



**Date:** September 16, 2026

**To:** Robert Harris, Chair of OPDC  
Susan Mandiberg, Vice Chair of OPDC  
OPDC Commissioners

**Cc:** Kenneth Sanchagrin, Executive Director

**From:** Dacia Smith, Rules Coordinator

**Re:** Presiding Officer's Report on Rulemaking Hearing – OAR chapter 404 division 025

**Nature of Presentation: Briefing**

**Background:**

The Oregon Public Defense Commission's (OPDC) Administrative Rules Coordinator filed the Notice of Proposed Rulemaking with the Secretary of State's Office on June 23, 2026, regarding the agency's adoption of model rules, notice of intended rulemaking actions, and delegation of rulemaking authority. The team held a rulemaking hearing for the three proposed administrative rules. The hearing occurred virtually using the Zoom platform and was recorded to create an official record. The public comment period began on July 1, 2026, and closed on August 10, 2026, at 5 p.m. Pacific time.

**Public Hearings and Comment Period**

| Meeting type          | Hearing Date and Time                | Hearing Location                                           |
|-----------------------|--------------------------------------|------------------------------------------------------------|
| Public Hearing        | July 29, 2026, 2 p.m. PT             | Virtual via Zoom.                                          |
| Public Comment Period | July 1 to August 10, 2026, 5 p.m. PT | Submitted in writing via online form or Admin.Rules email. |

**Notice Filings (OAR chapter 404 Division 025)**

| Notice Title for Filing                                                                                        | Rule Numbers                                               |
|----------------------------------------------------------------------------------------------------------------|------------------------------------------------------------|
| Agency adoption of model rules, notice of intended rulemaking actions, and delegation of rulemaking authority. | Adopting OAR 404-025-0100, 404-025-0200, and 404-025-0300. |

### Public Hearing – July 29, 2026

The public hearing for the three proposed administrative rules took place on Wednesday, July 29, 2026, at 2:00 p.m. Pacific time via Zoom, and was recorded to maintain a record. Two individuals from the agency attended the hearing as observers. No members of the public attended the hearing. [View the hearing.](#)

### Public Comment Period – July 1 to August 10, 2026

The Notice of Proposed Rulemaking filing for the agency's adoption of model rules, notice of intended rulemaking actions, and delegation of rulemaking authority proposed administrative rules, which included a Statement of Need with Racial Equity and Fiscal Impact consideration, was published in the Oregon Bulletin on July 1, 2026. The public comment period was open from July 1 to August 10, 2026, for interested parties and the public to submit comments on the proposed rules.

During the public comment period, the agency received one (1) written comment from an individual through the [Admin.Rules@opdc.state.or.us](mailto:Admin.Rules@opdc.state.or.us) email box regarding OAR 404-025-0300 Delegation of Rulemaking Authority. [Read the email and comment.](#)

The Oregon Legislators' comment period opened on June 23, and closed on August 10, 2026, at 5 p.m. Pacific time. No comments or questions were received via the agency's online form or the agency's [Admin.Rules@opdc.state.or.us](mailto:Admin.Rules@opdc.state.or.us) email box.

#### **Fiscal Impact:**

None.

#### **Recommendation:**

None.

#### **Proposed Motion:**

None.