

# Annual Rules Report

*Per House Bill 4106 (2016 Regular Session)*

February 1, 2026

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## Oregon Criminal Justice Commission

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## **Executive Summary**

Pursuant to House Bill (HB) 4106 (2016 Regular Session), the Oregon Criminal Justice Commission (CJC), as a rulemaking agency, must submit an annual report to the Legislative Assembly covering agency rulemaking actions taken during the preceding 12-month period (described as “the reporting period” herein). The report must describe any rules adopted, amended, or repealed in accordance with ORS 183.335(2) and (3), and it must describe need and justification for, and explanation of, any temporary rulemaking undertaken during the reporting period. This report contains the rulemaking information required of the CJC during the preceding 12-month period, in accordance with HB 4106. It is submitted to the Legislative Assembly following the requirements of ORS 192.245 (covering report submissions).

During the reporting period in question – February 1, 2025, through January 31, 2026 – the CJC undertook temporary rulemaking for the Organized Retail Theft Grant Program, and the Jail-based Medications for Opioid Use Disorder Grant Program. No rules were repealed or suspended during this reporting period.

A copy of this report is available to members of the Legislative Assembly upon request. Please contact the CJC via email at [contact@cjc.oregon.gov](mailto:contact@cjc.oregon.gov) or via phone at (503) 378-4830 to request a paper or electronic copy. The report is also available online on the CJC’s Publications webpage: <https://www.oregon.gov/cjc/sac/pages/publications.aspx>.

## **I. HB 4106 Report Introduction**

The Oregon Criminal Justice Commission (CJC) is a state agency with rulemaking authority and is subject to the Oregon Administrative Procedures Act's requirements found in ORS 183.335. In relevant part, ORS 183.335 controls public notice required of executive-branch rulemaking agencies. ORS 183.335(2) describes what required public notices must include. ORS 183.335(3) describes requirements for giving interested persons reasonable opportunities to submit views, including requirements for when an oral public hearing on a rulemaking action must take place, how the hearing must be advertised, and related recordkeeping duties.

Pursuant to House Bill (HB) 4106 (2016 Regular Session), the CJC, as a rulemaking agency, must submit an annual report, due February 1, to the Legislative Assembly covering agency rulemaking actions taken during the preceding 12-month period (described as "the reporting period" herein).

First, the report must describe any rules adopted, amended, or repealed in accordance with ORS 183.335(2) and (3). Next, for any rules adopted, amended, or suspended during the preceding 12-month period, the CJC must also provide: (1) the number of rules in question and a list of these rules, (2) a statement of need for each rule, (3) any agency findings that a failure to act promptly would result in serious prejudice to the public interest or the interest of parties concerned, and (4) an explanation of why proceeding under ORS 183.335(5) – the section covering temporary rulemaking – was the most appropriate method for adopting, amending or suspending the rule, as well as why it was not appropriate to proceed in accordance with ORS 183.335(2) and (3).

This report contains the rulemaking information required of the CJC during the reporting period, in accordance with HB 4106. It is submitted to the Legislative Assembly following the requirements of ORS 192.245 (covering report submissions).

## **II. Agency Rules Report for the Reporting Period**

The CJC filed temporary rules in two instances during the reporting period: (1) the Organized Retail Theft Grant Program, and (2) the Jail-based Medications for Opioid Use Disorder Grant Program. The following describes all required reporting components for the two instances in which the CJC filed temporary rules.

### **A. Organized Retail Theft Grant Program**

During the 2023 Regular Session, the Oregon Legislature enacted Senate Bill (SB) 900, establishing the Organized Retail Theft Grant Program (ORT). The program was established to assist: (1) cities and counties with the costs incurred by local law enforcement agencies in addressing organized retail theft; (2) the Oregon State Police with costs incurred by the department in addressing organized retail theft; and (3) community-based organizations in addressing organized retail theft.

During the 2025 Regular Session, the Oregon Legislature enacted House Bill (HB) 3069. HB 3069 (section 24) amended the Organized Retail Theft Grant Program in the following ways: (1) removing the Oregon State Police as an eligible applicant and adding the Oregon Department of Justice; (2) removing community-based organizations as eligible applicants.

Organized Retail Theft Grant Program Grant Program Rules Amended:

- OAR 213-090-0030 (Definitions)
- OAR 213-090-0040 (Grant Application Requirements)
- OAR 213-090-0060 (Grants to the Oregon Department of Justice)

**B. Jail-Based Medications for Opioid Use Disorder Grant Program**

During the 2024 Regular Session, the Oregon Legislature enacted House Bill (HB) 4002, establishing the Jail-based Medications for Opioid Use Disorder Grant Program (JMOUD). The program was established to provide opioid use disorder treatment and transitional planning services to persons in custody in local correctional facility and tribal correctional facilities.

During the 2025 Regular Session, the Oregon Legislature enacted Senate Bill (SB) 236. SB 236 which expanded the definition of “local correctional facility” to include the following language: “local correctional facility” has the meaning given that term in ORS 169.005 **and also means any facility operated by a county supervisory authority, as defined in ORS 144., including facilities for providing corrections supervision services or custodial services.**

Jail-based Medications for Opioid Use Disorder Grant Program Rules Amended:

- OAR 213-100-0030 (Definitions)

**C. Agency Findings of Need Justifying Temporary Rulemaking Rules Adopted, Amended, or Repealed During Reporting Period and Explanations for Why Temporary Rulemaking was Appropriate in Adopting, Amending, or Suspending Any Rules During Reporting Period**

The CJC filed temporary rules during the reporting period for the Organized Retail Theft Grant Program (ORT). The previous grant cycle ended on September 30, 2025, which meant that existing grant recipients no longer had access to funds to effectively run operations to disrupt retail theft within their communities and dismantle efforts to purchase and resell stolen merchandise, and address activities that may place retail employees, the public, or both, at risk of harm.

The temporary rules for ORT included the amended changes outlined in HB 3069, with an effective date of July 1, 2025. This allowed for the immediate release of the solicitation for the 2025-27 grant cycle, with funds awarded before the end of the year. The temporary rule filing will be followed by permanent rulemaking notice and comment periods.

The CJC also filed temporary rules during the reporting period for the Jail-based Medications for Opioid Use Disorder Grant Program (JMOUD). The previous grant cycle ended on September 30<sup>th</sup> which meant the applicants would no longer have access to funds to support their JMOUD programs and continue to provide individuals with much needed opioid medications while in jail and while transitioning into the community. This not only endangered the health of the individual but also posed a safety risk to the communities in which these individuals reside.

The temporary rules for JMOUD included the amended changes outlined in SB 236, with an effective date of July 1, 2025. Temporary rules allowed for the immediate release of the solicitation for the 25-27 grant cycle, with funds to be awarded before the end of the year. The temporary rule filing will be followed by permanent rulemaking notice and comment periods.

#### **D. Total Rules Adopted, Amended, or Repealed During the Reporting Period**

In total, the CJC amended four rules during the reporting period. No rules were repealed or suspended during the reporting period.