

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

AR 504

In the Matter of Adoption of Amendment to)
OAR 860-011-0001(1)(b) to Provide Notice to)
Interested Persons of Permanent Rulemaking)
Proceedings Only.)

ORDER

DISPOSITION: RULE AMENDED

On February 8, 2006, the Commission filed a Notice of Proposed Rulemaking Hearing and Statement of Need and Fiscal Impact with the Secretary of State. Notice was provided to certain legislators specified in ORS 183.335(1)(d) on February 6, 2006, and to all interested persons on the service lists maintained pursuant to OAR 860-011-0001 on February 21, 2006. Notice of the rulemaking was published in the *Oregon Bulletin* on March 1, 2006. No hearing was requested, and no one filed comments.

Discussion

The current rule provides that persons named on the agency’s notice lists will receive notice of all rule changes, including temporary rules. This has neither been the Commission’s practice, nor a requirement of Oregon law (ORS 183.335(5)). By adding the word “permanent” to OAR 860-011-0001(1)(b), interested persons would receive written notification about the adoption, amendment or repeal of any permanent rule, but not temporary rules. With this change, we preserve our maximum flexibility for adopting temporary rules.

We previously made this change in Docket AR 480. *See* Order No. 04-222. However, the word “permanent” was inadvertently deleted when we adopted the e-filing rules. *See* Order No. 04-753.

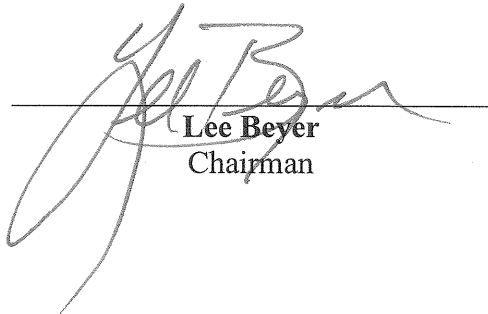
We have reviewed the proposed amendment and find that it should be adopted. The amended rule will be effective upon filing with the Secretary of State.

ORDER

IT IS ORDERED that:

1. The amended rule, attached as Appendix A, is adopted.
2. The rule is effective upon filing with the Secretary of State.

Made, entered, and effective APR 13 2006.



Lee Beyer
Chairman



John Savage
Commissioner



Ray Baum
Commissioner



A person may petition the Commission for amendment or repeal of a rule pursuant to ORS 183.390. A person may petition the Court of Appeals to determine the validity of a rule pursuant to ORS 183.400.

860-011-0001

Notice to Interested Persons

(1) The Commission maintains mailing lists of persons interested in receiving notices of:

- (a) Commission public meetings;
- (b) ~~Permanent rule~~ Rulemaking proceedings that involve electric, natural gas, telecommunications, water, wastewater or procedural matters; and
- (c) Contested case proceedings that concern particular regulated industries.

(2) The Commission will send advance notice of these events, by mail or electronic mail, to persons on these lists. Any person may request in writing to be included on the relevant list(s) for the person's particular area of interest.

(3) The Commission will not delete the names of persons from a notice list without prior notification.

Stat. Auth.: ORS Ch. 183, 756, 757 & 759

Stats. Implemented: ORS 756.040 & 756.500 through 756.575

Hist.: PUC 169, f. & ef. 11-10-75 (Order No. 75-936); PUC 179, f. 3-18-77, ef. 4-1-77 (Order No. 77-163); PUC 1-1985, f. & ef. 2-1-85 (Order No. 85-075); PUC 10-2004, f. & ef. 4-29-04 (Order No. 04-222); PUC 18-2004, f. & ef. 12-30-04 (Order No. 04-753)