



Biomass Producer or Collector Tax Credit
Rule Advisory Committee
Meeting Minutes

Oregon Department of Energy
625 Marion Street NE
Salem, Oregon 97301-3737
January 13, 2010

Introductions, rule adoption process, meeting process, and timeline

- Notice of the meeting was made by press release to newspapers throughout the state and mailed/e-mailed to individuals on the rule advisory committee and interested parties mailing list.
- The Oregon Department of Energy (ODOE) provided an overview of the meeting agenda and the objectives for the meeting.

Agenda as follows:

- Introductions
- Discuss proposed rules.
- Determine next steps

Present: Matt Krumenauer, John Pine, Jack LeRoy, Mark Stanley, Thad Roth, Michelle Slater, Bernie Faber, Kathy Hadley, Micheal Bull, Rolf Anderson, Marcus Kauffman, Gavin Carpenter, Levi Chamberlain, Adam Morrison, Stephen Lawn, Linc Cannon, Stephanie Page, Rupesh Sangiri, Ryan Wolfenbager, Leah WolfenBager, Tomas Endicott, Alex Schay, Monica Jelden, Irina MacEwan, Lois Huffman, Christian Fogg-Johnson, Diane Henkels.

Review of Meeting Minutes

- The committee reviewed the draft meeting minutes
- The committee suggested revisions and the revisions were incorporated
- The committee unanimously approved the meeting minutes as amended

Discussion on Draft Rules

- ODOE posted a draft of the proposed rules on the department website prior to the meeting.
- The committee discussed the definition of agricultural producer and biomass collector. The committee suggested that the eligibility requirements be clarified by adding “directly or indirectly” when describing what the agricultural producer or biomass collector must do to be eligible for the credit.
- The committee discussed various scenarios that depict the potential change of custody and title that may occur in biomass transactions.
- The committee discussed the application requirements. Committee members provided feedback on the application process and how the various sectors would be impacted.
- The committee discussed the application fee, review costs, and audits.
- Oregon Department of Revenue described how rules for the transfer of this tax credit will be developed and the requirements for the transfer.

- Certification process, requirements, and direction ODOE is proposing was agreed to as drafted, with the refinements as suggested by committee members. Committee members suggested that a final review of the draft rules would be preferred.
- ODOE presented a concept to set a minimum discount value that is consistent with the discount rate used with the Business Energy Tax Credit Program. Committee members suggested that the department not use this rate and instead set a minimum discount value that acts more as a floor than a rate. Committee members and stakeholders present provided feedback and input to ODOE.

Other items:

Meeting adjourned.

Respectfully submitted by:

Matt Krumenauer
Senior Policy Analyst
Oregon Department of Energy