



Oregon

John A. Kitzhaber, Governor

Citizens' Initiative Review Commission

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NOTICE OF PROPOSED RULEMAKING HEARING

WHO: Citizens' Initiative Review Commission – Rulemaking Hearing

WHEN: Wednesday, October 29, 2014 – 10:30am – 12:00pm

WHERE: College of Urban & Public Affairs
Portland State University
506 S.W. Mill Street, Room 710
Portland, OR 97201

What is the purpose of the hearing?

The purpose of the hearing is to gather public comment on rules related to Citizens Initiative Review Elector Stipends and Travel Reimbursements. Visit

http://arcweb.sos.state.or.us/pages/rules/oars_700/oar_710/710_010.html for the current Temporary Rule (set to expire November 30, 2014). A copy of the Notice for Proposed Rulemaking Hearing filed with the Secretary of State's Office is attached. Please visit <http://www.oregon.gov/CIRC/meetings.shtml> for current meeting information.

Is the public allowed to attend the meeting?

Yes. Members of the public are invited and encouraged to be in attendance to provide oral or written comments on the Temporary Rule language. The Commission will consider comments provided by the public in maintaining or revising the language for a Permanent Rule. You can also submit written comments by mail or email (**by 12:00pm October 29, 2014**). All public audience members are asked to sign-in on the attendance roster prior to the meeting.

What happens after the hearing?

The Commission will meet prior to November 30, 2014 to consider comments provided by the public as well as an Advisory Group made up of recent Citizens Initiative Review citizen panelists in maintaining or revising the language for a Permanent Rule. They will pass a Permanent Rule to replace the Temporary Rule prior to November 30, 2014.

Who do I contact if I have questions or need special accommodations?

The meeting location is accessible to persons with disabilities. A request for accommodations for persons with disabilities should be made at least 48 hours before the meeting. For questions or requests call 503-725-5248.

Secretary of State
NOTICE OF PROPOSED RULEMAKING HEARING*
A Statement of Need and Fiscal Impact accompanies this form

FILED 9-11-14 1:24 PM ARCHIVES DIVISION SECRETARY OF STATE
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<u>Citizens' Initiative Review Commission</u> Agency and Division	710 Administrative Rules Chapter Number
<u>Sarah Giles</u> Rules Coordinator	(503) 725-5248 Telephone
<u>Citizens' Initiative Review Commission, Policy Consensus Initiative, PO Box 1762, Portland, OR 97207</u> Address	

RULE CAPTION

Rules related to Citizens' Initiative Review Elector Stipends and Travel Reimbursements

Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.

Hearing Date	Time	Location	Hearings Officer
10-29-14	10:30 a.m.	506 S.W. Mill Street, Suite 710, Portland, Oregon	Sarah Giles

RULEMAKING ACTION

Secure approval of rule numbers with the Administrative Rules Unit prior to filing.

ADOPT:

710-010-000

AMEND:

REPEAL:

RENUMBER: Secure approval of new rule numbers with the Administrative Rules Unit prior to filing.

AMEND AND RENUMBER: Secure approval of new rule numbers with the Administrative Rules Unit prior to filing.

Statutory Authority:

ORS 250.139(5)(a); ORS 250.139(5)(b); ORS 250.139(6)(a)

Other Authority:

Statutes Implemented:

ORS 250.139(5)(a); ORS 250.139(5)(b); ORS 250.139(6)(a)

RULE SUMMARY

The Citizens Initiative Review Commission sets a daily stipend for Citizen Initiative Review electors; sets the duration for future CIR panels; and sets travel reimbursement policy. The rule will replace Temporary Rule 710-010-0000, effective 7-1-14 through 11-30-14.

The Commission requests public comment on whether other options should be considered for achieving the rules' substantive goals while reducing any negative economic impact on business.

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.

<u>10-29-2014 12:00 p.m.</u> Last Day (m/d/yyyy) and Time for public comment	<u>Sarah Giles</u> Rules Coordinator Name	<u>sarahgiles@pdx.edu</u> Email Address
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*The Oregon Bulletin is published on the 1st of each month and updates the rule text found in the Oregon Administrative Rules Compilation.

Secretary of State
STATEMENT OF NEED AND FISCAL IMPACT
A Notice of Proposed Rulemaking Hearing accompanies this form.

FILED
9-11-14 1:24 PM
ARCHIVES DIVISION
SECRETARY OF STATE

Citizens' Initiative Review Commission

710

Agency and Division

Administrative Rules Chapter Number

Rules related to Citizens' Initiative Review Elector Stipends and Travel Reimbursements

Rule Caption (Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.)

In the Matter of:

The adoption of rules related to elector stipends and travel reimbursements for Citizens' Initiative Review Commission citizen panels

Statutory Authority:

ORS 250.139(5)(a); ORS 250.139(5)(b); ORS 250.139(6)(a)

Other Authority:

Statutes Implemented:

ORS 250.139(5)(a); ORS 250.139(5)(b); ORS 250.139(6)(a)

Need for the Rule(s):

In order to convene a separate citizen panel to review each selected measure, the Citizens' Initiative Review Commission must meet several requirements, including compensating each elector for each day served on a panel and reimbursing each elector who serves on a panel for travel expenses. The Permanent Rule would replace Temporary Rule 710-010-0000, which expires November 30, 2014.

Documents Relied Upon, and where they are available:

ORS 250.139(5)(a), ORS 250.139(5)(b), and ORS 250.139(6)(a) can be found on-line at the Oregon State Legislature's website. The CIRC's Temporary Rule 710-010-000 can be found on-line on the Secretary of State's office website.

Fiscal and Economic Impact:

In 2014, under Temporary Rule 710-010-000, the Commission spent \$5,096.36 on travel reimbursements and \$12,800.00 on elector stipends for 2 CIR citizen panels. The current rates under the Temporary Rule are, for a 3.5 days long CIR, \$100 per elector per day (total \$350 if all 3.5 days are served per elector) and mileage rate of \$0.56 per mile. Should those rates be maintained in a Permanent Rule, there will be no change in fiscal impact for the Commission. Any reduction or increase to the rates would thus have a decreased or increased fiscal impact for the Commission. The Commission is funded entirely through charitable contributions.

Statement of Cost of Compliance:

1. Impact on state agencies, units of local government and the public (ORS 183.335(2)(b)(E)):

There is no impact on any other state agency other than the Commission, no impact on any unit of local government, and no cost of compliance impact on the public. Any member of the public (limited to 18-24 citizens per CIR panel, with up to 2 CIR panels per biennium) who serves on a CIR panel would receive compensation in the form of a daily stipend and mileage reimbursement. The Commission is funded entirely through charitable contributions.

2. Cost of compliance effect on small business (ORS 183.336):

a. Estimate the number of small business and types of businesses and industries with small businesses subject to the rule:

No small business will be subject to the proposed rules, though approximately 10 small business owners from public relations and political consulting firms and legal offices, currently on the Commission's mailing list, will be provided notices of hearings and other administrative proceedings.

b. Projected reporting, recordkeeping and other administrative activities required for compliance, including costs of professional services:

The proposed rules require no projected administrative activities for any entities other than the Citizens' Initiative Review Commission itself and its Administrative Services Provider as established by the Commission's Administrative Contract. The costs will be minimal and can be absorbed with existing agency resources.

c. Equipment, supplies, labor and increased administration required for compliance:

Adoption of these rules will not impact the Commission's need for equipment, and supplies. While a minimal increase in labor and administration will be required for compliance, such costs will be minimal and can be absorbed with existing agency resources.

Small businesses were not involved in the development of these proposed rules as no fiscal or economic impact is anticipated. However, the Commission invites public comment on whether other options should be considered for achieving the rules' substantive goals while reducing any unforeseen negative impact on businesses.

Administrative Rule Advisory Committee consulted?: Yes

If not, why?:

An Administrative Rule Advisory Committee consisting of recent citizen panelists will be consulted in September, 2014. In addition, input on the proposed rules will be sought through publication of the Notice of Proposed Rulemaking Hearing in the Oregon Bulletin, and by furnishing copies of the notice to legislators specified in ORS 183.335, to the Commission's mailing list, and to the Associated Press and the Capitol Press Room. Copies of the proposed rules are available from the Commission upon request. Input on the proposed rules, including the draft budget, may be provided to the Commission either in writing or at the scheduled public hearing.

<u>10-29-2014 12:00 p.m.</u>	<u>Sarah Giles</u>	<u>sarahgiles@pdx.edu</u>
Last Day (m/d/yyyy) and Time for public comment	Printed Name	Email Address