Senate Bill 39
Sponsored by Senator FINDLEY (at the request of Oregon Business and Industry) (Presession filed.)

SUMMARY
The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure as introduced.

Requires agency to report to appropriate committee or interim committee of Legislative Assembly before permanently amending rule that was adopted or last amended less than five years earlier.

A BILL FOR AN ACT

Relating to administrative rules.

Be It Enacted by the People of the State of Oregon:

SECTION 1. Section 2 of this 2023 Act is added to and made a part of ORS chapter 183.

SECTION 2. (1) Before an agency permanently amends a rule that was adopted or last amended less than five years earlier, the agency shall report to an appropriate committee or interim committee of the Legislative Assembly. The report must include:

(a) A summary of the proposed rule;
(b) A statement justifying the need for amending the rule less than five years after the rule was adopted or last amended;
(c) An explanation of how the amended rule will impact penalties, inspections, recordkeeping requirements, reporting, analyses and permitting requirements for regulated entities; and
(d) All public comments submitted regarding the amended rule.

(2) The agency shall submit the report required under this section:
(a) No later than 30 days after the agency stops accepting public comment on the amended rule; and
(b) At least 30 days before the amended rule takes effect.

(3) This section does not apply to amendments to rules necessary to:
(a) Implement legislation;
(b) Comply or align with federal regulations or standards; or
(c) Respond to a state of emergency.

NOTE: Matter in boldfaced type in an amended section is new; matter [italic and bracketed] is existing law to be omitted. New sections are in boldfaced type.

LC 879