

NOTICES OF PROPOSED RULEMAKING

Hearing Officer: Casey Hoyer
Stat. Auth.: ORS 480.545, 480.550
Stats. Implemented: ORS 480.560
Proposed Amendments: Rules in 918-225
Proposed Repeals: 918-225-0405, 918-225-0580
Last Date for Comment: 6-22-07, 5 p.m.

Summary: These proposed rules adjust the inspection frequencies of certain beverage service Co2 and hydro-pneumatic pressure vessels, while preserving public safety.

Rules Coordinator: Marianne Manning
Address: Department of Consumer and Business Services, Building Codes Division, PO Box 14470, Salem, OR 97309
Telephone: (503) 373-7438

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Rule Caption: Completes implementation of HB 2180 to prioritize elevator inspection frequencies.

Date:	Time:	Location:
6-19-07	9:30 a.m.	1535 Edgewater St. NW Salem, OR

Hearing Officer: Celina Patterson
Stat. Auth.: ORS 460.085
Stats. Implemented: ORS 460.055, 460.065, 460.085, 460.125
Proposed Amendments: Rules in 918-400
Last Date for Comment: 6-22-07, 5 p.m.
Summary: These proposed rules implement House Bill 2180 (2005), which prioritize elevator inspection frequencies for certain lifts, dumbwaiters and limited-used limited application ("LULA") elevators.
Rules Coordinator: Marianne Manning
Address: Department of Consumer and Business Services, Building Codes Division, PO Box 14470, Salem, OR 97309
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Department of Energy Chapter 330

Rule Caption: Repeal agency rules for screening and selection for personal service contracts.

Stat. Auth.: ORS 279
Stats. Implemented: ORS 279
Proposed Repeals: 330-120-0005, 330-120-0010, 330-120-0015, 330-120-0020, 330-120-0025, 330-120-0030, 330-120-0035, 330-120-0040
Last Date for Comment: 6-15-07

Summary: The Department of Energy proposes to repeal its rules relating to screening and selection of contractors for personal services contracts. These rules were adopted in 1983. Enactment in 2003 of the Public Contracting Code (ORS Chapter 279) and adoption of related rules by the Department of Administrative Services and the Department of Justice have made these rules obsolete.

Paper copies of the rules to be repealed are available to any person upon request by calling Jan Simmons at (503) 378-6968 or by e-mail: janis.h.simmons@state.or.us

The rules are also available at http://arcweb.sos.state.or.us/rules/OARs_300/OAR_330/330_tofc.html

Public comment may be mailed to the agency address or sent via email to janis.h.simmons@state.or.us

Rules Coordinator: Kathy Stuttaford
Address: Department of Energy, 625 Marion St. NE, Salem, OR 97301-3737
Telephone: (503) 378-4128

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Department of Environmental Quality Chapter 340

Rule Caption: Clarification of Proposed Orders in Contested Enforcement Cases.

Date:	Time:	Location:
6-19-07	6:30 p.m.	DEQ Headquarters Conf. Rm. EQC-A, 10th Floor 811 SW Sixth Avenue Portland, Oregon

Hearing Officer: Sarah Greenley, DEQ staff
Stat. Auth.: ORS 468.020, 183.341, 183.452
Stats. Implemented: ORS 468A.035, 468.070, 468.090-468.140, 183.341, 183.452, 183.460, 183.464, 183.470
Proposed Adoptions: 340-011-0009, 340-011-0573
Proposed Amendments: 340-011-0005, 340-011-0510, 340-011-0515, 340-011-0575, 340-200-0040
Last Date for Comment: 7-2-07, 5 p.m.

Summary: Adopt OAR 340-011-0573 and amend OAR 340-011-0575 to allow any party to a DEQ contested case proceeding to file a motion requesting that the Administrative Law Judge (ALJ) revise the proposed order so as to provide a more clear and complete record on appeal to the Environmental Quality Commission (EQC).

Amend OAR 340-011-0510 to clarify that Environmental Law Specialists may provide lay representation on behalf of the DEQ in contested case proceedings involving license, permit, or certification revocations, modifications, and denials.

Correct a typographical error in OAR 340-011-0515 to reference the proper rule in the Oregon Administrative Procedures Act regarding the extent to which parties may be represented by attorneys or other authorized representatives in proceedings before ALJs or the EQC.

Adopt OAR 340-011-0009 and amend OAR 340-011-0005(5) to update the incorporation of portions of the Attorney General's Model Rules and incorporate the Attorney General's Model Rules for Miscellaneous and Orders in Other than Contested Cases.

Amend OAR 340-200-0040(2) to reflect the date that the rules are adopted by the EQC. This amendment is required because these amendments, if adopted, will be submitted to the U.S. Environmental Protection Agency (EPA) as a revision to the State Implementation Plan (SIP), which is a requirement of the Clean Air Act.

To submit comments or request additional information, please contact Sarah Greenley at the Department of Environmental Quality (DEQ), 811 SW 6th Avenue, Portland, OR, 97204, toll free in Oregon at 800-452-4011, extension 6927, or 503-229-6927, or at greenley.sarah@deq.state.or.us, or by fax at 503-229-5100, or visit DEQ's website at <http://www.deq.state.or.us/programs/enforcement/contestcasesrulemkg.htm>

Rules Coordinator: Larry McAllister
Address: Department of Environmental Quality, 811 SW Sixth Ave., Portland, OR 97204
Telephone: (503) 229-6412

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Department of Fish and Wildlife Chapter 635

Rule Caption: Amend rules related to the Rogue Spring Chinook Salmon Conservation Plan of 2007.

Date:	Time:	Location:
7-13-07	8 a.m.	Inn at Spanish Head El Toro Rm. 4009 SW Highway 101 Lincoln City, OR

Hearing Officer: Fish & Wildlife Commission
Stat. Auth.: ORS 496.138, 496.146, 506.036, 506.119, 506.129
Stats. Implemented: ORS 496.162, 506.109, 506.129
Proposed Adoptions: Rules in 635-500
Proposed Amendments: Rules in 635-500
Proposed Repeals: Rules in 635-500
Last Date for Comment: 7-13-07

Summary: Rules relating to implementation of the Rogue Spring Chinook Salmon Conservation Plan of 2007 may be adopted, amended, or repealed as determined necessary by the Oregon Fish and Wildlife Commission. Housekeeping and technical corrections to the regulations relating to hatcheries and harvest opportunities; preda-