

## HB 4059 STAFF MEASURE SUMMARY

### House Committee On Environment and Natural Resources

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**Prepared By:** Erin Pischke, LPRO Analyst

**Meeting Dates:** 2/7, 2/9

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#### WHAT THE MEASURE DOES:

Redefines “covered project” for purposes of contractor labor standards as a renewable energy generation, sequestration, or storage facility with a capacity rating of two megawatts or greater, except for a community solar facility with a capacity rating above three megawatts. Adds the definition of “community solar project.” Clarifies good faith exception to required total work hours performed by apprentices. Exempts contracts and subcontracts with tribal government, agent, or instrumentality of Oregon Indian tribe for covered projects located in whole or in part on the tribe’s reservation or on land held in trust by the United States for the benefit of the tribe, from meeting this Act’s standards unless the tribal government elects to adopt the standards. Requires request for proposals by electric company for resource procurement subject to competitive bidding requirements adopted by the Public Utility Commission (PUC) by rule and that may result in the procurement of a covered project to include reference to and information regarding labor standards and to require successful bidder to verify provision of attestation, declaration, or project labor agreement. Requires the successful bidder within 30 days from the date construction begins, provide a copy of the attestation or declaration or executed project labor agreement. Authorizes Oregon Department of Energy to report on attestation or declaration or project labor agreement to the PUC upon request. Declares emergency, effective on passage.

#### ISSUES DISCUSSED:

- Apprenticeship program requirements
- Good faith exception
- Legal liability of attestation, declaration, or executed project labor agreement

#### EFFECT OF AMENDMENT:

Replaces the measure with the exception of “Clarifies good faith exception to required total work hours performed by apprentices” and emergency declaration.

#### BACKGROUND:

In 2021, the Legislature enacted HB 2021 which set targets for certain utilities and electricity suppliers to provide emissions-free electricity by 2040. The bill also outlined responsible contractor labor standards, which require contractors of large-scale renewable energy generation, sequestration, or storage facility projects with a capacity rating of 10 megawatts or greater to meet specific labor standards.

House Bill 4059 A would redefine “**covered** project” as a renewable energy generation, sequestration, or storage facility with a capacity rating of two megawatts or greater, except for a community solar facility with a capacity rating **above** three megawatts. The Bill would clarify application of labor standards for renewable energy generation, sequestration, or storage facilities.