

Secretary of State  
**NOTICE OF PROPOSED RULEMAKING\***  
A Statement of Need and Fiscal Impact accompanies this form

**FILED**  
9-15-16 2:46 PM  
ARCHIVES DIVISION  
SECRETARY OF STATE

Oregon Department of Aviation  
Agency and Division

738

Administrative Rules Chapter Number

Lauri Kunze

(503) 986-3171

Rules Coordinator

Telephone

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Address

**RULE CAPTION**

Removes minimum grant amount available; allows multiple applications per airport up to \$150,000 per application

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

**RULEMAKING ACTION**

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

**ADOPT:**

**AMEND:**

738-125-0015 and 738-125-0030

**REPEAL:**

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

**AMEND AND RENUMBER:** Secure approval of new rule numbers with the Administrative Rules Unit prior to filing.

**Statutory Authority:**

ORS 835.035, 835.112

**Other Authority:**

None

**Statutes Implemented:**

ORS 835.015, 835.025, 836.015, 836.070, 319.020

**RULE SUMMARY**

These amendments eliminate the minimum FAM grant dollar amount and remove the restriction of per application per airport per grant cycle found in OAR 738-125-0015 and 738-125-0030(2).

A public rulemaking hearing may be requested in writing by 10 or more people, or by an association with 10 or more members, within 21 days following the publication of the Notice of Proposed Rulemaking in the Oregon Bulletin or 28 days from the date Notice was sent to people on the agency mailing list, whichever is later. If sufficient hearing requests are received, the notice of the date and time of the rulemaking hearing must be published in the Oregon Bulletin at least 14 days before the hearing.

The Agency 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.

10-21-2016 5:00 p.m.

Lauri Kunze

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

Rules Coordinator Name

Email Address

\*The Oregon Bulletin is published on the 1st of each month and updates the rule text found in the Oregon Administrative Rules Compilation.

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**STATEMENT OF NEED AND FISCAL IMPACT**  
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Administrative Rules Chapter Number

Removes minimum grant amount available; allows multiple applications per airport up to \$150,000 per application

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

In the Matter of:

the amendment of 738-125-0015 and 738-125-0030

**Statutory Authority:**

ORS 835.035, 835.112

**Other Authority:**

None

**Statutes Implemented:**

ORS 835.015, 835.025, 836.015, 836.070, 319.020

**Need for the Rule(s):**

These amendments eliminate the minimum FAM grant dollar amount and remove the restriction of per application per airport per grant cycle found in OAR 738-125-0015 and 738-125-0030(2).

**Documents Relied Upon, and where they are available:**

None

**Fiscal and Economic Impact:**

None

**Statement of Cost of Compliance:**

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

None

**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:**

No small businesses are subject to the rule; however, there are 97 Public Use airports in Oregon.

**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?**

Small businesses were not involved in the development of these rules because there is no impact to small businesses.

**Administrative Rule Advisory Committee consulted?:No**

**If not, why?:**

The rulemaking is minor and was pre-approved by the State Aviation Board at the public State Aviation Board meeting on September 1, 2016. The rulemaking is housekeeping in general with the exception of the removal of the \$25,000 minimum application requirements. This amendment will benefit the airport sponsors/owners with grant requests under \$25,000 by allowing those airport sponsors/owners the opportunity to apply for grant funding. With these amendments, airport sponsors will also be allowed to submit more than one application per airport, per grant cycle.

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

Printed Name

Email Address