

## Policy Intent Section 0001 (sorted by line 5-25-2021)

42 48 Portland PacifiCorp 635-412- "PacifiCorp owns over 3,000 megawatts of renewable energy generating facilities, including several hydroelectric projects on waters of the state of Oregon inhabited by native migratory fish. The company is also expanding its renewable generation portfolio to address climate change impacts and ultimately achieve net zero greenhouse gas emissions in service of over 2 million customers across six western states. Therefore, PacifiCorp hereby expresses its support and interest in Oregon Department of Fish and Wildlife (ODFW)'s current review and revision of the fish passage administrative rules (Oregon Administrative Rules (OAR) 635-412-) as motivated, in part, by ODFW's new Climate and Ocean Change Policy (OAR 635-900-). Addressing climate change will require prudent, near-term actions to support ODFW's mission to protect and enhance Oregon's fish and wildlife and their habitats for use and enjoyment by present and future generations. PacifiCorp supports science-based decision-making regarding fish passage in Oregon for the purposes of achieving recovering and sustainable populations of native migratory fish. PacifiCorp also notes that hydropower has a significant role to play in moving towards carbon-neutral operations in Oregon and ameliorating the causes and effects of climate change. Therefore, the climate change benefits of hydroelectricity should be considered in net benefit analyses of fish passage at hydropower facilities. PacifiCorp has gained experience implementing fish passage solutions at our federally-licensed hydroelectric projects, and we have learned that site-specific information on current and, to the extent possible, future conditions must be considered in implementation of the administrative rules to maximize long-term net benefits to native migratory fish. In certain cases, biological research has concluded that there may be little value to local fish populations in light of the expense of constructing, operating, and maintaining fish passage at an artificial obstruction. Off-site mitigation projects with lower costs than implementing fish passage at an artificial obstruction can provide a greater net benefit to at-risk fish populations, including some that may not be present at the site. The revised administrative rules should clarify that it is the intent of the state to achieve the highest net benefit to fish populations when considering the impacts of an artificial obstruction and any proposed mitigation measures. " "Introduction (New) RAC members have suggested an introductory statement of policy and intent. Our suggested language is as follows: It is the policy of the State of Oregon to provide for the upstream and downstream passage of native migratory fish at artificial obstructions. Potential changes in Oregon's future climate may exacerbate fish passage problems and perhaps threaten the very existence of some native migratory fish species. It is therefore the intent of these rules to promote providing fish passage, or mitigation measures that provide greater net-benefit, while recognizing and minimizing burdens placed on the owners and/or operators of artificial obstructions. " No 2021-05-04 14:06:40

51 57 Portland Self NEW Introduction Section RAC members have suggested an introductory statement of policy and intent - This will help staff and policy makers interpret the OARs in a manner consistent with intent. The Ocean and Climate policy from ODFW is going to set a framework for prioritizing decisions; the fish passage rules should provide a framework for making pragmatic decisions "Support previous suggestions that the policy statements include ""Potential changes in Oregon's future climate may exacerbate fish passage problems and perhaps threaten the very existence of some native migratory fish species. It is therefore the intent of these rules to promote providing fish passage, or mitigation measures that provide greater net-benefit, while recognizing and minimizing burdens placed on the owners and/or operators of artificial obstructions."" No 2021-05-07 07:40:21

238 na Conservation Angler New Policy Intent Section Applies to both draft Policy Intent Proposals This limiting language is not present in the statute and should be deleted. No

141 na PacifiCorp Introduction (New) "RAC members have suggested an introductory statement of policy and intent. Our suggested language is as follows:

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