

Requested by Senator SMITH DB

**PROPOSED AMENDMENTS TO  
A-ENGROSSED HOUSE BILL 3546**

On page 1 of the printed A-engrossed bill, delete lines 17 through 19 and insert:

“(d) ‘Large energy use facility’ means a facility with a contracted demand of 20 megawatts or more and that is not engaged in providing one or more of the following categories of service described in the 2022 North American Industry Classification System:

“(A) Aerospace product and parts manufacturing, code 3364.

“(B) Basic chemical manufacturing, code 3251.

“(C) Cement and concrete product manufacturing, code 3273.

“(D) Converted paper product manufacturing, code 3222.

“(E) Foundries, code 3315.

“(F) Fruit and vegetable preserving and specialty food manufacturing, code 3114.

“(G) Glass and glass product manufacturing, code 3272.

“(H) Iron and steel mills and ferroalloy manufacturing, code 3311.

“(I) Lime and gypsum product manufacturing, code 3274.

“(J) Miscellaneous durable goods merchant wholesalers, code 4239.

“(K) Motor vehicle manufacturing, code 3361.

“(L) Nonferrous metal (except aluminum) production and processing, code 3314.

“(M) Nonmetallic mineral mining and quarrying, code 2123.

1 “(N) Other nonmetallic mineral product manufacturing, code 3279.

2 “(O) Other wood product manufacturing, code 3219.

3 “(P) Plastics product manufacturing, code 3261.

4 “(Q) Pulp, paper, and paperboard mills, code 3221.

5 “(R) Resin, synthetic rubber, and artificial and synthetic fibers and fila-  
6 ments manufacturing, code 3252.

7 “(S) Railroad rolling stock manufacturing, code 3365.

8 “(T) Sawmills and wood preservation, code 3211.

9 “(U) Semiconductor and other electronic component manufacturing, code  
10 3344.

11 “(V) Ship and boat building, code 3366.

12 “(W) Veneer, plywood, and engineered wood product manufacturing, code  
13 3212.”.

14 On page 3, delete lines 3 through 7 and insert:

15 “(iv) Obligate the retail electricity consumer to pay a minimum percent-  
16 age of fixed, demand-based charges, as determined by the commission, based  
17 on the retail electricity consumer’s contracted demand for the electricity  
18 services the electric company is contracted to provide;

19 “(v) Entitle the retail electricity consumer to retain the contracted de-  
20 mand and provide that the electric company may not unilaterally change the  
21 contracted demand, provided the retail electricity consumer is current on the  
22 retail electricity consumer’s financial obligations under the contract; and

23 “(vi) Meet any other conditions the commission may require in the public  
24 interest; and

25 “(B) May include a charge for excess demand for the electricity services  
26 the electric company is contracted to provide that is in addition to the tariff  
27 schedule.”.

28 In line 20, delete “that is otherwise allowed under the rules,”.

29 In line 21, delete “regulations or orders of” and insert “as approved by”.

30 Delete lines 23 through 39 and insert:

1       **“SECTION 6.** (1) Section 5 of this 2025 Act applies to a retail elec-  
2 tricity consumer that is a large energy use facility that enters into a  
3 contract for new or expanded electricity service with an electric com-  
4 pany on or after the effective date of this 2025 Act.

5       **“(2)** Section 2 of this 2025 Act applies to a retail electricity consumer  
6 that is a large energy use facility that requests and agrees to receive  
7 electricity service under ORS 757.230 on or after the effective date of  
8 this 2025 Act if the Public Utility Commission has approved for the  
9 electric company providing the electricity service a tariff schedule for  
10 a classification of service provided for under section 2 of this 2025 Act.

11       **“SECTION 7.** (1) No later than September 1 of each even-numbered  
12 year, the Public Utility Commission shall submit a report in the  
13 manner provided by ORS 192.245, and may include recommendations  
14 for legislation, to the interim committees of the Legislative Assembly  
15 related to energy.

16       **“(2)** The report must:

17       **“(a)** Review trends in load requirements and other implications  
18 from retail electricity consumers that are large energy use facilities,  
19 as defined in section 2 of this 2025 Act, and other retail electricity  
20 consumers that use large amounts of electricity;

21       **“(b)** Provide a summary of economic development factors and cap-  
22 ital investment trends associated with retail electricity consumers that  
23 use large amounts of electricity, including retail electricity consumers  
24 in the service and manufacturing sectors; and

25       **“(c)** Assess whether and how different types of retail electricity  
26 consumers that use large amounts of electricity contribute to inno-  
27 vation, workforce development and infrastructure optimization in this  
28 state.

29       **“(3)** In providing the report, the commission must protect proprie-  
30 tary information as provided for under rules or orders of the com-

1 **mission.”.**

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