

# Delegation: 2022 Asbestos Fees Permanent Rulemaking

Item G: Action item  
July 21, 2022, Oregon Environmental Quality Commission meeting

# Need for permanent rules

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- Temporary rules are effective for 180 days after filing
- Asbestos Program is exclusively fee-funded
- The intended permanent increase in fees provides the necessary revenue to maintain the program

# Rulemaking delegation authority

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- ORS 183.325 allows delegation from EQC to named DEQ employee
- Prior delegation to Director Whitman for rulemaking decisions with limited policy consideration

# DEQ recommendation

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DEQ recommends that the Environmental Quality Commission delegate the Asbestos Program fee permanent rulemaking to DEQ Director Whitman for a decision.

Proposed EQC motion:

- *I move that the Oregon Environmental Quality Commission delegate the 2022 Asbestos Program fee permanent rulemaking to DEQ Director Whitman for a decision.*