

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

Dept. of State Lands, Wetlands and Waterways Conservation Division	141
Agency and Division	Administrative Rules Chapter Number
Liz Martino	503-986-5239
775 Summer St NE, Ste. 100, Salem, OR 97301-1279	
Rules Coordinator	Telephone
Address	

RULE CAPTION

Removal-Fill Authorizations within Oregon Waters, General Authorizations and Essential Salmon Habitat Designations
 Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.

11-18-2009	9am-10am	DSL, Land Board Rm., 775 Summer St NE, Salem, OR	Eric Metz
Hearing Date	Time	Location	Hearings Officer
11-18-2009	2pm-3pm	Douglas Co. Courthouse, Rm. 310, 1036 SE Douglas, Roseburg, OR	Eric Metz
Hearing Date	Time	Location	Hearings Officer
11-19-2009	9am-10am	DSL Eastern Region, 1645 NE Forbes Rd., Suite 112, Bend, OR	Eric Metz
Hearing Date	Time	Location	Hearings Officer

Auxiliary aids for persons with disabilities are available upon advance request.

RULEMAKING ACTION

Secure approval of new rule numbers (Adopted or Renumbered rules) with the Administrative Rules Unit prior to filing.

ADOPT:

AMEND: 141-085-0500 through 0785, 141-089-0100 through 0615 and 141-102-0000 through 0040

REPEAL:

RENUMBER:

AMEND & RENUMBER:

Stat. Auth. : ORS 196.600–196.692 and 196.800-196.990

Other Auth.:

Stats. Implemented: ORS 196.600–196.692 and 196.800-196.990

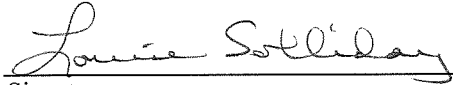
RULE SUMMARY

The Division 85 rules have been amended to reflect statutory changes enacted during the 79th Oregon Legislative Assembly—2009 Regular Session (HB 2155 and HB 2156), and to provide increased precision in certain technical areas, such as In-Lieu Fee Mitigation, and acceptable forms of financial security instruments for compensatory mitigation projects. The Division 89 rules have also been amended in part, to reflect statutory changes, but also to make them more succinct and consistent with the format used in the recently revised Division 85 rules. The Division 102 rules have been amended to update the Department of State Lands' Essential Indigenous Anadromous Salmonid Habitat mapped designations based upon newly available, more accurate data from the Oregon Department of Fish and Wildlife on the spawning and rearing habitat of federally listed threatened and endangered runs of indigenous, anadromous salmonids and state listed sensitive runs of these same species.

The Agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing the negative economic impact of the rule on business.

November 20, 2009

Last Day for Public Comment (Last day to submit written comments to the Rules Coordinator)



Louise Solliday, DSL Director

9/8/09

Signature

Printed name

Date

*Hearing Notices published in the Oregon Bulletin must be submitted by 5:00 pm on the 15th day of the preceding month unless this deadline falls on a weekend or legal holiday, upon which the deadline is 5:00 pm the preceding workday. ARC 920-2005