

SB 88-3  
(LC 1806)  
4/30/25 (CPA/ps)

Requested by Senator JAMA

**PROPOSED AMENDMENTS TO  
SENATE BILL 88**

On page 1 of the printed bill, line 2, delete “; and declaring an emergency”.

Delete lines 4 through 22 and delete pages 2 through 4 and insert:

**“SECTION 1. As used in sections 1 to 5 of this 2025 Act:**

**“(1) ‘Business unit’ means a division, department, unit or organized employee group of an electric or gas company.**

**“(2) ‘Compensation’ means wages, benefits, salary, bonus and any other consideration of value.**

**“(3) ‘Electric or gas company’ means an entity that is a public utility under ORS 757.005 that is engaged in the business of distributing electricity or gas to retail customers in this state.**

**“(4) ‘Lobbying’ means an action taken for the purpose of influencing:**

**“(a) Public opinion;**

**“(b) The decisions of public officials;**

**“(c) The election or appointment of public officials; or**

**“(d) The approval, rejection, repeal, revocation or modification of an initiative, a referendum, a law, legislation, a regulation, an ordinance or a franchise agreement.**

**“SECTION 2. (1) There is a presumption that charges by an electric or gas company are unjust and unreasonable if the charges are to re-**

1 cover costs and expenses incurred by the electric or gas company and  
2 the costs and expenses are or are associated with the following:

3 “(a) Membership fees, dues, sponsorships or contributions to a trade  
4 association if the trade association uses any portion of the member-  
5 ship fees, dues, sponsorships or contributions to advertise or support  
6 a political influence activity;

7 “(b) Charitable giving, including contributions to an organization  
8 that is exempt from federal income taxes under section 501(c)(3) or (4)  
9 of the Internal Revenue Code;

10 “(c) Lobbying;

11 “(d) Compensation to a person for lobbying to influence a decision  
12 by a federal, state or local government official;

13 “(e) Contributions to a political candidate, political party, campaign  
14 committee, issue committee or independent expenditure committee;

15 “(f) Litigation over existing or proposed federal, state or local leg-  
16 islation, regulations or ordinances;

17 “(g) Any product or service not regulated by the Public Utility  
18 Commission, including costs or expenses for marketing, adminis-  
19 tration or customer service or other costs or expenses associated with  
20 the product or service not regulated by the commission;

21 “(h) A penalty or fine, including any penalty or fine associated with  
22 taxes, issued against the electric or gas company;

23 “(i) Travel, lodging, entertainment or food and beverage for a  
24 member of the board of directors or an officer of the electric or gas  
25 company or any affiliate unit of the electric or gas company;

26 “(j) An aircraft owned, leased or chartered for a member of the  
27 board of directors or an officer of the electric or gas company or any  
28 affiliate unit of the electric or gas company;

29 “(k) Investor relations;

30 “(L) Compensation above 50 percent of the annual total compen-

1 sation or expense reimbursement for a member of the board of direc-  
2 tors of the electric or gas company;

3 “(m) Preparing a report required under section 4 of this 2025 Act;  
4 or

5 “(n) Any category of items or activities that the Public Utility  
6 Commission determines is not necessary for an electric or gas com-  
7 pany to furnish adequate and safe service.

8 “(2) An electric or gas company may not request to recover from  
9 ratepayers a cost or expense that is a cost or expense described under  
10 subsection (1) of this section, if the Public Utility Commission has  
11 denied within the previous five years a request by the electric or gas  
12 company to recover from ratepayers a substantially similar cost or  
13 expense.

14 **“SECTION 3.** The Public Utility Commission may limit the amount  
15 that an electric or gas company may recover from ratepayers for costs  
16 and expenses incurred by an electric or gas company in preparing for,  
17 attending, participating in or appealing a contested proceeding con-  
18 ducted before the commission. In establishing limits, the commission  
19 may:

20 “(1) Require an electric or gas company to submit an accounting  
21 of the costs and expenses incurred by an electric or gas company;

22 “(2) Establish a maximum percentage on the amount of costs and  
23 expenses incurred by an electric or gas company that an electric or  
24 gas company may recover from ratepayers; or

25 “(3) Limit the amount that an electric or gas company may recover  
26 from ratepayers for costs and expenses for attorneys, consultants and  
27 third-party experts.

28 **“SECTION 4.** (1) When an electric or gas company files a general  
29 rate case with the Public Utility Commission, the electric or gas  
30 company shall file with the commission a report that identifies the

1 costs and expenses described in sections 2 and 3 of this 2025 Act that  
2 the electric or gas company incurred during the two-year period end-  
3 ing on the filing date of the general rate case.

4 “(2) The report filed under this section must include an itemized list  
5 that identifies:

6 “(a) Each payment to each vendor, trade association, organization  
7 or person made by the electric or gas company for an item or activity  
8 described in section 2 or 3 of this 2025 Act, and for each itemized item  
9 or activity the report must include:

10 “(A) The billing amount;

11 “(B) The billing date;

12 “(C) The payee;

13 “(D) An explanation of the purpose of the item or activity; and

14 “(E) The amount allocated to those items or activities that are  
15 carried out in or related to this state;

16 “(b) The compensation paid to each employee of the electric or gas  
17 company to carry out an item or activity described in section 2 or 3  
18 of this 2025 Act, and for each employee the report must include:

19 “(A) The employee’s job title;

20 “(B) The employee’s job description and responsibilities;

21 “(C) The total number of hours the employee worked to carried out  
22 an item or activity described in section 2 or 3 of this 2025 Act;

23 “(D) The total amount of the employee’s annual compensation;

24 “(E) The percentage amount of the employee’s annual compen-  
25 sation for work to carry out an item or activity described in section 2  
26 or 3 of this 2025 Act;

27 “(F) The percentage amount of the employee’s annual compensation  
28 that is recoverable from ratepayers; and

29 “(G) All uniform system of account codes for which compensation  
30 for the employee is recorded;

1       “(c) Each business unit that carries out an item or activity de-  
2       scribed in section 2 or 3 of this 2025 Act, and for each business unit  
3       the report must include the total number of employees who work in  
4       the business unit; and

5       “(d) Any other information required by the Public Utility Commis-  
6       sion.

7       “SECTION 5. An electric or gas company that fails to comply with  
8       sections 2 to 4 of this 2025 Act, or fails to comply with an order, rule  
9       or regulation of the Public Utility Commission made to carry out  
10      sections 2 to 4 of this 2025 Act, shall be subject to a civil penalty under  
11      ORS 756.990.”.

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