

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

A Statement of Need and Fiscal Impact accompanies this form.

Oregon State Library	543
Agency and Division	Administrative Rules Chapter Number
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Rules Coordinator	Telephone
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**RULE CAPTION**

State Documents Depository Program

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

Hearing Date (m/d/yyyy)	Time	Location	Hearings Officer
1 10/15/2010	11 am	Oregon State Library, 250 Winter St. NE, Salem, OR 97301	Sue Burkholder
2			
3			
4			

Auxiliary aids for persons with disabilities are available upon advance request

**RULEMAKING ACTION**

**ADOPT:**

Secure approval of rule numbers with the Administrative Rules Unit prior to filing.

**AMEND:**

543-070-0000

**REPEAL:**

**Renumber:** Secure approval of rule numbers with the Administrative Rules Unit prior to filing.

**Amend and Renumber:** Secure approval of rule numbers with the Administrative Rules Unit prior to filing.

**Statutory Authority: ORS**

ORS 357.015(2) & ORS 357.090

**Other Authority:**

**Statutes Implemented: ORS**

ORS 357.005(2)(j) & ORS 357.090 to 357.105

*Continued on next page*

**Continuation of ... NOTICE OF PROPOSED RULEMAKING HEARING\***

**RULE SUMMARY**

This rule establishes the framework for the state publication depository program. This amendment accomplishes three things:

1. Eliminates one depository library (Western Oregon University)
2. Clarifies obligations of depository libraries
3. Clarifies publications which are and are not included in the depository program

ORS 183.335(2)(b)(G) requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing negative economic impact of the rule on business.

10/15/2010	Close of Hearing	Robert Hulshof-Schmidt	robert.hulshof-schmidt@state.or.us	08/06/2010
Last Day (m/d/yyyy) and Time for Public Comment		Printed Name	Email Address	Date Filed

Please enter date as m/d/yyyy or mm/dd/yyyy

\*The *Oregon Bulletin* is published on the 1st of each month and updates the rule text found in the Oregon Administrative Rules Compilation. Notice forms must be submitted to the Administrative Rules Unit, Oregon State Archives, 800 Summer Street NE, Salem, Oregon 97310 by 5:00 pm on the 15th day of the preceding month unless this deadline falls on a Saturday, Sunday or legal holiday when Notice forms are accepted until 5:00pm on the preceding workday. ARC 920-2003

**STATEMENT OF NEED AND FISCAL IMPACT**

A Notice of Proposed Rulemaking Hearing or a Notice of Proposed Rulemaking accompanies this form.

Oregon State Library

543

Agency and Division

Administrative Rules Chapter Number

State Documents Depository Program

Rule Caption (Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.)

In the Matter of:

Amendment of OAR 543-070-0000

Statutory Authority: ORS

ORS 357.015(2) & ORS 357.090

Other Authority:

Stats. Implemented: ORS

ORS 357.005(2)(j) & ORS 357.090 to 357.105

Need for the Rule(s):

The need for the amendments to this rule stem from two circumstances:

1. The request from Western Oregon University to withdraw from the depository program
2. Clarifications to the requirements of the program requested by depository libraries and publishing agencies collected since the last amendment to the rule.

Documents Relied Upon, and where they are available:

not applicable

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**Continuation of ... STATEMENT OF NEED AND FISCAL IMPACT**

**Fiscal and Economic Impact:**

The fiscal and economic impact of these amendments is negligible. The State Library may actually reduce costs of the depository program by not shipping depository materials to Western Oregon University. Other changes have no financial impact.

**Statement of Cost of Compliance:**

**1. Impact on state agencies, units of local government and the public (ORS 183.335(2)(b)(E)):**

The impact on state agencies is minimal and beneficial since these amendments clarify which publications are included in the depository program. The potential impact on local government and the public is that future depository materials will not be available at Western Oregon University; other depositories are geographically convenient (Salem and Corvallis).

**2. Cost of compliance effect on small business (ORS 183.336):**

a. Estimate the number of small businesses and types of business and industries with small businesses subject to the rule:  
not applicable

b. Projected reporting, recordkeeping and other administrative activities required for compliance, including costs of professional services:  
not applicable

c. Equipment, supplies, labor and increased administration required for compliance:  
not applicable

**How were small businesses involved in the development of this rule?**

not applicable

Administrative Rule Advisory Committee consulted?:  Yes  No

**If not, why?:**

Two stakeholder groups were consulted: one of state agency publishing liaisons and one of depository libraries

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