

2025-2027 EFSC Rulemaking Schedule

Project ID	Rulemaking	Description	Current Status	Estimated Completion
In Progress				
R243	2024 Site Certificate Amendment	Review OAR 345-027 and associated rules to evaluate the efficacy of rules in providing opportunities for public participation and minimizing adverse economic impacts on certificate holders and address outstanding issues from 2019 rulemaking.	Drafting language	September 2025
R194	Timely Communication with Tribal Governments	Evaluate options to encourage early communication between applicants and tribal governments early in the application process.	Drafting language	June 2025
R212	Application Process Review – Phase 2	Evaluate options to better align the application requirements in OAR 345-020 and 021 with the standards in OAR 345-022 to 345-024 and improve the consistency of rules and the application process.	Formal rulemaking (public comment period)	March 2025
R222	Radioactive Material Transport Fees	Evaluate whether the current radioactive transport fee amounts are adequate to fund programs to prevent, prepare for, and respond to potential accidents involving the transport of radioactive material in Oregon. Evaluate whether additional updates to the rules found in OAR 345-060 are needed to incorporate changes to federal safety standards that have occurred since the rules were last updated.	Forming RAC	December 2025

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Project ID	Subject Matter	Description	Stakeholder Engagement	Estimated Timeline
2025				
R251	Modernization Rulemaking	Consider options to modernize the Council and Department's application process, including an examination of hard copy submission requirements, notice requirements— including for DoD —and the possibility of requiring applicants and certificate holders to submit GIS data for energy facilities.		February 2025 – August 2025
R185	Exemptions	Evaluate potential updates to Council rules governing site certificate exemptions under OAR 345-015-0350 to 345-015-0380.	RAC	March 2025 – November 2025
R182	General Compliance	Update OAR 345-026-0005 to 345-026-0170 and related rules to better support ongoing compliance activities.	RAC	May 2025 – December 2025
R252	Application Process Review – Phase 3 (No 1)	Review both the Financial Assurance and Organizational Expertise standards.	RAC	July 2025 – July 2026
R253	Application Process Review – Phase 3 (No 2)	Review the Waste Minimization, Public Services, and Land Use standards.	RAC	October 2025 – October 2026
2026				
R205	Mandatory Conditions in Site Certificates	Review rules in OAR 345-025 to ensure that the mandatory conditions specified by rule are clear, complete, and necessary to be included in each site certificate. Consider allowing flexibility in language to address site specific conditions and circumstances.	RAC	January 2026 – October 2026
R216	Natural Hazards Mitigation	This rulemaking project would evaluate whether and how the siting review process can support the goals of the Oregon Natural Hazard Mitigation Plan and implement natural hazard mitigation strategies.	RAC	March 2026 – December 2026

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Project ID	Subject Matter	Description	Stakeholder Engagement	Estimated Timeline
R261	Application Process Review – Phase 3 (No 3)	Evaluate options to better align the application submission requirements and standards in OAR 345-022. See chart at end for possible options	RAC	May 2026 – May 2027
R262	Application Process Review – Phase 3 (No 4)	Evaluate options to better align the application submission requirements and standards in OAR 345-022. See chart at end for possible options.	RAC	August 2026 – August 2027
2027 OR LATER				
R271	Application Process Review – Phase 3 (No 5)	Evaluate options to better align the application submission requirements and standards in OAR 345-022. See chart at end for possible options	RAC	January 2027 – January 2028
R272	Application Process Review – Phase 3 (No 6)	Evaluate options to better align the application submission requirements and standards in OAR 345-022. See chart at end for possible options.	RAC	April 2027 – April 2028

PHASE 3 Rulemakings for Council Standards	
Standards Grouped by Proposed Rulemaking	OAR
Financial Assurance + Organizational Expertise	345-022-0010 + 345-022-0050

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Structural Standard + Soil Protection	345-022-0020 + 345-022-0022
Protected Areas + Scenic Resources + Recreation	345-022-0040 + 345-022-0080 + 345-022-0100
Fish and Wildlife Habitat + Threatened and Endangered Species	345-022-0060 + 345-022-0070
Waste Minimization + Public Services + Land Use	345-022-0120 + 345-022-0110 + 345-022-0030
Historic, Cultural and Archaeological Resources	345-022-0090

PENDING 5-YEAR REVIEWS

Project ID	Project Name	Description	Due Date
UNDER REVIEW NOW			
R204	Amendment of Site Certificates	Complete 5-year review of OAR 345-027-0311 to 345-027-0400	1/28/2025
UPCOMING REVIEWS			
R183	Solar PV Rules	Complete 5-year review of OAR 345-001-0250	6/20/2025
R207	Safe Public Meetings and Hearings	Complete 5-year review of OAR 345-015-0003	10/23/2025
R195	Radioactive Waste Materials Enforcement	Complete 5-year review of OAR 345-029-0503 to 345-029-0560.	2/26/2026