

## HOUSE AMENDMENTS TO HOUSE BILL 2941

By COMMITTEE ON ENERGY AND ENVIRONMENT

April 23

1 On page 1 of the printed bill, line 2, after the semicolon insert “creating new provisions;  
2 amending ORS 757.603;”.

3 Delete lines 4 through 27 and delete pages 2 through 5 and insert:

4 “**SECTION 1.** ORS 757.603 is amended to read:

5 “757.603. (1)(a) Except as provided in this subsection, [*on and after March 1, 2002,*] an electric  
6 company shall provide all retail electricity consumers that are connected to the electric company’s  
7 distribution system with a regulated, cost-of-service rate option.

8 “(b) The Public Utility Commission by order may waive the requirement of paragraph (a) of this  
9 subsection for any retail electricity consumer other than residential electricity consumers and small  
10 commercial electricity consumers. [*A waiver under this paragraph may not take effect before July 1,*  
11 *2003.*] Before ordering a waiver under this paragraph, the commission shall conduct such studies as  
12 the commission deems necessary and provide notice and opportunity for public comment and  
13 hearings. The commission may order a waiver under this paragraph if the commission finds, based  
14 on an evidentiary record developed through public comment and hearings, that a market exists in  
15 which retail electricity consumers subject to the waiver are able to:

16 “(A) Purchase supplies of electricity adequate to meet the needs of the retail electricity con-  
17 sumers;

18 “(B) Obtain multiple offers for electricity supplies within a reasonable period of time;

19 “(C) Obtain reliable supplies of electricity; and

20 “(D) Purchase electricity at prices that are not unduly volatile and that are just and reasonable.

21 “(2) [*Not later than March 1, 2002,*] Each electric company shall provide each residential elec-  
22 tricity consumer that is connected to its distribution system a portfolio of rate options. The port-  
23 folio shall include at least the following options:

24 “(a) A rate that reflects significant new renewable energy resources; [*and*]

25 “(b) A market-based rate[.]; **and**

26 “**(c) If the commission finds, through public comment and hearing or through market**  
27 **research conducted by the electric company, that demand is sufficient to justify the rate, a**  
28 **rate option for electricity associated with a specific renewable energy resource, including**  
29 **solar photovoltaic energy.**

30 “(3)(a) The commission shall regulate the cost-of-service rate option under subsection (1) of this  
31 section and the portfolio of rate options under subsection (2) of this section. The commission shall  
32 reasonably ensure that the costs and risks of serving each option are reflected in the rates for each  
33 option.

34 “(b) The commission may prohibit or otherwise limit the use of a cost-of-service rate by retail  
35 electricity consumers who have been served through direct access, and may limit switching among

1 portfolio options and the cost-of-service rate by residential electricity consumers.

2 **“SECTION 2. (1) The Public Utility Commission shall evaluate programs identified by the**  
3 **commission that incentivize the development and use of solar photovoltaic energy systems**  
4 **and shall submit a report to the Legislative Assembly, that:**

5 **“(a) Recommends the most effective, efficient and equitable approach to incentivizing the**  
6 **development and use of solar photovoltaic energy systems in this state; and**

7 **“(b) For each program, makes a recommendation on whether the program should be**  
8 **discontinued, modified or extended or should remain unchanged.**

9 **“(2) In developing recommendations under subsection (1) of this section, the commission**  
10 **shall consider:**

11 **“(a) The resource value of solar energy;**

12 **“(b) How to minimize confusion and transaction costs for persons who participate in**  
13 **programs that incentivize the development and use of solar photovoltaic energy systems;**

14 **“(c) The costs borne by persons who do not participate in programs that incentivize the**  
15 **development and use of solar photovoltaic energy systems;**

16 **“(d) The commission’s study of the effectiveness of programs that incentivize the devel-**  
17 **opment and use of solar photovoltaic energy systems prepared pursuant to section 4, chapter**  
18 **244, Oregon Laws 2013; and**

19 **“(e) Any other factors deemed relevant by the commission.**

20 **“(3) The commission shall consult with the State Department of Energy in conducting**  
21 **the study and making the report required by subsection (1) of this section.**

22 **“(4) The commission shall submit the report required by subsection (1) of this section,**  
23 **including any recommendations for legislation, to the interim committees of the Legislative**  
24 **Assembly related to energy on or before September 15, 2016.**

25 **“SECTION 3. This 2015 Act being necessary for the immediate preservation of the public**  
26 **peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect**  
27 **on its passage.”.**

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