



Oregon

Kate Brown, Governor



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To: Oregon Energy Facility Siting Council

From: Maxwell Woods, Senior Policy Advisor

Date: May 3, 2019

Re: Agenda Item C – Hearing Officer Appointment for proposed Boardman to Hemingway Transmission Line (Action Item)

On September 28, 2018, the Oregon Department of Energy received a complete application for site certificate for the Boardman to Hemingway Transmission Line from the applicant, Idaho Power Company. The Department requests that the Council appoint a hearing officer to conduct the public hearing for the draft proposed order (DPO) on the ASC and to conduct the contested case proceeding on the proposed order. The public hearings on the DPO will be held in June, 2019, following release of the DPO. A contested case proceeding is a required process step by Council's rules for all new site certificate applications, and will proceed following release of the Department's proposed order.

The Council is required to appoint a hearing officer to conduct a contested case proceeding on behalf of the Council pursuant to OAR 345-015-0023. The Council can allow the hearing officer to conduct the DPO hearing per OAR 345-015-0220, and the Department recommends Council do so.

Hearing Officer Experience and Qualifications

The Department recommends Council appoint Ms. Alison Greene Webster as its hearing officer for the Boardman to Hemingway Transmission Line proceedings. Ms. Greene Webster is a Senior Administrative Law Judge with the Oregon Office of Administrative Hearings. In that capacity, she has presided over numerous contested case hearings for a variety of state agencies, boards, and commissions, including the Oregon Department of Environmental Quality, Oregon Department of Transportation, Oregon Health Authority, and Oregon Department of Human Services. Ms. Greene Webster is also a trainer and peer reviewer for other administrative law judges. Ms. Greene Webster received her J.D. from Loyola Law School in Los Angeles. Ms. Greene Webster was previously appointed by Council to serve as its hearing officer for the Boardman Solar Energy Facility proceedings in 2017/2018.

Staff Recommendation

Based upon her experience and qualifications, the Department recommends that the Council appoint Alison Greene Webster as the hearing officer for the proposed Boardman to Hemingway Transmission Line.