

SB 227 A STAFF MEASURE SUMMARY

Carrier: Sen. Prozanski

Senate Committee On General Government and Accountability

Action Date: 03/29/17
Action: Do pass with amendments. (Printed A-Eng.)
Vote: 3-0-2-0
Yeas: 3 - DeBoer, Prozanski, Riley
Exc: 2 - Hass, Thatcher
Fiscal: Has minimal fiscal impact
Revenue: No revenue impact
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WHAT THE MEASURE DOES:

Updates rulemaking procedures for consistency with use of digital technology and current practice. Authorizes rulemaking by Secretary of State (SOS) as to form of filings. Requires electronic transmission of all rule adoptions, changes or repeals, from SOS to Legislative Counsel, within ten days of filing. Requires agencies to report five-year rule reviews to SOS. Takes effect 91st day after *sine die*.

ISSUES DISCUSSED:

- Provisions of measure

EFFECT OF AMENDMENT:

Restores current agency obligation to provide notice of rule activity at least 49 days in advance, only if notice is delivered by electronic means. Restores language permitting agencies to incorporate published standards by reference.

BACKGROUND:

The Secretary of State Archives Division is nearing completion of a fully-searchable online database of Oregon Administrative Rules (OARs), expected to be complete by June 30, 2017. The electronic database was developed to permit the rulemaking process, from original action through publication and updating, to be automated and maintained in one place. However, statutes that govern rulemaking still contemplate a manual process, requiring, for example, an annual, printed compilation of OARs.

Senate Bill 227-A updates statutes governing rulemaking to be consistent with use of digital technology and current practice and authorizes the Secretary of State to make rules as to the form of filings.