

HB 4021-2
(LC 201)
2/9/26 (MNJ/ps)

Requested by Representative BOWMAN

**PROPOSED AMENDMENTS TO
HOUSE BILL 4021**

On page 1 of the printed bill, after line 2, insert:

“Whereas state agencies routinely adopt administrative rules that impose new compliance obligations or expose regulated entities to penalties for noncompliance; and

“Whereas under current law, most administrative rules become effective immediately upon filing with the Secretary of State unless a later effective date is specified; and

“Whereas the immediate effectiveness of new rules may not provide regulated entities sufficient time to understand, implement and comply with new requirements after they have been finalized; now, therefore,”.

Delete lines 6 through 25.

On page 2, delete lines 1 and 2 and insert:

“SECTION 2. (1) This section applies to the following agencies:

“(a) The Department of Environmental Quality.

“(b) The Department of Transportation.

“(c) The Department of State Lands.

“(d) The State Department of Geology and Mineral Industries.

“(2) Notwithstanding ORS 183.355 (3), a permanent rule adopted, amended or repealed by an agency listed in subsection (1) of this section that creates or modifies compliance requirements for persons regulated by the agency may take effect no earlier than 28 days after

1 the date the final rule is filed with the Secretary of State as provided
2 in ORS 183.355.

3 “(3) Notwithstanding ORS 183.335 (1), prior to the adoption, amend-
4 ment or repeal of a permanent rule, an agency listed in subsection (1)
5 of this section shall give notice of its intended action:

6 “(a) In the manner established by rule adopted by the agency under
7 ORS 183.341 (4), which provides a reasonable opportunity for interested
8 persons to be notified of the agency’s proposed action;

9 “(b) In the bulletin referred to in ORS 183.360 at least 21 days prior
10 to the date the rule is filed with the Secretary of State as provided in
11 ORS 183.355;

12 “(c) At least 28 days before the date the rule is filed with the Sec-
13 retary of State as provided in ORS 183.355, to persons who have re-
14 quested notice pursuant to ORS 183.335 (8); and

15 “(d) Delivered only by email, at least 49 days before the date the
16 rule is filed with the Secretary of State as provided in ORS 183.355, to
17 the persons specified in ORS 183.335 (15).

18 “(4) This section does not apply to adoption, amendment or sus-
19 pension of a rule under ORS 183.335 (5).”.

20 Delete line 4 and insert “information for questions about each rule
21 adopted,”.

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