

# House Bill 3247

Sponsored by Representative DIEHL, Senator SMITH DB

## 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 **as introduced**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: Makes a power company have a new power source that meets certain standards before the company can close a power plant. (Flesch Readability Score: 60.6).

Requires an electric company to first acquire a replacement resource of reliable or dispatchable electricity prior to retiring an electric power generating facility that provides reliable or dispatchable electricity.

Requires the Public Utility Commission to seek a waiver to, or if unable to obtain a waiver, seek an injunction against, any federal regulations or requirements that impose increasing costs to the maintenance or operation of an electric power generating facility such that an electric company seeks to retire the electric power generating facility.

Takes effect on the 91st day following adjournment sine die.

## A BILL FOR AN ACT

1  
2 Relating to the supply of electricity in this state; and prescribing an effective date.

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

4 **SECTION 1. Section 2 of this 2025 Act is added to and made a part of ORS chapter 757.**

5 **SECTION 2. (1) As used in this section:**

6 (a) **"Dispatchable electricity" means electricity that is readily available and can be dis-**  
7 **patched upon request in amounts adjusted to match power demand, except for routine**  
8 **maintenance or repair.**

9 (b) **"Reliable electricity" means electricity that is generated from a resource that has a**  
10 **performance standard of 80 percent or greater, except for routine maintenance or repair, and**  
11 **is not subject to intermittent availability.**

12 (2) **The Public Utility Commission may not authorize or approve a plan by an electric**  
13 **company to retire an electric power generating facility that provides reliable or dispatchable**  
14 **electricity unless the electric company has acquired a presently available generating re-**  
15 **source that can provide reliable or dispatchable electricity in an amount that is equal to or**  
16 **greater than the amount of reliable or dispatchable electricity that is provided by the electric**  
17 **power generating facility that the electric company proposes to retire.**

18 (3) **If an electric company proposes to retire an electric power generating facility that**  
19 **provides reliable or dispatchable electricity in response to federal regulations or require-**  
20 **ments that impose increasing costs to the maintenance or operation of the electric power**  
21 **generating facility, the commission, in coordination with the State Department of Energy,**  
22 **shall seek a waiver to the federal regulations or requirements until such time that the**  
23 **electric company acquires a generating resource that can provide reliable or dispatchable**  
24 **electricity in an amount that is equal to or greater than the amount of reliable or**  
25 **dispatchable electricity that is provided by the electric power generating facility that the**  
26 **electric company proposes to retire.**

**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       **(4) If the commission or department is unable to obtain a waiver under subsection (3)**  
2 **of this section, the commission shall bring a civil action and seek an injunction or other**  
3 **appropriate relief to restrain the implementation of the federal regulations or requirements**  
4 **until such time that the electric company acquires a generating resource that can provide**  
5 **reliable or dispatchable electricity in an amount that is equal to or greater than the amount**  
6 **of reliable or dispatchable electricity that is provided by the electric power generating facility**  
7 **that the electric company proposes to retire.**

8       **SECTION 3. This 2025 Act takes effect on the 91st day after the date on which the 2025**  
9 **regular session of the Eighty-third Legislative Assembly adjourns sine die.**

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