



# Oregon

Tina Kotek, Governor



550 Capitol St. NE

Salem, OR 97301

Phone: 503-378-4040

Toll Free: 1-800-221-8035

FAX: 503-373-7806

**To:** Energy Facility Siting Council

**From:** Tom Jackman, Rules Coordinator

**Date:** August 7, 2026

**Subject:** Agenda Item D (Public Hearing): Modernization Rulemaking Public Comment Hearing for the July 24, 2026 EFSC Meeting

**Attachments:** Attachment 1: June 26, 2026 Cabon Monetary Offset Staff Report

---

At its June 26, 2026 meeting, the Energy Facility Siting Council (EFSC or Council) authorized Oregon Department of Energy (ODOE) staff to file a Notice of Proposed Rulemaking (NPR) to amend OAR 345-024-0580 by increasing the carbon dioxide monetary offset rate from \$6.40 to \$9.60 per ton of carbon dioxide emissions. ODOE staff submitted the NPR to the Oregon Secretary of State on July 30, 2026. At the same June meeting, the Council authorized staff to schedule a public hearing on the proposed rule, which staff scheduled for August 21, 2026. Oral comments will be accepted at the hearing both in person and virtually, using the participation information provided on EFSC's rulemaking webpage and in the meeting agenda. A written public comment period is also open and will close on September 25, 2026. All written comments must be received by the deadline.

Any written public comments received prior to the August 21, 2026 meeting will be provided to the Council prior to the meeting. Comments received after the public hearing but before the close of the written public comment period will be provided to the Council prior to a subsequent meeting.

Aside from staff's submission of the NPR and scheduling of the public comment period and hearing discussed above, nothing has changed regarding this rulemaking since the Council's review of Agenda Item G at its June 26, 2026 meeting. The staff report from that meeting is included as Attachment 1 to this report.