

NOTICE OF PROPOSED RULEMAKING HEARING*

A Statement of Need and Fiscal Impact accompanies this form.

Geology & Mineral Industries, Mineral Land Regulation & Reclamation

632

Agency and Division

Administrative Rules Chapter Number

Gary Lynch

541-967-2053

Rules Coordinator

Telephone

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RULE CAPTION

Implement portions of SB 190 (2009), clarify definitions, and housekeeping.

Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.

Hearing Date (m/d/yyyy)	Time	Location	Hearings Officer
1 3/31/2010	11a.m. to 2 p.m.	Public Service Bldg (255 Capitol Street NE, Salem) Room 126	Bob Houston
2			
3			
4			

Auxiliary aids for persons with disabilities are available upon advance request

RULEMAKING ACTION

ADOPT:

Secure approval of rule numbers with the Administrative Rules Unit prior to filing.

AMEND:

632-020-0005 through 632-020-0180

REPEAL:

Renumber: Secure approval of rule numbers with the Administrative Rules Unit prior to filing.

Amend and Renumber: Secure approval of rule numbers with the Administrative Rules Unit prior to filing.

Statutory Authority: ORS

516.090 and 522.305

Other Authority:

Statutes Implemented: ORS

ORS Chapter 522 as amended by 2009 Oregon Laws Chapter 794

Continuation of ... NOTICE OF PROPOSED RULEMAKING HEARING*

RULE SUMMARY

This is the first phase of a two-phase rulemaking. Changes proposed at this time are intended to address amendments to ORS Chapter 522 made by 1009 Oregon Laws Chapter 794 (SB 190) and to correct typographical and grammatical errors in existing rule text. The second phase of rulemaking, not proposed at this time, will improve the text of rules, develop administrative enforcement tools, and clarify and improve unit management tools.

ORS 183.335(2)(b)(G) requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing negative economic impact of the rule on business.

3/31/2010	Close of Hearing	Gary Lynch	dawn.m.marshall@mlrr.oregongeology.com	02/12/2010
Last Day (m/d/yyyy) and Time for Public Comment		Printed Name	Email Address	Date Filed

Please enter date as m/d/yyyy or mm/dd/yyyy

*The *Oregon Bulletin* is published on the 1st of each month and updates the rule text found in the Oregon Administrative Rules Compilation. Notice forms must be submitted to the Administrative Rules Unit, Oregon State Archives, 800 Summer Street NE, Salem, Oregon 97310 by 5:00 pm on the 15th day of the preceding month unless this deadline falls on a Saturday, Sunday or legal holiday when Notice forms are accepted until 5:00pm on the preceding workday. ARC 920-2003

STATEMENT OF NEED AND FISCAL IMPACT

A Notice of Proposed Rulemaking Hearing or a Notice of Proposed Rulemaking accompanies this form.

Geology & Mineral Industries, Mineral Land Regulation & Reclamation

632

Agency and Division

Administrative Rules Chapter Number

Implement portions of SB 190 (2009), clarify definitions, and housekeeping.

Rule Caption (Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.)

In the Matter of:

Amending OAR 632-020-0005 through 632-020-0180 to implement portions of SB 190 (2009), to clarify definitions, and to make housekeeping changes.

Statutory Authority: ORS

516.090 and 522.305

Other Authority:

Stats. Implemented: ORS

ORS Chapter 522 as amended by 2009 Oregon Laws Chapter 794

Need for the Rule(s):

This is the first phase of a two-phase rulemaking. Changes proposed at this time are intended to address amendments to ORS Chapter 522 made by 1009 Oregon Laws Chapter 794 (SB 190) and to correct typographical and grammatical errors in existing rule text. The second phase of rulemaking, not proposed at this time, will improve the text of rules, develop administrative enforcement tools, and clarify and improve unit management tools.

Documents Relied Upon, and where they are available:

n/a

Continued on next page

Continuation of ... STATEMENT OF NEED AND FISCAL IMPACT

Fiscal and Economic Impact:

The proposed rule changes do not create an economic impact to state agencies, local government, the public, or to permittees. However, the proposed rules reference increased fees and permit requirements that will have a fiscal impact on applicants and permittees. The new fees and requirements were established by the legislature and DOGAMI does not have discretion not to adopt the requirements.

Statement of Cost of Compliance:

1. Impact on state agencies, units of local government and the public (ORS 183.335(2)(b)(E)):

n/a

2. Cost of compliance effect on small business (ORS 183.336):

a. Estimate the number of small businesses and types of business and industries with small businesses subject to the rule:

n/a

b. Projected reporting, recordkeeping and other administrative activities required for compliance, including costs of professional services:

n/a

c. Equipment, supplies, labor and increased administration required for compliance:

n/a

How were small businesses involved in the development of this rule?

See fiscal and economic impact section.

Administrative Rule Advisory Committee consulted?:

Yes No

If not, why?:

A Rules Advisory Committee was not used for Phase 1 because of the nature of the changes. A Rules Advisory Committee will be used in developing the proposed changes for Phase 2.

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