

HB 2985-5  
(LC 2187)  
4/2/25 (MNJ/ps)

Requested by Representative HELM

**PROPOSED AMENDMENTS TO  
HOUSE BILL 2985**

1 On page 5 of the printed bill, delete lines 1 through 18 and insert:

2 **“SECTION 8.** ORS 756.610 is amended to read:

3 **“756.610. (1)(a) The Public Utility Commission shall include in every**  
4 **final order issued by the commission and in every order issued by the**  
5 **commission that determines whether to acknowledge an integrated**  
6 **resource plan or a clean energy plan developed pursuant to ORS**  
7 **469A.415 and 469A.420 (2), or determines whether to approve or ac-**  
8 **knowledge a competitive solicitation under the rules developed pursu-**  
9 **ant to ORS 469A.075 (4)(c):**

10 **“(A) Clear findings of fact that are not merely recitals of evidence**  
11 **or unsupported conclusions;**

12 **“(B) A statement of reasons that demonstrate whether all relevant**  
13 **legal standards have been met; and**

14 **“(C) A resolution of all material issues identified or a statement**  
15 **that the data or arguments submitted on the record are not relevant**  
16 **to the determination.**

17 **“(b) If the commission proposes to rely on prior orders in issuing**  
18 **an order, the prior orders must also comply with the standards set**  
19 **forth in this subsection.**

20 **“(c) This subsection does not apply to orders issued by the com-**  
21 **mission that were not contested.**

1       “(d) As used in this subsection, “the record” includes the adminis-  
2       trative record of prior commission proceedings that the order proposes  
3       to rely upon.

4       “[(1)(a)] (2) Except as provided in subsections [(2) and] (3) and (4) of this  
5       section, final orders of the [Public Utility] commission are subject to judicial  
6       review as orders under the provisions of ORS 183.480 to 183.497.

7       “[(b) Binding rulings issued under ORS 756.450 are subject to review in  
8       the Court of Appeals in the manner provided in ORS 183.480 for the review  
9       of orders in contested cases.]

10       “[(2) ORS 183.482 (3) does not apply to judicial review of an order of the  
11       Public Utility Commission. At any time after filing a petition for judicial re-  
12       view of a final order of the commission in a contested case, the petitioner may  
13       apply to the Court of Appeals for a stay of the order until the final disposition  
14       of the appeal. The court may grant a stay for cause shown. As a condition of  
15       granting a stay, the court may require a bond or other security, or impose such  
16       other conditions as the court deems appropriate. A stay may be granted only  
17       after notice to the commission and opportunity for hearing. Any bond required  
18       by the court must be executed in favor of the commission for the benefit of  
19       interested persons, and may be enforced by the commission or by any interested  
20       person.]

21       “(3) In addition to the grounds for setting aside, modifying and re-  
22       manding an order set forth in ORS 183.482 and 183.484, the reviewing  
23       court shall set aside, modify or remand an order of the commission if  
24       the court finds that the requirements under subsection (1) of this  
25       section regarding the findings, statement of reasons and resolution of  
26       issues are not met.

27       “[(3)] (4) An order of the [Public Utility] commission related to the peti-  
28       tion for a certificate of public convenience and necessity under ORS 758.015,  
29       where the petitioner also seeks approval from the Energy Facility Siting  
30       Council for the proposed transmission line, is subject to judicial review as

1 provided in ORS 758.017.”.

2

---