

Secretary of State  
**NOTICE OF PROPOSED RULEMAKING HEARING\***

A Statement of Need and Fiscal Impact accompanies this form.

Department of Land Conservation and Development	660
Agency and Division	Administrative Rules Chapter Number
Casaria Tuttle	635 Capitol Street, Ste. 150, Salem, Oregon 97301
Rules Coordinator	Address
	503-373-0050 ext. 322
	Telephone

**RULE CAPTION**

Designate areas and establish regulatory standards for marine renewable energy development within the territorial sea

**Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.**

Hearing Date	Time	Location	Hearings Officer
9/20/12	8:00 am	635 Capitol St., Ste. 150, Salem, OR Basement Hearing Room	LCDC
11/14/12	8:00 am	Newberg	LCDC

*Auxiliary aids for persons with disabilities are available upon advance request.*

**RULEMAKING ACTION**

Secure approval of new rule numbers (Adopted or Renumbered rules) with the Administrative Rules Unit prior to filing.

**ADOPT:**

**AMEND:** 660-036

**REPEAL:**

**RENUMBER:**

**AMEND & RENUMBER:**

Stat. Auth. : ORS 197.040

Other Auth.:

Stats. Implemented: ORS 196.471

**RULE SUMMARY**

The proposed rule amendment will adopt by reference amendments to the Territorial Sea Plan authorized by ORS 196.443. ORS 196.471 requires the Land Conservation and Development Commission to review such amendments to the Territorial Sea Plan and, upon making of findings, adopt the amendments as part of the Oregon Coastal Management Program. The amendment will revise the Territorial Sea Plan Part Five by incorporating maps that designate areas where marine renewable energy development may be sited, and the standards and review criteria that would be applied by state agencies for conducting their review of project proposals within those designated areas. The maps and standards will be incorporated into the existing Plan as an appendix.

The Agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing the negative economic impact of the rule on business.

November 14<sup>th</sup>, 2012

**Last Day for Public Comment** (Last day to submit written comments to the Rules Coordinator)

Signature	Printed name	Date
*Hearing Notices published in the Oregon Bulletin must be submitted by 5:00 pm on the 15th day of the preceding month unless this deadline falls on a weekend or legal holiday, upon which the deadline is 5:00 pm the preceding workday. ARC 920-2005		