

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

FILED
11-13-14 3:15 PM
ARCHIVES DIVISION
SECRETARY OF STATE

Department of State Police, Office of State Fire Marshal
Agency and Division

837
Administrative Rules Chapter Number

Establish State Emergency Response Commission Executive Committee and Emergency Planning Districts

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

In the Matter of:

Establishing Emergency Planning Districts required by Emergency Planning and Community Right to Know Act (EPCRA)

Statutory Authority:

ORS 476.030(2)

Other Authority:

Statutes Implemented:

ORS 453.520

Need for the Rule(s):

State Emergency Response Commission is required to designate Emergency Planning Districts by EPCRA of 1986 (42 U.S.C. Chapter 116).

Documents Relied Upon, and where they are available:

42 U.S.C. Chapter 116 and Emergency Planning and Community Right to Know Act of 1986. The complete text is available on-line.
<http://www.gpo.gov/fdsys/pkg/USCODE-2011-title42/pdf/USCODE-2011-title42-chap116.pdf>

Fiscal and Economic Impact:

None

Statement of Cost of Compliance:

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

Emergency planning for hazardous substance incidents within the designated Emergency Planning Districts

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:

None

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

Assist, advise and review Community Emergency Response Plans developed by Local Emergency Planning Committees for their emergency planning districts related to hazardous materials incidents.

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

None

How were small businesses involved in the development of this rule?

N/A

Administrative Rule Advisory Committee consulted?: Yes

If not, why?:

12-22-2014 10:00 a.m.

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Last Day (m/d/yyyy) and Time
for public comment

Printed Name

Email Address