

Secretary of State

STATEMENT OF NEED AND JUSTIFICATION

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

State Historic Preservation Officer and Oregon Parks and Recreation Department
Agency and Division

736-050
Administrative Rules Chapter Number

In the Matter of: the amendment, repeal and adopt of rules governing the special assessment of historic properties.

Rule Caption: (Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.): Special assessment of historic property by the State Historic Preservation Officer.

Statutory Authority: ORS 183, ORS 358

Other Authority: 75th Legislative Assembly, Enrolled SB 192

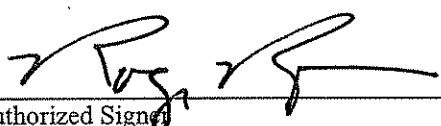
Stats. Implemented: ORS 183.341; ORS 358

Need for the Temporary Rule(s): The Temporary Rules are needed to be able to timely streamline the procedures in accordance with the provisions of Enrolled Senate Bill 192, having an effective date of the 91st day after the date on which the regular session of the Seventy-fifth Legislative Assembly adjourns sine die. That date is September 28, 2009.

A Notice of Proposed Rulemaking Hearing will be filed by October 15, 2009 to permit a public rulemaking process and to have more time to do a complete review of the rules for any additional necessary amendments.

Documents Relied Upon, and where they are available: Enrolled Senate Bill 192

Justification of Temporary Rule(s): Senate Bill 192 makes significant changes to the process for applying for a special assessment of historic properties, and those changes take effect on September 28, 2009. For that reason the agency is filing temporary rules to bring them into alignment with the provisions of Senate Bill 192 effective September 28, 2009.


Authorized Signer _____ Roger Roper, Assistant Director _____ September 28, 2009
Printed name _____ Date