

**PUBLIC UTILITY COMMISSION OF OREGON
ADMINISTRATIVE HEARINGS DIVISION REPORT
PUBLIC MEETING DATE: February 7, 2006**

REGULAR _____ CONSENT X EFFECTIVE DATE _____ N/A _____

DATE: January 24, 2006

TO: Commissioners Beyer, Savage, and Baum

FROM: Kathryn Logan, Administrative Law Judge

REVIEWED BY: Terry Lambeth, Rules Project Leader

SUBJECT: AR 504: Initiating a Rulemaking to Amend OAR 860-011-0001(1)(b) to Conform with the Commission's Practice of Providing Notice to Interested Persons Regarding the Adoption, Amendment or Repeal of a Permanent Rule.

ADMINISTRATIVE LAW JUDGE RECOMMENDATION:

Initiate a rulemaking to amend OAR 860-011-0001(1)(b) to conform with the Commission's practice of providing notice to interested persons regarding the adoption, amendment or repeal of a permanent rule.

DISCUSSION:

The amendment would add the word "permanent" to the rule to reflect the Commission's practice of providing written notification to interested persons regarding the adoption, amendment or repeal of any permanent rule. The Commission is not required by statute (ORS 183.335(5)) to provide notification to interested persons prior to the adoption, amendment or repeal of any temporary rule. This proposed change reflects Commission practice prior to the inadvertent removal of the word "permanent" in a previous rulemaking proceeding.

PROPOSED COMMISSION MOTION:

Initiate a rulemaking to amend OAR 860-011-0001(1)(b).

860-011-0001

Notice to Interested Persons

- (1) The Commission maintains mailing lists of persons interested in receiving notices of:
 - (a) Commission public meetings;
 - (b) **Permanent r**ulemaking proceedings that involve electric, natural gas, telecommunications, water, wastewater or procedural matters; and
 - (c) Contested case proceedings that concern particular regulated industries.
- (2) The Commission will send advance notice of these events, by mail or electronic mail, to persons on these lists. Any person may request in writing to be included on the relevant list(s) for the person's particular area of interest.
- (3) The Commission will not delete the names of persons from a notice list without prior notification.

Stat. Auth.: ORS Ch. 183, 756, 757 & 759

Stats. Implemented: ORS 756.040 & 756.500 through 756.575

Hist.: PUC 169, f. & ef. 11-10-75 (Order No. 75-936); PUC 179, f. 3-18-77, ef. 4-1-77 (Order No. 77-163); PUC 1-1985, f. & ef. 2-1-85 (Order No. 85-075); PUC 10-2004, f. & ef. 4-29-04 (Order No. 04-222); PUC 18-2004, f. & ef. 12-30-04 (Order No. 04-753)