un-**
18 **der this section will be used for the purchase of zero-emission,**
19 **battery-powered electric transit buses and charging infrastructure for**
20 **transit operations;**

21 **“(B) Battery-powered electric transit buses and charging**

1 infrastructure purchased pursuant to subparagraph (A) of this para-
2 graph and any other battery-powered electric transit buses or charging
3 infrastructure acquired by the credit generator will be used to gener-
4 ate credits in the clean fuels program;

5 “(C) The credit generator will not designate a credit aggregator for
6 the amount of electricity dispensed to or consumed by the credit
7 generator’s battery-powered electric transit buses;

8 “(D) The credit generator will directly report the amount of elec-
9 tricity dispensed to or consumed by the credit generator’s battery-
10 powered electric transit buses;

11 “(E) The department will retire the clean fuels program credits at-
12 tributable to the credit generator’s use of battery-powered electric
13 transit buses until the credit generator has generated an amount of
14 credits equal to the amount of clean fuels program credits issued to
15 the credit generator under this section; and

16 “(F) The generation and retirement of clean fuels program credits
17 attributable to the credit generator’s use of battery-powered electric
18 transit buses as provided in this section will not affect credits gener-
19 ated by the credit generator for any other use.

20 “(3) The number of clean fuels program credits issued to a credit
21 generator under this section must be calculated by dividing the dollar
22 amount of the unused tax credit by the most recent value-weighted
23 average price of clean fuels program credits calculated by the depart-
24 ment under ORS 468A.271.

25 “(4) The department shall issue clean fuels program credits re-
26 quested under this section no later than January 1, 2022.

27 “(5) A tax credit used to request clean fuels program credits under
28 this section may not thereafter be used as a tax credit in any tax year.

29 **“SECTION 2. This 2021 Act takes effect on the 91st day after the**
30 **date on which the 2021 regular session of the Eighty-first Legislative**

1 **Assembly adjourns sine die.”.**

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