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**NOTICE OF PROPOSED RULEMAKING**  
INCLUDING STATEMENT OF NEED & FISCAL IMPACT

CHAPTER 736  
PARKS AND RECREATION DEPARTMENT

**FILED**

09/28/2022 8:52 AM  
ARCHIVES DIVISION  
SECRETARY OF STATE

FILING CAPTION: Local Government Grant Program rule update

LAST DAY AND TIME TO OFFER COMMENT TO AGENCY: 11/03/2022 5:00 PM

*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.*

*A public rulemaking hearing may be requested in writing by 10 or more people, or by a group 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 the 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.*

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**NEED FOR THE RULE(S)**

These rules govern the application process, administration and distribution of the Local Government Grant Program. The Local Government Grant Program (LGGP) funds outdoor recreation in cities, counties and special districts with a portion of constitutionally-dedicated lottery funding. The grant program was created after passage of Measure 76 dedicating lottery funding to parks and natural resources. Article XV, Section 4a (3) of the Oregon Constitution requires that each biennium 12% of the portion of lottery funding for Oregon Parks and Recreation Department be dedicated to local and regional government grants for outdoor recreation. It further requires that if lottery proceeds reach more than fifty percent above the amount deposited in the 2009-2011 biennium, the grant amount will increase to 25% of OPRD's portion of dedicated lottery funding. The proposed rule changes are needed to address both potential of additional funding and needs for general updates to administrative processes. A majority of the rules have not been updated for at least ten years. Proposed changes would update language and process to match current operational needs. In addition, overall grant sizes would be increased.

**DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE**

Local Government Grant Program Manual: <https://www.oregon.gov/opr/d/GRA/Documents/LGGP-2022-Manual.pdf>  
Oregon Constitution: Article XV, Section 4a(3) [https://www.oregonlegislature.gov/bills\\_laws/Pages/OrConst.aspx](https://www.oregonlegislature.gov/bills_laws/Pages/OrConst.aspx)

**STATEMENT IDENTIFYING HOW ADOPTION OF RULE(S) WILL AFFECT RACIAL EQUITY IN THIS STATE**

The proposed rule amendments do not have a specific impact on racial equity in Oregon. Funding from the Local Government Grant program may help to provide access to park and outdoor recreation in communities that have been disadvantaged. Proposed changes to increase grant awards may help additional communities to rehabilitate existing outdoor recreation facilities or acquire new properties.

**FISCAL AND ECONOMIC IMPACT:**

The Local Government Grant Program has awarded over \$60 million in grant funding to local governments in Oregon since the program began in 1999. Typically, the program awards over \$5 million annually to qualifying outdoor recreation projects throughout the state.

The proposed rules would increase maximum grant awards from \$750,000 to \$1,000,000. This could have a positive economic impact throughout Oregon. Additionally, proposed rules specify that up to 20 percent of grant funds may be set aside for small grants of up to \$100,000. This will ensure that funding, and the economic impact, is spread throughout the state.

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**COST OF COMPLIANCE:**

*(1) Identify any state agencies, units of local government, and members of the public likely to be economically affected by the rule(s). (2) Effect on Small Businesses: (a) Estimate the number and type of small businesses subject to the rule(s); (b) Describe the expected reporting, recordkeeping and administrative activities and cost required to comply with the rule(s); (c) Estimate the cost of professional services, equipment supplies, labor and increased administration required to comply with the rule(s).*

(1) Oregon Parks and Recreation Department is the only state agency directly affected by the proposed rules. All cities, counties, park and recreation districts, ports and metropolitan service districts in Oregon are eligible to apply for this grant program. The proposed changes may have a positive economic effect on local governments that apply for, and receive, larger grants proposed in the rule changes. (2) (a)(b)(c) Small businesses are not subject to the proposed rules, they are not eligible applicants for this program.

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**DESCRIBE HOW SMALL BUSINESSES WERE INVOLVED IN THE DEVELOPMENT OF THESE RULE(S):**

This rule does not specifically apply to small businesses. They may benefit as contractors hired by grant recipients, but are not eligible grant applicants.

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**WAS AN ADMINISTRATIVE RULE ADVISORY COMMITTEE CONSULTED? YES**

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**RULES PROPOSED:**

736-006-0105, 736-006-0110, 736-006-0115, 736-006-0125, 736-006-0140, 736-006-0145

AMEND: 736-006-0105

**RULE SUMMARY:** Describes the statutory authority for local government grant program rules. Proposed amendments clarify that when funding dedicated to the program from constitutionally dedicated lottery funds exceed 150 percent of funds available during the 2009-11 biennium, the available grant funds will increase to 25% of OPRD's portion of lottery funds. If lottery revenues drop below that threshold, the percent available for the grant program would return to 12% of OPRD's lottery funding.

**CHANGES TO RULE:**

736-006-0105

Statutory Authority and Procedure ¶

~~ORS 390.180 requires the Director to adopt rules establishing procedures the Oregon Parks and Recreation Department to adopt rules establishing procedures the Oregon Parks and Recreation Department shall use when the Department disburses money to local governments shall use when the department disburses money to local governments.¶~~

(1) As required by in ORS 390.134(9) if the Parks and Natural Resource Fund received from the Oregon Lottery during a biennium is more than 150 percent of the amount that was transferred during the 2009-2011 biennium, the available funds for the grants will be 25 percent of the Parks subaccount lottery funding transferred to the State Parks and Recreation Department Fund during the preceding biennium.¶

(2) If funding during a preceding biennium drops below 150 percent of the amount that was transferred during the 2009-2011 biennium, the available funds for grants will revert to twelve percent of the amount transferred to the State Parks and Recreation Department Fund in the following biennium.

Statutory/Other Authority: ORS 390.180

Statutes/Other Implemented: ORS 390.180

RULE SUMMARY: Provides definitions for use throughout division six. Proposed changes make minor changes to definitions.

CHANGES TO RULE:

736-006-0110

Definitions ¶¶

As used in this division, unless the context requires otherwise:¶¶

- (1) "Acquisition" - ~~Means~~ ¶¶ The gaining of property rights, including but not limited to fee title or easements, for public use.¶¶
- (2) "Bicycle Rrecreation" - ~~Means~~ ¶¶ The use of bicycles for enjoyment, social interaction, education, or physical well-being while on recreational trails or paths that are not along or adjacent to public roads or streets, and that are primarily recreational rather than transportational in nature.¶¶
- (3) "Commission" - ~~Means~~ ¶¶ The Oregon Parks and Recreation Commission.¶¶
- (4) "Committee" - ~~Means~~ ¶¶ The Local Government Grant Advisory Committee appointed by the Ddirector to prioritize local government project applications.¶¶
- (5) "Conversion" - ~~Means~~ ¶¶ The act of utilizing property acquired or developed using either Local Government Grant Program funds or Land and Water Conservation Funds for purposes other than public outdoor recreation uses.¶¶
- (6) "Current Master Plan" - ~~Means a~~ ¶¶ A site-specific resource-based plan guiding recreational site acquisition, development, protection, and management of park areas and facilities.¶¶
- (7) "Department" - ~~Means~~ ¶¶ The Oregon Parks and Recreation Department (OPRD).¶¶
- (8) "Development" - ~~Means~~ ¶¶ The construction or rehabilitation of facilities necessary for the use and enjoyment of public outdoor recreation resources.¶¶
- (9) "Director" - ~~Means~~ ¶¶ the Director of the Oregon Parks and Recreation Department.¶¶
- ~~(10) "Eligible Project" - Means an acquisition, development, major rehabilitation undertaking, or planning or feasibility studies which satisfies the requirements of the Local Government Grant Program or their designee.¶¶~~
- ~~(11)~~ (14) "Force Account" - ~~Means~~ ¶¶ The governmental entity's own work force performing project work rather than contracting out for the services.¶¶
- ~~(12)~~ (11) "LWCF or Land and Water Conservation Fund" - Means those funds made available to the state through the Land and Water Conservation Fund Act of 1965 (Public Law 88-578).¶¶
- ~~(13)~~ (12) "Local Comprehensive Plan" - ~~Means~~ ¶¶ The acknowledged comprehensive land use plan prepared by each local jurisdiction within the state, as required by ORS chapter 197.¶¶
- ~~(14)~~ (13) "Local Ggovernments" - ~~Means e~~ ¶¶ Cities, municipal corporations, counties, political subdivisions, park and recreation districts, port districts, and metropolitan service districts.¶¶
- ~~(15)~~ (14) "Local Government Grant Policies and Procedures Manual" - ~~Means a~~ ¶¶ A manual prepared by the Ddepartment containing state and federal policies, procedures and instructions to assist local government agencies wishing to participate in the Local Government Grant Program.¶¶
- ~~(16)~~ (15) "Local Government Grant Program" - ~~Means~~ ¶¶ The program and process for distributing state monies to eligible local governments for outdoor park and recreation areas and facilities located on properties controlled or managed by the eligible local government.¶¶
- ~~(17)~~ (16) "Major Rrehabilitation" - ~~Means~~ ¶¶ The repair, restoration, or reconstruction of facilities, which is necessitated by obsolescence, building code changes, or normal wear and tear ~~not attributed to lack of maintenance.~~¶¶
- ~~(18)~~ (17) "OPRD" - ~~Means~~ ¶¶ The Oregon Parks and Recreation Department.¶¶
- ~~(19)~~ (18) "Outdoor Rrecreation" - ~~Means s~~ ¶¶ Structured and unstructured leisure and fitness activities that occur in open air and are not provided in a roofed and enclosed facility.¶¶
- ~~(20)~~ (19) "Project" - ~~Means~~ ¶¶ The planning or feasibility study documents or the site and associated improvements where acquisition, development, or major rehabilitation will occur.¶¶
- ~~(21)~~ (20) "Project Aauthorization" - ~~Means~~ ¶¶ The State/Local Agreement that authorizes the project to begin effective on or after the date signed by both the Director and Project Sponsor or their designee.¶¶
- ~~(22)~~ (21) "Project Ssponsor" - ~~Means~~ ¶¶ The recipient of the grant funds and the entity responsible for implementation of the project and the maintenance and operation of the site.¶¶
- ~~(23)~~ (22) "SCORP" - ~~Means~~ ¶¶ The Statewide Comprehensive Outdoor Recreation Plan, that is Oregon's basic five-year plan for outdoor recreation and that provides the state with an up-to-date regional information and planning tool serving as the basis by which all Oregon recreation providers (state, federal, local, and private) catalogue and rank their recreation needs, obtain funding through partnerships and grants, and affirm their respective roleg

document used to identify and assess Oregon's outdoor recreation needs.¶

(243) "State/Local Agreement" - Means ~~†~~The signed agreement between the ~~D~~Department and ~~P~~project ~~S~~sponsor, which authorizes the project to begin ~~on, or after the date signed by both the Director and the Project Sponsor~~ and that describes the contractual relationship and responsibilities of the parties to the Project.¶

(254) "Sustainability" - Means ~~u~~Using, developing, protecting, and managing the resource in a manner that enables people to meet current and future generation needs from the multiple perspective of environmental, economic, and community objectives.

Statutory/Other Authority: ORS 390.180

Statutes/Other Implemented: ORS 390.180

AMEND: 736-006-0115

RULE SUMMARY: Sets the maximum grant award sizes and process for determining split of grant funding into different types of awards. Proposed amendments increase the maximum grant award amounts.

CHANGES TO RULE:

736-006-0115

Apportionment of Monies ~~Between Small and Large Grants~~

(1) Up to ~~15~~20 percent of available funds shall be set aside for small grants. Small grants are projects with a maximum ~~\$75~~100,000 grant request.¶

(2) Other than for land acquisitions, the remainder of available funds shall be for large projects with a maximum ~~\$75~~of up to \$1,000,000 grant request.¶

(3) A ~~P~~project Sponsor may request grant funding for land acquisitions in an amount not to exceed \$1,000,000.¶

(4) In consultation with the ~~C~~Committee, the ~~C~~Commission and the ~~D~~Director may set the maximum at more or less than that above amounts based upon the availability of funds.¶

(5) Based on the quality and quantity of ~~E~~Eligible ~~P~~Projects, the ~~C~~Committee, with concurrence of the ~~D~~Director, may dedicate a portion of the funds for projects expected to be completed within 12 months of grant award.¶

(6) In consultation with the committee, the director may dedicate a portion of the available funds to projects located in cities or districts with populations under 25,000 and counties with populations under 50,000.

Statutory/Other Authority: ORS 390.180

Statutes/Other Implemented: ORS 390.180

RULE SUMMARY: This rule describes the requirements for applicants to Local Government grant program. Proposed changes clarify required documentation for grant applicants.

CHANGES TO RULE:

736-006-0125

Application Procedure ¶

The purpose of this rule is to set forth requirements that must be met by local government applicants in ~~submitting an application~~ applying for Local Government Grant Program funding assistance.¶

(1) Eligibility for Funding Assistance. Public agencies eligible for state funding assistance are:¶

(a) Cities, ~~Municipal~~ Corporations;¶

(b) Counties, ~~Political~~ Subdivisions;¶

(c) Park and ~~Recreation~~ Districts;¶

(d) Port Districts;¶

(e) Metropolitan Service Districts.¶

(2) Matching Requirements:¶

(a) Cities and districts with a population greater than 25,000 and counties with a population greater than 50,000 must provide a match of at least 50 percent of total project costs.¶

(b) Cities and districts with a population between 5,000 and 25,000 and counties with a population between 30,000 and 50,000 must provide a match of at least 40 percent of total project costs.¶

(c) Cities and districts with a population of less than 5,000 and counties with a population of less than 30,000 must provide a match of at least 20 percent of total project costs.¶

(d) If an applicant established that a situation of extreme economic hardship impacts a project, the applicant may request that the ~~D~~director authorize a reduced match down to a minimum of 20 percent of total project costs. The ~~D~~director has sole discretion to authorize a reduced match under this subsection based on consideration of the applicant's request, the project, and the project's eligible match; the availability of funds; the scope and need of projects available for funding; and the urgency and statewide importance of prospective projects.¶

(e) The eligible match by the ~~P~~project ~~S~~sponsor may include local budgeted funds, local agency labor or equipment, federal revenue sharing, other eligible grants, state and county inmate labor, donated funds, the value of private donated property, equipment, materials, labor, the value of land acquired within the past six-year period, cost of appraisals, pre-development costs within the past two-year period or any combination thereof. Engineering and administration costs and costs incurred prior to the State/Local Agreement cannot exceed 15 percent of the total project costs.¶

(3) Eligible ~~P~~projects:¶

(a) Acquisition, development, major rehabilitation, planning, or feasibility study projects that are consistent with the outdoor recreation goals and objectives contained in the SCORP, the recreation elements of local comprehensive plans ~~and~~, local master plans or ~~both~~ either locally adopted planning documents. Projects may support traditional outdoor recreation settings such as parks, or funds may be provided for: projects that ensure natural and cultural resource protection while maintaining public access for recreation; projects that protect public open space; bicycle recreation; non-motorized water recreation; trails for non-motorized recreation; or emerging new outdoor recreation trends. Only outdoor park and recreation areas and facilities are eligible.¶

(b) Water based outdoor recreation facilities such as short-term transient moorages and non-motorized boat and watercraft projects, trails, support facilities for non-motorized water recreation, and water access.¶

(4) Planning Requirements. Project ~~S~~sponsors participating in the funding assistance program must show that:¶

(a) There is a current master plan in effect and that the project is consistent with the local comprehensive land use plan and SCORP,¶

(b) There is not a current master plan in effect, but the project is consistent with the local comprehensive land use plan and SCORP, or¶

(c) The project request is for planning assistance.¶

(5) Application ~~Form~~ procedure.¶

(a) All applications for funding assistance for outdoor park and recreation program projects must be submitted ~~in a format~~ as prescribed and supplied by the Ddepartment. All applications must be consistent with the Local Government Grant Policies and Procedures Manual and contain the following information:¶

(aA) Program project narrative;¶

(bB) Environmental assessment review;¶

(C) State agency review;¶

(D) Maps;¶

- (e) Vicinity map;
  - (f) Project boundary map;
  - (g) Civil Rights compliance;
  - (h) Copy of property deed or lease or formal and binding control and tenure agreement showing cooperation with the landowner to ensure long-term use, generally not less than 25 years, of facilities for public recreation;
  - (i) Preliminary plans and specifications for construction projects;
  - (j) Estimate of development project costs and project construction schedule;
  - (k) Copy of property Purchase Agreement (for acquisitions only);
  - (l) Local/County Land use compatibility statement completed by the appropriate planning Department;
  - (m) Certification/Review by applicant of availability of local match;
  - (n) All required permits and certifications as identified in the Local Government Grant Policies and Procedure Manual;
  - (o) Government-to-Government Inquiries (Tribal) – Certification to the Department that the Project Sponsor has communicated their grant proposal to the appropriate federally recognized tribe for the review and determination of tribal interest or concern for those areas of known or suspected tribal archeological resources. Other documentation that may be required by the department.
- (b) Additional requirements for acquisition projects: Appraisal. Appraisals must conform to the Uniform Standards of Professional Appraisal Practice (USPAP);
- (A) Appraisal review;
  - (B) Preliminary title report; and
  - (C) Proof of willing seller or donor.
- (6) Application Process:
- (a) Other documentation that may be required by the Department.
- (6) Project Award Procedure:
- (a) Upon receipt of the application by the Department, the department shall announce through a variety of media the availability of, procedures for, deadlines and other information for applying for Local Government Grants Program assistance. Department staff shall perform a technical review of all applications and forward eligible large grant applications to the Commission. The Commission will meet to evaluate the applications and make recommendations to the Director for Commission approval. The Commission may deny any or all recommendations of the Commission.
  - (b) Project Sponsors with large project grant requests may be expected to provide a presentation to the Commission under a procedure established by the Department.
  - (c) Project Sponsors whose projects have been approved by the Commission and are scheduled for funding assistance must submit to the Department the following project information:
    - (A) Certification by project sponsor of availability of local match;
    - (B) Preliminary plans and specifications (for construction projects);
    - (C) Appraisal for acquisition projects. Appraisals must conform to the Uniform Appraisal Standards for Federal Land Acquisitions;
    - (D) Preliminary title report for acquisitions;
    - (E) Verification that the applicant has a Compliance Plan that meets the requirements of the Americans with Disabilities Act of 1990 and its 2010 regulations.
  - (d) The Department will remove those project applications from the Commission approved list that are unable to provide the required documentation required in subsection (c) of this section.
- (7) Department.
- (c) In the event that the funding assistance available cannot fully fund the last priority project, a Project Sponsor may be given the option of reducing the scope of the project. The Department, at its discretion, may pass the available funds to another priority project or hold the remaining funds and combine them with the next planned distribution of funds.
  - (f) Projects that do not receive funding assistance for the fiscal year submitted will be returned to the applicant without prejudice.
- (7) Project Agreement administration:
- (a) A signed State/Local Agreement shall constitute project authorization. No grant funds may be disbursed without a signed State/Local Agreement from the Department.
  - (b) The Project Sponsor shall have six months from the date of authorization to begin substantial work (e.g. the award of contracts or completion of at least 25 percent of the work, if done by force account). The Department may cancel a grant when the Project not conforming to this schedule, unless the Project Sponsor provides substantial justification to warrant an extension.
  - (c) The Project Sponsor shall complete and bill all projects by the dates as specified in the State/Local Agreement.



(d) The Department may inspect all projects.¶

(e) Partial payments up to 90 percent of the grant amount may be ~~bill~~ requested during the project for work completed. Final payment will be made upon certification of project completion by the Project Sponsor. Real property acquisitions may receive the full grant amount if the funds are to be dispersed in escrow for the closing of a property acquisition.¶

(f) The Department may provide the Project sponsor partial payments of up to 25 percent of the grant amount after the Department issues the Notice to Proceed and in advance of work completed if a general contractor requires advanced funding prior to construction/development work or ordering materials/supplies.¶

(g) Project amendments that increase the Local Government Grant award amount will generally not be allowed.¶

~~(h) The Project Sponsor must submit requests for time extensions to complete work to the Department in writing and must be approved.~~ amendment requests based on extraordinary circumstances will, however, be reviewed on a case-by-case basis.¶

(h) Requests for time extensions must be submitted in writing and approved by the department prior to the expiration of the approved project period as set forth in the State/Local Agreement.¶

(8) The Project Sponsor shall install and maintain throughout the life of the agreement appropriate signage for each project indicating the Oregon Parks and Recreation Department Grant Program's assistance and shall certify that signage is in place prior to requesting final payment.

Statutory/Other Authority: ORS 390.180

Statutes/Other Implemented: ORS 390.180

AMEND: 736-006-0140

RULE SUMMARY: Outlines requirements for use of property developed with assistance from the Local Government Grant Program. Proposed amendment would require property to be used for public outdoor recreation in perpetuity.

CHANGES TO RULE:

736-006-0140

### Conversion Requirements ¶

(1) Park and recreation areas and facilities developed with Local Government Grant Program assistance must be dedicated for a minimum of 25 years for park and recreation purposes. Property acquired with Local Government Grant Program assistance shall be retained and used for public outdoor recreation in perpetuity. Leases for federally owned property must be at least 25 years. If the current lease is within 5 years of termination, a letter of intent to renew the lease will be required from the federal agency. Project sponsors must insure that the land within the project boundary will be used only for park and recreational purposes, Project Ssponsor controls or will control the land, and that the Project Ssponsor will not change the use of, sell, or otherwise dispose of land within the project boundary, except upon written State approval. If the Project Ssponsor converts land within the project boundary to use for other than outdoor park and recreation purposes or disposes of such land by sale or otherwise, applicant must provide replacement property within 24 months of either the conversion or the discovery of the conversion.¶

(2) If replacement property cannot be obtained within the 24 months, the Pproject Ssponsor will provide payment of the grant program's prorated share of the current fair market value to OPRD. The prorated share is that percentage of the original grant (plus any amendments) as compared to the original project cost(s). The replacement property must be equal to the current fair market value of the converted property, as determined by an appraisal. The recreation utility of the replacement property must also be equal to that of the lands converted or disposed.¶

(3) If conversion should occur through processes outside of the Pproject Ssponsor's control such as condemnation or road placement or realignment, the Pproject Ssponsor will be required to pass through to OPRD the prorated share of whatever consideration is provided to the Pproject Ssponsor by the entity that caused the conversion. The monetary value of whatever consideration provided by the taking entity will normally consist of the fair market value of the property established by an appraisal.¶

(4) Project Ssponsors that have not addressed or submitted documentation to the ~~Ddepartment or National Park Service (NPS)~~ for review and approval/ remediation of an active conversion through the Land and Water Conservation Fund Program or the Local Government Grant Program are not eligible to apply for Local Government Grant Program assistance.¶

(5) Project Ssponsors who have addressed a conversion at the local level and have submitted documentation to the ~~Ddepartment and/or NPS~~ for review and approval/ remediation of the conversion through the Land and Water Conservation Fund Program or the Local Government Grant Program may apply for funding assistance.

Statutory/Other Authority: ORS 390.180

Statutes/Other Implemented: ORS 390.180

AMEND: 736-006-0145

RULE SUMMARY: Outlines the membership of the Local Government Grant Advisory Committee and how the committee will function. Proposed changes make administrative changes to how members will be recruited.

CHANGES TO RULE:

736-006-0145

Local Government Grant Advisory Committee ¶

(1) The Committee shall be composed of ten ~~(10)~~ members appointed by the Director to four-year terms and shall represent the following interests:¶

(a) Counties east of the Cascade Mountains;¶

(b) Counties west of the Cascade Mountains;¶

(c) Cities under 15,000 people;¶

(d) Cities over 15,000 people;¶

(e) Park and Recreation Districts, Metropolitan Service Districts or Port Districts;¶

(f) Oregon Parks and Recreation Department;¶

(g) People with Disabilities; and¶

(h) Three members of the public at large, with at least one member who represents ~~the ethnic diversity of the state's population~~ a historically underrepresented community;¶

(i) The chair shall be ~~appointed by the Director from the Committee membership, considering the recommendations of the C~~ and selected by the committee.¶

(2) Committee members shall be selected for each position by:¶

(a) County representation shall be from lists supplied by the Oregon Recreation and Parks Association, Counties Section and the Association of Oregon Counties;¶

(b) City representation shall be from lists supplied by the Oregon Recreation and Park Association and the League of Oregon Cities;¶

(c) Park and Recreation Districts, Port Districts, or Metropolitan Service Districts representation shall be from a list supplied by the Special Districts Association of Oregon;¶

(d) Representatives for Public at Large, People with Disabilities, and the Department shall be selected by the ~~Director~~ director.¶

(e) The department may consult with other appropriate organizations not otherwise listed in subsections (a) to (d) for committee membership candidates.¶

(3) The travel, meals and lodging expenses of all members of the Committee will be reimbursed by the Department according to the rates established by the Department of Administrative Services and approved by the Director.¶

(4) Function of Local Government Grant Advisory Committee:¶

(a) The Committee shall meet upon the call of the Director. The Committee will establish a priority order of eligible local government projects for state funding assistance and provide other assistance as requested by the Department. The meeting will assure full and open project selection processes that will include an outreach to citizens of the state.¶

(b) The Department will provide public notice of all projects to be presented to the Committee ~~at least 30 days~~ prior to their meeting.¶

(5) Priority Selection Criteria. Large projects shall be prioritized by the Committee based on at least the following:¶

(a) Department review and recommendations, including a technical review of each project to confirm eligibility of the local government and the proposed project.¶

(b) The Committee shall score all applications using project selection criteria, including but not limited to the following:¶

(A) Extent the project demonstrates user benefits, public interest and support;¶

(B) Extent the project demonstrates conformance with local and state planning guidelines, the Statewide Comprehensive Outdoor Recreation Plan (SCORP) and local Park Master Plans; ~~all projects must be identified in local comprehensive plans and current master plan~~ CORP, local Park Master Plans, or other locally adopted planning documents;¶

(C) Financial considerations, including cost/benefit ratio;¶

(D) Environmental ~~assessment~~ review as defined in the Local Government Grant Procedure Manual;¶

(E) Extent the project increases outdoor recreation opportunity in the service area;¶

(F) Extent the Project Sponsor employs the principles of sustainability in their project(s);¶

(G) How well the project's design accommodates people with disabilities.¶

(c) Small project requests will be scored and prioritized for funding by a committee appointed by the ~~D~~director using the above criteria in subsection (b) of this section.

Statutory/Other Authority: ORS 390.180

Statutes/Other Implemented: ORS 390.180