

PUBLIC UTILITY COMMISSION OF OREGON
ADMINISTRATIVE HEARINGS DIVISION REPORT
PUBLIC MEETING DATE: February 7, 2006

REGULAR _____ CONSENT X EFFECTIVE DATE _____ N/A _____

DATE: January 24, 2006

TO: Commissioners Beyer, Savage, and Baum

FROM: Kathryn Logan, Administrative Law Judge *KL*

REVIEWED BY: Terry Lambeth, Rules Project Leader *TL*

SUBJECT: AR 504: Initiating a Rulemaking to Amend OAR 860-011-0001(1)(b) to Conform with the Commission's Practice of Providing Notice to Interested Persons Regarding the Adoption, Amendment or Repeal of a Permanent Rule.

ADMINISTRATIVE LAW JUDGE RECOMMENDATION:

Initiate a rulemaking to amend OAR 860-011-0001(1)(b) to conform with the Commission's practice of providing notice to interested persons regarding the adoption, amendment or repeal of a permanent rule.

DISCUSSION:

The amendment would add the word "permanent" to the rule to reflect the Commission's practice of providing written notification to interested persons regarding the adoption, amendment or repeal of any permanent rule. The Commission is not required by statute (ORS 183.335(5)) to provide notification to interested persons prior to the adoption, amendment or repeal of any temporary rule. This proposed change reflects Commission practice prior to the inadvertent removal of the word "permanent" in a previous rulemaking proceeding.

PROPOSED COMMISSION MOTION:

Initiate a rulemaking to amend OAR 860-011-0001(1)(b).