PERMANENT ADMINISTRATIVE ORDER

EFSC 6-2020
CHAPTER 345
DEPARTMENT OF ENERGY
ENERGY FACILITY SITING COUNCIL

FILING CAPTION: Safe Public Meetings and Hearings

EFFECTIVE DATE: 11/19/2020
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RULE SUMMARY: This rule is intended to allow the Council or Chair to waive any provision of rule requiring that a public meeting or public hearing be held in person or in a specific geographical area, if the Council or Chair finds that in-person attendance at the meeting or hearing would present a risk to public health or safety or the health and safety of the participants.

CHANGES TO RULE:

345-015-0003
Remote and Electronic Public Meeting and Hearings
(1) The Council or Chair may waive any provision of OAR chapter 345 requiring that a public meeting or public hearing be held in person or in a specific geographical area, if:
(a) The Council or Chair finds that in-person attendance at the meeting or hearing would present a risk to public health or safety or the health and safety of the participants;
(b) The public meeting or public hearing is held through the use of telephone or other electronic communication in accordance with ORS 192.610 to 192.690; and
(c) For public hearings, the Council provides an opportunity for submission of testimony by telephone, video, or through some other electronic or virtual means, or provides a means of submitting written testimony, including by email or other electronic methods, that the Council may consider in a timely manner.

(2) This rule does not apply to:
(a) Any meeting or hearing otherwise required to be held in-person or in a specified geographic location by ORS chapter 469; or
(b) A contested case hearing held pursuant to ORS chapter 183 and OAR chapter 345.

Statutory/Other Authority: ORS 469.470
Statutes/Other Implemented: ORS 192.670