

D R A F T

SUMMARY

Directs PacifiCorp to suspend collection of two nonbypassable surcharges imposed on PacifiCorp's customers for purpose of removing J.C. Boyle Dam, Copco 1 Dam, Copco 2 Dam and Iron Gate Dam until certain federal law is enacted.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to the suspension of surcharges imposed for the purpose of removing
3 dams; and declaring an emergency.

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

5 **SECTION 1. (1) Notwithstanding ORS 757.736:**

6 **(a) Within 30 days of the effective date of this 2016 Act, PacifiCorp**
7 **shall file a tariff schedule with the Public Utility Commission neces-**
8 **sary to suspend collection of the two nonbypassable surcharges im-**
9 **posed on PacifiCorp's customers for the purpose of paying the costs**
10 **of removing Klamath River dams; and**

11 **(b) The commission shall approve the tariff schedule within 30 days**
12 **of the filing of the tariff schedule.**

13 **(2) PacifiCorp may not include in any tariff schedule filed with the**
14 **commission the collection of the two nonbypassable surcharges im-**
15 **posed on PacifiCorp's customers for the purpose of paying the costs**
16 **of removing Klamath River dams until the commission issues an order**
17 **in which the commission finds that:**

18 **(a) A federal law has been enacted that directs, authorizes or ap-**
19 **proves the removal of the J.C. Boyle Dam, the Copco 1 Dam, the Copco**

1 **2 Dam and the Iron Gate Dam; and**

2 **(b) Any condition in the federal law that must occur before the re-**
3 **moval of those dams has occurred.**

4 **(3) For purposes of making a finding described in subsection (2) of**
5 **this section, the commission:**

6 **(a) May initiate the process by which the commission makes the**
7 **finding upon the commission's own motion; or**

8 **(b) Shall initiate the process by which the commission makes the**
9 **finding upon receipt of a request from PacifiCorp, in a form and**
10 **manner prescribed by the commission, to initiate the process.**

11 **SECTION 2. This 2016 Act being necessary for the immediate pres-**
12 **ervation of the public peace, health and safety, an emergency is de-**
13 **clared to exist, and this 2016 Act takes effect on its passage.**

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