



# OREGON STATE FIRE MARSHAL

3991 FAIRVIEW INDUSTRIAL DR. SE • SALEM, OR 97302 • 503-378-3473

## Rulemaking Report on Public Hearing, Public Comments, & Agency Response

### Public Hearing

|                                     |  |
|-------------------------------------|--|
| <b>Report Date</b>                  | September 11, 2025   |
| <b>Hearings Officer</b>             | Sara Zavala, Rules & Policy Analyst  |
| <b>Hearing Location</b>             | Oregon State Fire Marshal Headquarters, 3991 Fairview Industrial Dr. SE, Salem, OR 97302, and virtually via Teams Meeting ID: 295 744 475 989 9.   |
| <b>Hearing Date</b>                 | August 19, 2025  |
| <b>Proposed Rules &amp; Summary</b> | OAR 837-020 amendments to the Cardlock program to comply with changes made by House Bill 3478.   |
| <b>Description</b>                  | <p>The hearing was convened at 9:02 AM. A public comment sign-up sheet and copy of the proposed administrative rule amendments were provided at the start of the proceedings. The hearings officer provided a brief introduction to the proceedings, including information regarding the purpose of the proposed rules and that the proceedings would be recorded.</p> <p>Attendees were informed that they could submit written comments before the close of public comment period at 5:00 PM on September 10, 2025.</p> <p>There was one virtual attendee, Scott Goff. In attendance on location was OSFM Rules Coordinator Sara Zavala.</p> |

### Summary of Comments

|                              |             |  |
|------------------------------|-------------|--|
| <b>Public Comment Period</b> | <b>Item</b> | Open from 7/30/2025 to 9/10/2025 at 5 pm.  |
| <b>Oral Comments</b>         |             | No members of the public provided oral comment during the public hearing held on 8/19/25. The hearing was adjourned at 10:00 AM. |
| <b>Written Comments</b>      |             | One written comment was received in response to the rulemaking process. Comments included:                                       |

| Submitted by                   | Item | Comment                     | Date   | Agency edits based on comment                                |
|--------------------------------|------|-----------------------------|--------|--|
| Mike Freese and Danelle Romain | 1    | <b>See attached letter.</b> | 9/8/25 | No rule edits made. Letter is supportive of rule amendments. |



OregonFuels.org ■ 503-779-3312 ■ OregonFuelsAssociation@gmail.com

September 8, 2025

Attn: Sara Zavala  
Oregon State Fire Marshal  
3991 Fairview Industrial Dr. SE  
Salem, OR 97302

Sent.Via.Email;<[osfm.rulescoordinator@osfm.oregon.gov](mailto:osfm.rulescoordinator@osfm.oregon.gov)>

### Oregon Fuels Association Supports Rule Changes for Cardlock Facilities

The Oregon Fuels Association (OFA) is the voice of Oregon's locally-owned fuel stations, fuel distributors and heating oil providers. OFA members own and operate both retail and cardlock facilities around the state. We transport fuels that put cars and trucks on the road, heat homes, and keep Oregon's economy moving. OFA members are at the forefront of environmental stewardship, making investments toward a cleaner, greener economy by investing in blending technologies designed to promote the use of lower carbon and renewable fuels. All while ensuring freight and families can safely travel to their destinations.

The OFA supports the Oregon State Fire Marshal (OSFM) rule changes to the cardlock (nonretail) regulations in accordance with passage of HB 3478. These changes will both maintain important public safety requirements and reduce the regulatory burden on cardlock operators and their customers. Over time, Oregon has modernized its laws allowing for expanded self-service at retail sites without compromising public safety. Until passage of HB 3478, however, the cardlock program has not made similar adjustments.

HB 3478, and the proposed rules, have improved the regulations by reducing the burden on cardlock station owners and OSFM. Moreover, the proposed changes will grant Oregonians greater access to fuel at cardlock facilities. All while maintaining important public safety requirements.

The proposed rule changes will:

- Remove the unnecessary gallonage requirements for customers. This expands access to fuels for Oregonians, including small businesses, and removes the unnecessary audit requirements for OSFM and regulated facilities;
- Require cardlock customers to receive and review important safety materials for use of cardlock facilities;
- Maintain OSFM fees to cover the cost of regulation but allows cardlock owners to pay once every three years as opposed to annually; and
- Reduce the number of audits from every year to every three years which will reduce the amount of time OSFM employees need to audit records of these regulated facilities and reduce the burden on businesses that must prepare for annual audits.

Together, these changes improve cardlock regulations by modernization oversight requirements, removing outdated regulations, reducing the regulatory burden on cardlock facilities, and maintaining public safety.

Please adopt the proposed rules.

Sincerely,

Mike Freese & Danelle Romain  
Oregon Fuels Association Lobbyists