



Oregon

Tina Kotek, Governor



March 27, 2026

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RE: Oregon Department of Energy's Determination on Amendment Determination Request (ADR) 004 for the Boardman to Hemingway Transmission Line

Dear Mr. Stippel,

On December 12, 2025, the Oregon Department of Energy (ODOE or the Department) received an Amendment Determination Request (ADR) from Idaho Power Company (IPC, certificate holder) regarding the Boardman to Hemingway Transmission Line Site Certificate. Pursuant to OAR 345-027-0357, the ADR requests that the Department evaluate whether a proposed 0.96 acre micro-siting corridor expansion in Union County would require a site certificate amendment.¹

The Department reviewed the ADR and determined that it adequately addresses the information requirements under OAR 345-027-0357(3) and agrees that the circumstances described do not require a site certificate amendment (see Staff's Analysis in Attachment 1).

OAR 345-027-0357(5) states that, at the request of a member of the Energy Facility Siting Council (EFSC or Council), the Department's determination must be referred to the Council for concurrence, modification or rejection. In compliance with this rule, the Department will provide its determination to EFSC, informing Council members of their ability to review the Department's determination. Should a Council member request to review the determination, Council would likely conduct that review at its April 17, 2026 meeting. If you have any questions, please do not hesitate to contact me by phone or email as provided below.

Sincerely,

Sarah Esterson, Senior Policy Advisor
Oregon Department of Energy
P: (503) 559-9218 E: sarah.esterson@energy.oregon.gov

CC (via e-mail): Todd Cornett, Oregon Department of Energy
Patrick Rowe, Oregon Department of Justice
Wally Adams, Haley-Aldrich Inc.

¹ The ADR originally sought approval for a 1.22 acre micro-siting corridor expansion. On March 23, 2026, the certificate holder withdrew a portion of its prior request, reducing the proposed micro-siting expansion area to 0.96 acre.

Attachment 1: Staff Evaluation and Determination

BACKGROUND AND DESCRIPTION OF PROPOSED CHANGE

Boardman to Hemingway Transmission Line (facility) is an approved 500 kilovolt (kV) transmission line extending through five counties in Oregon (Morrow, Umatilla, Malheur, Baker and Union). The facility is currently under construction. The facility is governed by the Second Amended Site Certificate, issued by the Energy Facility Siting Council (EFSC or Council) on August 23, 2024.

On December 12, 2025, the Oregon Department of Energy (Department) received an Amendment Determination Request (ADR), pursuant to OAR 345-027-0357(3), from Idaho Power Company (certificate holder) for changes to routing and turning radii segments of previously approved access and spur roads, referred to as UN-461 and UN-642, necessary to support access to two transmission structures (structure numbers 117/4 and 117/5) in Union County.²

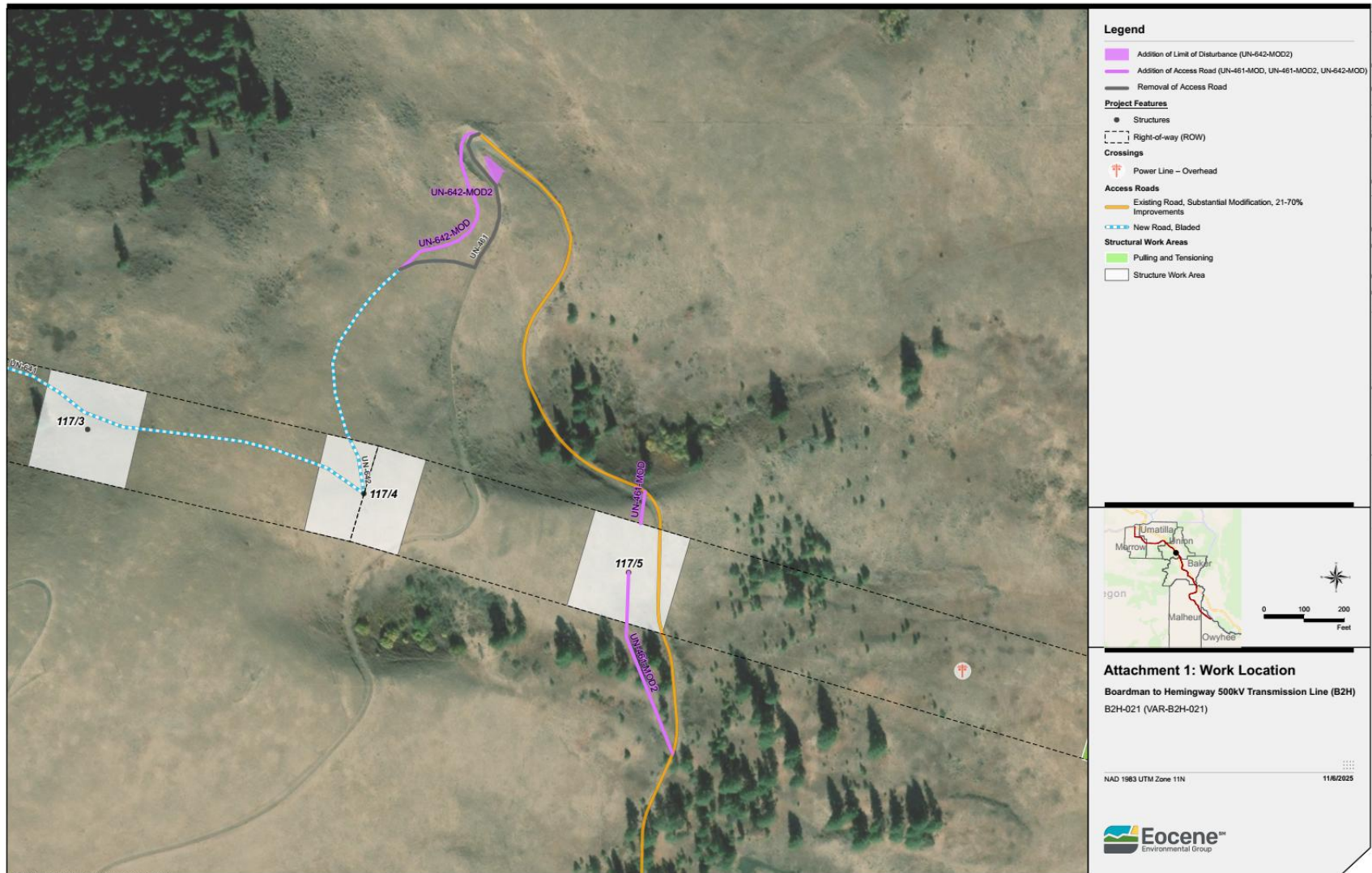
- The segments of access roads UN-461 and UN-642 that are proposed to be replaced are presented in Figure 1 below. The certificate holder proposes to remove approximately 390 feet of UN-461 and 200-feet of UN-642 from facility design to allow for use of safer alternatives.
 - Alternate routing is proposed for UN-642, where the certificate holder seeks approval to construct a new access road segment (UN-642-MOD) (500 feet, new bladed road) and a wider turn radius workspace in areas where slopes are greater than 30% (UN-642-MOD2) (see Figure 1 below).
 - Alternate routing is proposed for UN-641, referred as UN-461-MOD (80 feet, new bladed road) and UN-A 461-MOD2 (475 feet, new bladed road) (See Figure 1 below).

The location of the approved (to be removed from facility design) and proposed new, alternative road segments and work area are presented in Figure 1 below. Findings of fact related to the location and underlying resources are presented below:

- General Standard of Review: These proposed changes are within the approved site boundary, on private land of two landowners (Dale and Charlene Counsell).
- Land Use: The proposed changes are located on land zoned for Agricultural Use in Union County, on land not currently used for agricultural production (see Figure 1 below).
- Cultural, Historic and Archeological Resources: The proposed changes are located within the area previously surveyed for cultural and archaeological resources (See ADR Figure 4), as concurred with by BLM in the Variance Approval dated Dec 11, 2025.
- Fish and Wildlife Habitat: The proposed changes are within area previously surveyed via literature review and/or field survey. The area is within mapped big game winter range. No special status species were observed during surveys conducted in this area, as concurred with by BLM in the Variance Approval dated Dec 11, 2025.
- Threatened and Endangered Species: The proposed changes are within area previously surveyed via literature review and/or field survey. No threatened or endangered species were observed during surveys conducted in this area, as concurred with by BLM in the Variance Approval dated Dec 11, 2025.
- Wetlands and Waters of the State: There are no aquatic features on or near the proposed changes, as concurred with by BLM in the Variance Approval dated Dec 11, 2025.

² The ADR included a proposed change to a road segment, UN-536-MOD. On March 23, 2026, the certificate holder withdrew the request for review and approval of this road segment modification and therefore is not included in this analysis.

Figure 1: Location of UN-461, UN-642, UN-642-MOD, UN-642-MOD2 and UN-461-MOD



SCOPE OF REVIEW

Under OAR 345-027-0357, a certificate holder may submit an ADR to the Department for a determination of whether a proposed change requires an amendment to a site certificate under OAR 345-027-0350.

Per OAR 345-027-0350, an amendment to a site certificate is required to:

(1) Transfer ownership of the facility or the certificate holder as described in OAR 345-027-0400;

(2) Apply later-adopted laws as described in OAR 345-027-0390;

(3) Extend the construction beginning or completion deadline as described in OAR 345-027-0385;

(4) Design, construct, or operate a facility in a manner different from the description in the site certificate, if the proposed change:

(a) Could result in a significant adverse impact that the Council has not addressed in an earlier order and the impact affects a resource or interest protected by an applicable law or Council standard;

(b) Could impair the certificate holder's ability to comply with a site certificate condition; or

(c) Could require a new condition or a change to a condition in the site certificate.

Subsection (4) is applicable and evaluated below. Subsections (1) through (3) are not applicable. Additionally, the Second Amended Site Certificate includes two conditions that require road and micrositing corridor changes to be reviewed through the ADR process. These conditions include General Standard of Review Condition 12 (GEN-GS-07) and Public Services Condition 2 (PRE-PS-02), as presented below:

General Standard of Review Condition 12 (GEN-GS-07): The certificate holder may submit Amendment Determination Requests to the Department for changes outside of the micrositing areas pursuant to OAR 345-027-0357. For these types of changes, certificate holder shall provide evidence of private landowner consent of changes on their property.

Public Services Condition 2 (PRE-PS-02):

a...

b...

i...

ii...

1. If, at final facility design, substantial modification of existing roads not identified as related or supporting facilities in Attachment B-5 (maps) of the Final Order on RFA2 is necessary, the certificate holder must submit an Amendment Determination Request (OAR 345-027-0357), or submit a site certificate amendment request to the Department, prior to the modification to determine whether the road modifications are related or supporting facilities. Substantial modification of existing roads shall be as defined in Attachment B-5, which includes repairs to more than 20 percent of road surface, defined by the road prism width and longitudinal distance over a defined road segment.

An evaluation of whether the changes proposed in the ADR impacts the certificate holder's ability to comply with these conditions is evaluated in Table 1 below.

EVALUATION

OAR 345-027-0350(4): The proposed changes would not result in a significant impact not previously addressed; nor impact the certificate holder's ability to comply with a site certificate condition; nor require a new condition or change to an existing condition.

The proposed changes, UN-642-MOD, UN-642-MOD2 and UN-461-MOD, are within the approved site boundary and therefore were previously evaluated on the record of the proceedings associated with the Site Certificate, including during the siting process and preconstruction compliance. These areas have been previously surveyed for wetlands, waters of the state, cultural resources, biological resources and weeds.

The Department's evaluation of OAR 345-027-0350(4) is presented in Table 1 below, based on a review of each applicable Council standard, site certificate condition, and review of the location and underlying resources, environmental, and site conditions as established based on prior surveys and evaluation on the record.

TABLE 1: Department Review of OAR 345-027-0350(4)

Standard	Certificate Holder's Evaluation	Related Site Certificate Conditions	ODOE Evaluation
<p>OAR 345-022-0000 General Standard of Review</p>	<p>The EFSC previously found that the facility complies with the General Standard of Review. The proposed changes do not affect this finding and comply with the related Site Certificate Conditions. The proposed changes to the existing Facility increase construction disturbance by 2.08 acres and increases the micrositing corridor by 0.96 acre. The Site Boundary would remain unchanged. Coordination and consent of the proposed change occurred with the landowner in November 2025 and again in March, at the request of the Department. These proposed changes have been coordinated with the landowners through QISG's Lands Liaison. The landowner is aware of and approves of these changes which are permissible through IPC's easement.</p> <p>The facility will continue to be designed, constructed, operated, and decommissioned in accordance with the Site Certificate and in compliance with Oregon Revised Statutes Chapter 469, applicable EFSC rules, and all relevant state and local laws, rules, and ordinances. The proposed changes do not alter the Certificate Holder's ability to comply with the Site Certificate conditions.</p>	<p>GEN-GS-01: Commencement and completion of construction GEN-GS-02: Pre-construction requirements GEN-GS-03: Compliance during all phases GEN-GS-04: Notification of environmental impacts GEN-GS-05: Notification of new owners GEN-GS-06: Approved transmission line corridors GEN-GS-07: Evidence of landowner consent CON-GS-01: Semiannual construction progress report CON-GS-02: Construction rights OPR-GS-01: Annual reporting OPR-GS-02: Site legal description OPR-GS-03: Vegetation restoration</p>	<p>GEN-GS-07 requires that evidence of landowner consent be provided for changes outside of the micrositing corridor. Certificate holder states that "coordination and consent of the proposed change occurred with the landowner in November 2025...The landowner is aware of and approved of these changes which are permissible through IPC's easement." On March 27, 2026, certificate holder provided evidence of landowner concurrence of the changes through electronic correspondence.</p> <p>The proposed access road and work area changes will be located on Dale and Charlene Counsell's property. IPC provided copies of appurtenant easements demonstrating that these type of changes are allowable, upon amendment of the easement. Under CON-GS-02, certificate holder is required to provide evidence of construction rights (i.e. easement) prior to conducting work on any portion of the site associated with the planned activity. This condition must be satisfied prior to conducting work associated with the ADR changes.</p>
<p>OAR 345-022-0010 Organizational Expertise</p>	<p>Changes to UN-461 and UN-642 were identified as necessary during a field review conducted by construction contractors responsible for access road development in this portion of the site. The existing route between Structures 117/4 and 117/5 is constrained by steep slopes and tight turns, creating safety and maneuverability challenges for heavy equipment. The proposed change addresses these issues by improving access and providing additional workspace to ensure safe foundation installation and steel assembly on difficult terrain.</p> <p>The proposed changes are practical adjustments based on on-site conditions and construction expertise, and do not alter the Certificate Holder's ability to comply with the conditions of the Site Certificate.</p>	<p>GEN-OE-01: Notification of contractors GEN-OE-02: Responsibility of non-compliance GEN-OE-03: Report of Site Certificate violations PRE-OE-01: Notification of construction managers PRE-OE-02: Construction contractor compliance PRE-OE-03: Proof of third-party permits OPR-OE-01: Proof of inspection</p>	<p>The Department concurs with the certificate holder's evaluation. These changes do not affect the certificate holder's ability to comply with site certificate conditions, or their ability to design, construct and operate the facility in a manner that protects public health and safety.</p> <p>The Department considers identification of routing alternatives that provide better and safer access to work/structure areas to demonstrate compliance with the Organizational Expertise standard. The proposed changes would not result in a significant impact not previously addressed; nor impact the certificate holder's ability to comply with a site certificate condition; nor require a new condition or change to an existing condition under this standard.</p>
<p>OAR 345-022-0020 Structural Standard</p>	<p>The Certificate Holder has complied with all preconstruction Site Certificate conditions related to the Structural Standard, including those addressing human safety and geologic observations.</p> <p>In the vicinity of changes to UN-461 and UN-642, geotechnical investigations indicate a moderate landslide risk due to shallow landslide deposits within the area, however both proposed changes</p>	<p>GEN-SS-01: Compliance with building codes GEN-SS-02: Construct to prioritize human safety GEN-SS-03: Notification of foundation differences GEN-SS-04: Notification of geological observations PRE-SS-01: Pre-construction geological reports</p>	<p>The Department concurs with the certificate holder's analysis. The proposed changes would not result in a significant impact not previously addressed; nor impact the certificate holder's ability to comply with a site certificate condition; nor require a new condition or change to an existing condition under this standard.</p>

TABLE 1: Department Review of OAR 345-027-0350(4)

Standard	Certificate Holder's Evaluation	Related Site Certificate Conditions	ODOE Evaluation
	<p>avoid the mapped deposit areas (Shannon & Wilson, 2025). It was noted that the slopes did not show signs of instability, but designs should consider the potential for landslide risks. Furthermore, DOGAMI assessed the area as having a moderate to high level of landslide susceptibility with the SLIDO 4-5 dataset. Construction of new roads would avoid cuts greater than 5 feet of material in landslide prone areas, follow incorporated erosion control and drainage practices to divert water runoff and minimize water infiltration, and regular inspections of slope instability or erosion issues (Marron, 2024).</p> <p>The Certificate Holder would continue to design and construct road prisms in accordance with geotechnical recommendations to avoid risks to human safety and the environment. The proposed changes do not alter the Certificate Holder's ability to comply with Site Certificate conditions, nor does it affect the basis for the EFSC's previous findings that the Structural Standard is satisfied.</p>		
<p>OAR 345-022-0022 Soil Protection</p>	<p>Changes to UN-461 and UN-642 would result in a net increase of approximately 2.08 acres of ground disturbance within the previously approved Facility Site Boundary. Cuts greater than 5 feet of material would be avoided in landslide prone areas, follow incorporated erosion control and drainage practices to divert water runoff and minimize water infiltration, and regular inspections of slope instability or erosion issues would be conducted (Marron, 2024).</p> <p>Topsoil within the work areas would be preserved and reused during site restoration. All ground-disturbing activities will comply with the approved Erosion and Sediment Control Plan (ESCP), Hazardous Waste Management and Spill Response Plan (HWMSRP), and Spill Prevention Control and Countermeasures Plan (SPCC). No blasting will be required for this work.</p> <p>The proposed change does not alter the Certificate Holder's ability to comply with Site Certificate conditions, nor does it affect the basis for the EFSC's previous findings that the Soil Protection Standard is satisfied.</p>	<p>GEN-SP-01: General Construction Permit and ESCP submission and compliance GEN-SP-02: HWMSRP submission and compliance GEN-SP-03: SPCC Plan submission and compliance GEN-SP-04: Blasting Plan finalization OPR-SP-01: Soil erosion impacts inspections</p>	<p>The Department concurs with the certificate holder's analysis. The proposed changes would not result in a significant impact not previously addressed; nor impact the certificate holder's ability to comply with a site certificate condition; nor require a new condition or change to an existing condition under this standard.</p>
<p>OAR 345-022-0030 Land Use</p>	<p>The proposed changes would not result in significant land use impacts not previously evaluated by the EFSC. Table 1 shows the net changes in permanent and temporary disturbance associated with the</p>	<p>GEN-LU-05: Union County permitting GEN-LU-06: Union County setback distances GEN-LU-10: City of North Powder setback distances GEN-LU-11: Agricultural Mitigation Plan</p>	<p>The proposed changes are located on land zoned for Agricultural Use in Union County, on land not currently used for agricultural production (see Figures 1 and 2 above). Given that the underlying land does not contain new or differing agricultural</p>

TABLE 1: Department Review of OAR 345-027-0350(4)

Standard	Certificate Holder's Evaluation	Related Site Certificate Conditions	ODOE Evaluation
	<p>additions of roads and workspaces, offset by retirement of portions of road that would no longer be needed. The proposed changes result in a net increase of 2.08 acres of disturbance associated with construction and use of access roads and workspaces. All work would occur within the Facility Site Boundary.</p> <p>The proposed changes are located on private land zoned Exclusive Farm Use (EFU, A-1) under Union County's zoning ordinance. Utility facilities necessary for public service, including associated access roads, are allowed as conditional uses in the EFU zone pursuant to ORS 215.275 and Union County Code §155.044(B)(11). To qualify, the facility must demonstrate locational dependency and technical necessity and serve public health and safety. The proposed modification supports a transmission tower that is part of an approved utility facility, improving safe access to Facility structures. Because the proposed changes are integral to the construction and operation of this Facility, it is considered part of the utility infrastructure and is eligible for approval under EFU provisions.</p> <p>Pursuant to Site Certificate conditions, the proposed changes would comply with all applicable Union County permitting requirements, including those related to aggregate sourcing and setbacks. Therefore, the proposed changes do not alter the basis for EFSC's earlier findings that the Land Use Standard is satisfied, nor does it affect the Certificate Holder's ability to comply with Site Certificate conditions.</p>	<p>GEN-LU-12: Transmission line ROW in Goal 4 forest lands GEN-LU-13: ROW Clearing Assessment</p> <p>Not Applicable: GEN-LU-01: Morrow County permitting GEN-LU-02: Morrow County setback distances GEN-LU-03: Umatilla County permitting GEN-LU-04: Umatilla County setback distances GEN-LU-07: Baker County permitting GEN-LU-08: Malheur County permitting GEN-LU-09: Malheur County setback distances PRE-LU-01: Umatilla County road construction PRE-LU-02: Baker County aggregate suppliers CON-LU-01: Baker County setback distances CON-LU-02: Morgan Lake notification</p>	<p>practices not previously evaluated, the proposed changes would not impact the certificate holder's ability to comply with the Agricultural Mitigation Plan (Condition GEN-LU-11).</p> <p>Scotch thistle was identified during vegetation surveys near the areas where the changes are proposed. However, this noxious weed is included in the Noxious Weed Plan and therefore does not represent a new impact not previously evaluated or covered by the existing Noxious Weed Plan (Fish and Wildlife Condition 3, Condition GEN-FW-03).</p> <p>The Department concurs with the certificate holder's analysis. The proposed changes would not result in a significant impact not previously addressed; nor impact the certificate holder's ability to comply with a site certificate condition; nor require a new condition or change to an existing condition under this standard.</p>
<p>OAR 345-022-0040 Protected Area</p>	<p>The proposed changes are within the existing analysis area for the Protected Areas Standard. The nearest protected areas are Morgan Lake and Ladd Marsh Wildlife Area. Proposed Change One is approximately 11.5 miles southeast of Morgan Lake and 6.5 miles southeast of Ladd Marsh Wildlife Area. The proposed change would have no impact to these areas and is within the Site Boundary. Therefore, the proposed change does not alter the basis for EFSC's earlier findings that the Protected Areas Standard is satisfied.</p>	<p>GEN-PA-01: Wildlife agency coordination</p> <p>Not Applicable: GEN-PA-02: Ladd Marsh Wildlife Area avoidance</p>	<p>The Department concurs with the certificate holder's analysis. The proposed changes would not result in a significant impact not previously addressed; nor impact the certificate holder's ability to comply with a site certificate condition; nor require a new condition or change to an existing condition under this standard.</p>
<p>OAR 345-022-0050 Retirement and Financial Assurance</p>	<p>The proposed changes do not alter the Certificate Holder's ability to restore the site to a useful, non-hazardous condition following the completion of construction.</p> <p>The proposed changes would add 0.28 acre of permanent disturbance associated with a net addition of 465 feet of facility access roads. Changes to the retirement costs would be tracked and reported in the</p>	<p>GEN-RT-01: Prevention of non-restorable site PRE-RT-01: Pre-construction letter of credit naming State as payee OPR-RT-01: In-service letter of credit naming State as payee RET-RT-01: Retirement plan compliance RET-RT-02: Retirement of facility upon cessation of activities</p>	<p>The Department concurs with the certificate holder's analysis. The proposed changes would not result in a significant impact not previously addressed; nor impact the certificate holder's ability to comply with a site certificate condition; nor require a new condition or change to an existing condition under this standard.</p>

TABLE 1: Department Review of OAR 345-027-0350(4)

Standard	Certificate Holder's Evaluation	Related Site Certificate Conditions	ODOE Evaluation
	<p>Facility annual/semi-annual report.</p> <p>The Certificate Holder has a reasonable likelihood of maintaining the financial assurance mechanisms required by the Site Certificate, including a bond or letter of credit sufficient to cover site restoration. The proposed change does not affect the EFSC's earlier findings that the Retirement and Financial Assurance Standard is satisfied, nor does it alter the Certificate Holder's ability to comply with Site Certificate conditions.</p>		
<p>OAR 345-022-0060 Fish and Wildlife Habitat</p>	<p>No raptor nests were identified within 1 mile of the proposed change during 2025 raptor nest surveys, which included the entire proposed change area (Eocene Environmental Group, 2025a). Aerial raptor nest surveys will be conducted each year during the breeding season to identify occupied nests requiring protection within 1 mile of the facility. Agency guidelines for raptor protection would be followed, which include spatial and temporal nest avoidance. During the breeding season, protocol ground surveys for raptor and non-raptor migratory bird nests will also occur within 7 days prior to ground disturbance at construction locations.</p> <p>The proposed change is outside of the historic range of pygmy rabbits (<i>Sylvilagus idahoensis</i>) and therefore does not require survey (Tetra Tech 2022c).</p> <p>The proposed changes are located in Oregon Department of Fish and Wildlife's (ODFW) mule deer (<i>Odocoileus hemionus</i>) and elk (<i>Cervus canadensis</i>) winter range which restrict ground-disturbing activities between December 1-March 31.</p> <p>The proposed changes are outside of GSG lek buffer areas identified by ODFW.</p> <p>Scotch thistle (<i>Onopordum acanthium</i>) was identified near the area of Proposed Change One during noxious weed surveys conducted in 2023 (Tetra Tech, 2023b, Map 43). No noxious weeds were identified near the area of Proposed Change Two during 2022 noxious weed surveys (Tetra Tech, 2022a, Union County Map 8). A weed wash station will be located on Access Road UN-462 (approximately 0.8 miles south) to mitigate the spread of noxious weeds in addition to mitigation procedures established by the Noxious Weed Plan (IPC,</p>	<p>GEN-FW-01: Category 2 Native Grasslands Reclamation, Revegetation, and Monitoring Plan GEN-FW-02: Vegetation Management Plan compliance GEN-FW-03: Noxious Weed Plan finalization GEN-FW-04: Fish and Wildlife Habitat Mitigation Plan finalization GEN-FW-05: Construction personnel training GEN-FW-06: Environmentally sensitive area flagging and mapping GEN-FW-07: Private facility access road speed limit GEN-FW-08: Avian Protection Plan compliance PRE-FW-01: Biological surveys on unsurveyed land PRE-FW-02: Biological surveys PRE-FW-03: Sage-Grouse Habitat Mitigation Plan finalization PRE-FW-04: Elk and sage-grouse habitat traffic study (pre-construction) CON-FW-01: Elk or mule deer winter range CON-FW-03: Migratory bird nesting season surveys CON-FW-05: Sage-Grouse Habitat Mitigation Plan compliance CON-FW-06: Sage-grouse areas construction restrictions OPR-FW-01: Compensatory mitigation calculations report OPR-FW-02: Access control on roads in elk and sage-grouse habitat OPR-FW-03: Sage-grouse indirect impact calculation and mitigation OPR-FW-04: Elk and sage-grouse habitat traffic study (during operation)</p> <p>Not Applicable: CON-FW-02: Pygmy rabbit colony or bat roost observation CON-FW-04: Raptor nest buffers</p>	<p>The proposed changes are within area previously surveyed for special status species, vegetation/habitat and raptor nests via literature review and/or field survey. No special status species were observed during surveys conducted in this area.</p> <p>The area is within mapped big game winter range.</p> <p>The Second Amended Site Certificate includes conditions that protect big game winter range. The certificate holder commits to adhering to the existing conditions.</p> <p>BLM concurred that the proposed changes would not result in impacts to biological resources, Variance Approval dated Dec 11, 2025.</p> <p>The Department concurs with the certificate holder's analysis. The proposed changes would not result in a significant impact not previously addressed; nor impact the certificate holder's ability to comply with a site certificate condition; nor require a new condition or change to an existing condition under this standard.</p>

TABLE 1: Department Review of OAR 345-027-0350(4)

Standard	Certificate Holder's Evaluation	Related Site Certificate Conditions	ODOE Evaluation
	<p>2023). Vegetation surveys shown on the Resource Survey Map in Appendix A indicate areas surveyed for noxious weeds. The proposed changes are located within Category 2 habitat based on inclusion within ODFW winter range for both mule deer and elk. The proposed changes result in 2.08 acres of additional ground disturbance in Category 2 habitat, resulting in an increase of 2.16 acres of compensatory habitat mitigation. The proposed changes are not within habitat designated as a Category 2 Native Grassland by ODFW (IPC, 2025, Appendix A).</p> <p>Changes to compensatory mitigation related to temporary and permanent habitat disturbance associated with the Proposed change will be tracked and reported in the annual/semi-annual reports for the Project OPR-FW-01 states that "final calculations shall be based on the as-built facility" and a report will be provided to the Department demonstrating that "fish and wildlife habitat mitigation is commensurate with the final compensatory mitigation calculations" during the third year of operations. Additionally, the Certificate Holder currently holds more credit at the habitat mitigation bank than is required by project impacts including this proposed change and previous ADRs.</p> <p>The proposed changes would not alter the Certificate Holder's ability to comply with the Site Certificate conditions. Therefore, the proposed change does not alter the basis for the EFSC's prior findings that the Fish and Wildlife Standard is satisfied.</p>		
<p>OAR 345-022-0070 Threatened and Endangered Species</p>	<p>The proposed changes are located outside the range of Washington ground squirrel (<i>Urocitellus washingtoni</i>, WAGS), and therefore no surveys are required (Tetra Tech, 2023a).</p> <p>A special-status plant species survey was conducted in the vicinity and in portions of the footprint of proposed change areas. No rare, threatened, endangered, or other special-status plants (SSP) including Oregon Department of Agriculture Threatened or Endangered (T&E) plants were observed in the vicinity of the proposed changes (Tetra Tech, 2022b, Union County Map 8) (Tetra Tech, 2023c, Map 43).</p> <p>A portion of the proposed changes were not included in the 2022 and 2023 surveys for special-status plant species. The unsurveyed areas do not provide suitable habitat for any T&E plant species listed by the</p>	<p>Not Applicable: CON-TE-01: WAGS habitat restrictions CON-TE-02: Threatened or endangered plant species buffer</p>	<p>The proposed changes are within area previously surveyed for threatened and endangered (T&E) species via literature review and/or field survey. No T&E species were observed during surveys conducted in this area.</p> <p>BLM concurred that the proposed changes would not result in impacts to T&E species, Variance Approval dated Dec 11, 2025.</p> <p>The Department concurs with the certificate holder's analysis. The proposed changes would not result in a significant impact not previously addressed; nor impact the certificate holder's ability to comply with a site certificate condition; nor require a new condition or change to an existing condition under this standard.</p>

TABLE 1: Department Review of OAR 345-027-0350(4)

Standard	Certificate Holder's Evaluation	Related Site Certificate Conditions	ODOE Evaluation
	<p>U.S. Fish and Wildlife Service or the Oregon Department of Agriculture (ODA). Within Union County, the only documented T&E plant species are Howell's spectacular thelypody (<i>Thelypodium howellii</i> ssp. <i>spectabilis</i>) and Oregon semaphore grass (<i>Pleurogon oregonus</i>) (ODA, n.d.). Both species occur exclusively in wetland habitats. Neither of the proposed changes are located within a delineated wetland area, and the surrounding landscape lacks hydrologic conditions necessary to support these species. Based on the absence of suitable habitat and prior survey results, additional surveys are not warranted.</p> <p>The proposed changes will not affect EFSC's earlier findings that the Threatened and Endangered Species Standard is satisfied nor alter the Certificate Holder's ability to comply with the Site Certificate conditions.</p>		
<p>OAR 345-022-0080 Scenic Resources</p>	<p>The proposed changes do not impact any approved tower types or locations approved in the Second Amended Site Certificate and would not alter the basis for the EFSC's earlier findings that the Scenic Resources Standard is satisfied.</p>	<p>GEN-SR-01: Dull-galvanized steel</p> <p>Not Applicable: GEN-SR-02: Ladd Marsh Wildlife Management Area modifications GEN-SR-03: National Historic Oregon Trail Interpretive Center modifications GEN-SR-04: Birch Creek Area modifications</p>	<p>The Department concurs with the certificate holder's analysis. The proposed changes would not result in a significant impact not previously addressed; nor impact the certificate holder's ability to comply with a site certificate condition; nor require a new condition or change to an existing condition under this standard.</p>
<p>OAR 345-022-0090 Historic, Cultural, and Archaeological Resources</p>	<p>The Certificate Holder's cultural consultant conducted cultural surveys in 2016, 2022 and 2023 that fully evaluated all proposed change work areas for the occurrence of cultural resources (Eocene Environmental Group, 2024b, Appendix A, Map 34; Eocene Environmental Group 2025, Appendix A, Map 68 and 73). No previously documented cultural resources were found. Cultural survey areas are indicated on the Resource Map in Appendix A. The Bureau of Land Management requires a cultural resource monitor to be present for clearing and grading of all new bladed access roads.</p> <p>The proposed changes would not alter the Certificate Holder's ability to comply with the Site Certificate conditions and does not alter the basis for the EFSC's earlier findings that the Historic, Cultural, and Archaeological Resources Standard is satisfied.</p>	<p>GEN-HC-02: Historic Properties Management Plan</p> <p>Not Applicable: GEN-HC-01: Trail resource avoidance OPS-HC-01: Cultural Resources Technical Report</p>	<p>The proposed changes are within area previously surveyed for historic, cultural and archaeological (HCA) resources. No HCA resources were identified during surveys conducted in this area.</p> <p>BLM concurred that the proposed changes would not result in impacts to HCA resources, Variance Approval dated Dec 11, 2025</p>
<p>OAR 345-022-0100 Recreation</p>	<p>The proposed changes do not impact any approved tower types or locations approved in the Second Amended Site Certificate and would not alter the basis for the Council's earlier findings that the Recreation Standard is satisfied.</p>	<p>Not Applicable: GEN-RC-01: Morgan Lake construction criteria</p>	<p>The Department concurs with the certificate holder's analysis. The proposed changes would not result in a significant impact not previously addressed; nor impact the certificate holder's ability to comply with a site certificate condition; nor require a new condition or change to an existing condition under this</p>

TABLE 1: Department Review of OAR 345-027-0350(4)

Standard	Certificate Holder's Evaluation	Related Site Certificate Conditions	ODOE Evaluation
			standard.
OAR 345-022-0110 Public Services	The proposed changes are within the existing analysis area for Public Services. There would be no alteration in limiting public services due to the proposed changes. The proposed changes do not alter the basis for the EFSC's earlier findings that the Public Services Standard is satisfied, nor alter the Certificate Holder's ability to comply with the Site Certificate conditions.	GEN-PS-01: Helicopter Use Plan submission GEN-PS-02: Fire Prevention and Suppression Plan submission GEN-PS-03: DELETED PRE-PS-02: Traffic impacts and transportation coordination PRE-PS-03: FAA and ODA hazard determinations PRE-PS-04: Environmental and Safety Training Plan submission Not Applicable: PRE-PS-01: Owyhee Irrigation District consultation and mitigation	In accordance with PRE-PS-02(b)(ii)(1), the certificate submitted an ADR for changes to roads identified in the Attachment B-5, Road Classification Guide. The changes are considered related or supporting facilities but would not warrant review through the site certificate amendment process solely because they meet the definition of a related or supporting facility. Attachment B-5 must be updated to reflect these changes.
OAR 345-022-0115 Wildfire Prevention and Risk Mitigation	The Certificate Holder updated the Fire Prevention and Suppression Plan in April 2025 to include a Wildfire Mitigation Plan as Attachment D. The proposed changes do not alter the basis for the EFSC's earlier findings that the Wildfire Prevention and Risk Mitigation Standard is satisfied, nor alter the Certificate Holder's ability to comply with the Site Certificate conditions.	GEN-PS-02: Fire Prevention and Suppression Plan submission GEN-PS-03: DELETED GEN-WMP-01: Wildfire Mitigation Plan (WMP) OPR-WMP-01: Annual WMP report submittal	The Department concurs with the certificate holder's analysis. The proposed changes would not result in a significant impact not previously addressed; nor impact the certificate holder's ability to comply with a site certificate condition; nor require a new condition or change to an existing condition under this standard.
OAR 345-022-0120 Waste Minimization	The Certificate Holder's Construction Waste Management plan applies to both the Certificate Holder and contractor(s) associated with this proposed change. The proposed changes do not alter the basis for the EFSC's earlier findings that the Waste Minimization Standard is satisfied, nor alter the Certificate Holder's ability to comply with the Site Certificate conditions.	GEN-WM-01: Construction Waste Management Plan submission	The Department concurs with the certificate holder's analysis. The proposed changes would not result in a significant impact not previously addressed; nor impact the certificate holder's ability to comply with a site certificate condition; nor require a new condition or change to an existing condition under this standard.
OAR 345-024-0090 Siting Standards for Transmission Lines	The proposed changes do not affect the basis for the EFSC's prior findings that the Siting Standards for Transmission Lines are satisfied and would not alter the Certificate Holder's ability to comply with the conditions of the Site Certificate.	PRE-TL-01: Pre-construction Public Utility Commission briefing GEN-TL-02: National Electric Safety Code compliance OPR-TL-01: Shock risk reduction OPR-TL-02: Annual Public Utility Commission safety updates Not Applicable: GEN-TL-01: Reducing human exposure to electromagnetic fields	The Department concurs with the certificate holder's analysis. The proposed changes would not result in a significant impact not previously addressed; nor impact the certificate holder's ability to comply with a site certificate condition; nor require a new condition or change to an existing condition under this standard.
OAR 635-412-0035 Fish Passage	The area of the proposed changes do not contain current or historic fish-bearing streams. No crossings of any waters are proposed. The proposed changes would not affect the basis for the EFSC's prior findings that the Fish Passage Standard is satisfied and does not alter the Certificate Holder's ability to comply with the Site Certificate conditions.	Not Applicable: GEN-FP-01: Fish Passage Plan finalization	The Department concurs with the certificate holder's analysis. The proposed changes would not result in a significant impact not previously addressed; nor impact the certificate holder's ability to comply with a site certificate condition; nor require a new condition or change to an existing condition under this standard.
OAR 340-035-0035 Noise Control Regulations	The proposed changes would not result in any exceedance of Oregon Department of Environmental Quality (DEQ) noise control standards. No noise-sensitive receptors (NSRs)—landowners identified within one mile the proposed changes- were identified in the vicinity of the proposed changes. Pursuant to OAR 340-035-0035(5)(c) and (g), sounds originating from construction activities and those generated	GEN-NC-01: Site-specific Noise Exceedance Mitigation Plans GEN-NC-02: Attachment X-7 update and notification GEN-NC-03: Corona noise minimization OPR-NC-01: Foul weather ambient antidegradation standards exception OPR-NC-02: Foul weather ambient antidegradation standards variation	The Department concurs with the certificate holder's analysis. The proposed changes would not result in a significant impact not previously addressed; nor impact the certificate holder's ability to comply with a site certificate condition; nor require a new condition or change to an existing condition under this standard.

TABLE 1: Department Review of OAR 345-027-0350(4)

Standard	Certificate Holder's Evaluation	Related Site Certificate Conditions	ODOE Evaluation
	<p>by tires or motors used to propel road vehicles are expressly exempt from regulation under Oregon DEQ's noise control rules. As such, the temporary construction noise associated with the proposed changes are not subject to enforcement under this rule. The proposed changes do not affect the EFSC's earlier findings that the Noise Control Regulations Standard is satisfied, nor does it alter the Certificate Holder's ability to comply with Site Certificate conditions.</p>		
<p>ORS 196.795-990 Removal Fill Law</p>	<p>The proposed changes would not impact wetlands or waters of the state and/or United States. No wetlands or waters would be crossed by proposed access roads, and proposed work areas do not overlap mapped National Wetlands Inventory or National Hydrography Dataset features, Natural Resources Conservation Service mapped hydric soils, wetland aerial signatures, or stream aerial signatures. The proposed changes would not affect the EFSC's earlier findings that the Removal Fill Law Standard is satisfied and do not alter the Certificate Holder's ability to comply with the Site Certificate conditions.</p>	<p>PRE-RF-01: Wetland delineation reports submission PRE-RF-02: JPA update GEN-RF-01: Site Rehabilitation Plan submission GEN-RF-02: CWNWMP submission GEN-RF-03: DELETED With RFA1 GEN-RF-04: Removal-fill permit compliance</p>	<p>BLM concurred that the proposed changes would not result in impacts to aquatic resources, Variance Approval dated Dec 11, 2025</p> <p>The Department concurs with the certificate holder's analysis. The proposed changes would not result in a significant impact not previously addressed; nor impact the certificate holder's ability to comply with a site certificate condition; nor require a new condition or change to an existing condition under this standard.</p>

DETERMINATION

For the reasons discussed above, the Department has determined that changes proposed in ADR 004 do not require an amendment to the Second Amended Site Certificate of Boardman to Hemingway Transmission Line.

Conditions that apply and must be satisfied as a result of this change include CON-GS-02 (construction rights) and PRE-PS-02 (Updated Road Classification Guide).