

**OWEB Administrative Rules, Division 5
Rulemaking Advisory Committee Meeting
July 12, 2022**

1:00	Welcome, Introductions, Icebreaker
1:15	Role of RAC, Rulemaking Context, Division 5 History
1:30	Proposed Policy Changes in Division 5 Rules
2:00	Break
2:10	Proposed/Potential Policy Changes in Division 5 Rules
3:00	Break
3:10	Proposed/Potential Technical Adjustments to Division 5 Rules
3:30	Public Comment
3:45	Wrap-up and Next Steps
4:00	Conclude

Proposed/Potential Policy Changes in Division 5 Rules

1. OAR 695-005-0030(3), eliminating 25% match requirement

- Required match would be announced at time of grant offering announcement
- Match requirement would not exceed 25%.
- For certain grant offerings (e.g., technical assistance, monitoring, stakeholder engagement, etc.), required match may be as little as \$1.
- Eliminating 25% match requirement on certain grant offerings provides more opportunities to apply as match funding for these offerings is often challenging to obtain.

2. OAR 695-005-0050(9), providing copy of permits to OWEB

- [ORS 541.932\(10\)](#) provides statutory language on permits, "...the board may not disburse funds to the applicant for any part of the project that requires the applicant to obtain a permit or license from a local, state or federal agency or governing body until the applicant presents evidence that the agency has granted the permit or license."
- Need for clarity on when OWEB funding is released for project elements that may not require a permit, but overall project will require a permit.

3. OAR 695-005-0050(10)(a), landowner access for monitoring project after completion

- Need for clarity on timeline.
- Firm dates would be challenging to implement.
- Potential to add language, "for a period of time as deemed appropriate by the Board".

4. OAR 695-005-0060(3), Distribution of funds and landowner agreements

- "Certification" landowner agreements obtained vs. submitting landowner agreements
- Difficulty in tracking landowner agreements if project has numerous landowners (e.g., large invasive species control projects, landscape forest restoration projects, etc.)

5. OAR 695-005-0060(4), Distribution of funds and permits

- Related to #2 above

Proposed Technical Adjustments to Division 5 Rules

1. OAR 695-005-0010, Updating Purpose

- Ensure grant programs reflect current offerings
- Adding "special grant" language to encompass new grant programs like drought relief and post-fire recovery

2. OAR 695-005-0020, Updating Definitions

- Potential to add definitions on "Delegated Awards" (e.g., FIP project-level grants) and potentially "Board Awards" (e.g., Open Solicitation grants)
- Change definition of "Regional Review Team" to "Technical Review Team" as many review teams are not regional review teams

- While not changing definitions, ensure that “Board” and “OWEB” are being utilized correctly in rules
3. **OAR 695-005-0030(5), Applications complete as submitted**
 - Update to reflect that certain grant offerings allow for application revisions (e.g., those that are delegated awards like FIP project-level grants)
 4. **OAR 695-005-0030(6), Update Small Grant Program maximum request**
 - Small Grant Program maximum amount now \$15,000
 5. **OAR 695-005-0040, Various technical changes to Application Processing**
 - Remove reference to “regular”
 - Revise language on state/federal agencies and partnering with eligible entities
 - Adding, “and OWEB” after “The Board”
 - Revise language on review teams from “regional” to “technical”
 6. **OAR 695-005-0050(2), Update Grant Agreement Conditions to reflect delegated awards**
 - Deadline for grant agreement to be fully executed within one year of Board or *Director approval*
 - For delegated awards, determine how reallocation occurs (e.g., by the Board or back into holding account).