

Secretary of State
STATEMENT OF NEED AND JUSTIFICATION

A Certificate and Order for Filing Temporary Administrative Rules accompanies this form.

Oregon Employment Department, Unemployment Insurance Division
Agency and Division

471
Administrative Rules Chapter Number

In the Matter of: OAR 471-0040-0010, 471-0040-0040, 471-040-0041, 471-041-0070

Rule Caption: (Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.)
Clarify definition of "good cause" for late and reopened appeals.

Statutory Authority: ORS 657.610

Other Authority: Attorney General approval of this exception to Model Rules of Procedure for Division 40 rule changes (DOJ File No. 471090-GG0971-11) received 8/17/11.

Stats. Implemented: ORS 657.610

Need for the Temporary Rule(s):

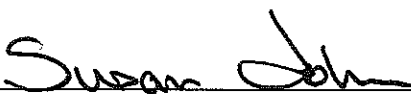
Provide better clarification for what constitutes "good cause" for late hearing requests. Language change is based on experience with both valid and invalid types of requests. Updated language will provide better information for claimants and their representatives.

Documents Relied Upon, and where they are available:

SB 725 (Oregon Laws 2011) changed language in ORS 657.210 regarding valid reasons for late hearing requests. It now uses the term "good cause" which requires clarification in administrative rule.

Justification of Temporary Rule(s):

More clarity for people receiving unemployment benefits.


Authorized Signer

Susan Johnson
Printed name

August 23, 2011
Date