

Secretary of State
STATEMENT OF NEED AND FISCAL IMPACT

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

Bureau of Labor and Industries

839

Agency and Division

Administrative Rules Chapter Number

Amendments clarifying filing deadlines, default relief and ex parte definition.

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

In the Matter of:

Amendments to clarify OAR 839 Division 50 contested case rules

Statutory Authority:

ORS chapter 183; ORS 651.060

Other Authority:

Stats. Implemented:

ORS chapter 183

Need for the Rule(s):

The rules are needed to clarify that filing deadlines may not fall on a state furlough day; make the rule on relief from default more easily understood; and to add the definition of "ex parte" to the rule on ex parte contacts. Rule clarification makes the contested case more efficient and fair.

Documents Relied Upon, and where they are available:

No documents other than statutes and rules were relied upon.

Fiscal and Economic Impact:

No fiscal or economic impacts are anticipated.

Statement of Cost of Compliance:

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

None anticipated.

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

a. Estimate the number of small business and types of businesses and industries with small businesses subject to the rule:

None anticipated.

b. Projected reporting, recordkeeping and other administrative activities required for compliance, including costs of professional services:

None.

c. Equipment, supplies, labor and increased administration required for compliance:

None.

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

If not, why?:

Small businesses were not involved. These are amendments clarifying current rules.

Administrative Rule Advisory Committee consulted?: No

These are amendments clarifying current rules and do not substantively change contested case requirements.

12-21-2011 5:00 p.m.

Marcia Ohlemiller

Marcia.L.Ohlemiller@state.or.us

11-9-11 7:20 AM

Last Day (m/d/yyyy) and Time
for public comment

Printed Name

Email Address

Date Filed