

Rulemaking Name

Fiscal Impact Statement

Oregon Department of Environmental Quality

Northwest Region Office

2020 SW 4th Avenue

Portland OR 97204

  **CONTACT PERSON**

The sections and questions in this section are all specifically required by statute.

Fiscal and Economic Impact

Briefly summarize what fiscal impact the proposed rules would or could create.

Statement of Cost of Compliance

If unable to estimate or quantify the impact, say something like, “DEQ is unable to quantify the impact at this time because …” then explain why. It is OK to say we do not have available data to make this estimate. Rather than repeat identical impacts, its OK to reference the impact on other entities such as, “For large businesses, the cost to comply with the proposed rules is identical to costs described under small businesses. Do not change the order of the entities in the list below because it aligns with our electronic filing with Secretary of State.

**State and federal agencies**

Discuss impacts to DEQ in this section if different from other agencies.

TEXT

Direct Impacts

TEXT

Indirect Impacts

TEXT

**Local governments**

TEXT

Direct Impacts

TEXT

Indirect Impacts

TEXT

**Public**

TEXT

Direct Impacts

TEXT

Indirect Impacts

TEXT

**Large businesses - businesses with more than 50 employees**

TEXT

Direct Impacts

TEXT

Indirect Impacts

TEXT

**Small businesses – businesses with 50 or fewer employees**

Resources: DEQ can access the latest Department of Employment data that includes employer name, location, number of employees and North American Industry Classification System Code

TEXT

Direct Impacts

TEXT

Indirect Impacts

TEXT

|  |  |
| --- | --- |
| a. Estimated number of small businesses and types of businesses and industries with small businesses subject to proposed rule.  | EXAMPLE: Assuming all manufacturers in the lowest fee tier are small businesses, these proposed rules could affect 109 small businesses. EXAMPLE: Using recent employment data, DEQ compared the 64 businesses registered with the Clean Fuels Program to current employment data to determine how many people the business employs. Thirty-eight are small businesses. Of those 38, two are Oregon producers of fuels, nine are small importers of finished fuels and 24 are large importers.  |
| b. Projected reporting, recordkeeping and other administrative activities, including costs of professional services, required for small businesses to comply with the proposed rule. | EXAMPLE: No additional activities are required to comply with the proposed rules. All manufacturers already pay registration fees |
| c. Projected equipment, supplies, labor and increased administration required for small businesses to comply with the proposed rule. | EXAMPLE: No additional resources are required for compliance with the proposed rules. All manufacturers already pay registration fees. |
| d. Describe how DEQ involved small businesses in developing this proposed rule. | EXAMPLE: DEQ included small business representatives on the Oregon E-Cycles Registration Fee Advisory Committee that advised DEQ on the cost of compliance for small businesses. DEQ also provided rulemaking notice to all manufacturers registered with Oregon E-Cycles and fee-payers. These groups included small businesses. |

Documents relied on for fiscal and economic impact

The requirement to list the documents relied on to determine fiscal impact is separate from and in addition to the similar list in the *Rules affected, authorities, supporting documents* section above.

|  |  |
| --- | --- |
| Document title | Document location |
| Enter title here | Enter link or office address listed at bottom of this notice template |
| WHEN USING EMPLOYMENT DATA – DO NOT PUBLISH ANY EMPLOYMENT LISTINGS. Oregon Department of Employment# quarter 20yy data | Employment Department875 Union Street NESalem OR 97311 |

Advisory committee

The requirement to discuss an advisory committee in this section is separate from and in addition to discussing the advisory committee in the *Stakeholder Involvement* section. The question to be addressed here is whether an advisory committee reviewed the fiscal impact statement.

OPTION 1

DEQ appointed an advisory committee.

As ORS 183.33 requires, DEQ asked for the committee’s recommendations on:

* Whether the proposed rules would have a fiscal impact,
* The extent of the impact, and
* Whether the proposed rules would have a significant impact on small businesses and complies with ORS 183.540.

The committee reviewed the draft fiscal and economic impact statement and

Choose one:

 -documented its recommendations in the (enter title and date of document)

or

- its findings are stated in the approved minutes dated DATE.

The committee Enter specifics about the committee’s fiscal impact review. The committee determined the proposed rules would/would not have a significant adverse impact on small businesses in Oregon.

Only if the committee determined there would be a significant adverse impact on small business, include the following:

As ORS 183.333 and 183.540 require, the committee considered how DEQ could reduce the rules’ fiscal impact on small business by:

* Establishing differing compliance or reporting requirements or time tables for small business;
* Clarifying, consolidating or simplifying the compliance and reporting requirements under the rule for small business;
* Utilizing objective criteria for standards;
* Exempting small businesses from any or all requirements of the rule; or
* Otherwise establishing less intrusive or less costly alternatives applicable to small business.

Explain the outcome of the above review.

OPTION 2

DEQ did not appoint an advisory committee. State why DEQ did not convene an advisory committee.

If DEQ did not appoint an advisory committee and DEQ found there would be a significant adverse fiscal impact on small businesses, include the following:

DEQ determined the rules would have a significant adverse impact on small businesses. DEQ considered how to reduce that impact by:

* Establishing differing compliance or reporting requirements or time tables for small business;
* Clarifying, consolidating or simplifying the compliance and reporting requirements under the rule for small business;
* Utilizing objective criteria for standards;
* Exempting small businesses from any or all requirements of the rule; or
* Otherwise establishing less intrusive or less costly alternatives applicable to small business.

Explain the outcome of DEQ’s review of these questions.

Housing cost

ORS 183.534 requires DEQ to consider the rules’ impact on the cost of housing. Include the applicable phrases and delete the others:

As ORS 183.534 requires, DEQ evaluated whether the proposed rules would have an effect on the development cost of a 6,000-square-foot parcel and construction of a 1,200-square-foot detached, single-family dwelling on that parcel. DEQ determined the proposed rules

Choose one, delete the other:

would have no effect on the development costs because explain why.

or

would/could affect the development costs by explain why the rules raise these costs.