

**WATER RESOURCE DEPARTMENT
DIVISION 001
RULEMAKING; ATTORNEY GENERAL'S MODEL RULES**

690-001-0000

Notice

Prior to the adoption, amendment, or repeal of any permanent rule by the Water Resources Commission or the Water Resources Department, the Department must give notice of the proposed adoption, amendment, or repeal:

- (1) In the Secretary of State's Bulletin referred to in ORS 183.360 at least 21 days prior to the effective date;
- (2) By mailing or electronic mailing a copy of the notice and a copy of the rule or an explanation of how the person or organization may acquire a copy of the rule to persons and organizations on the Water Resources Department's mailing list established pursuant to ORS 183.335(8) at least 28 days prior to the effective date;
- (3) By mailing or electronic mailing to the persons specified in ORS 183.335(15) at least 49 days before the effective date; and
- (4) By mailing or electronic mailing a copy of the notice to the following persons, organizations, or publications at least 28 days before the effective date:
 - (a) Associated Press;
 - (b) Persons and organizations that filed a written request for such notice with the Department; and
 - (c) Cities, counties, and local planning agencies likely to be directly affected by the proposed rule.
- (5) In lieu of providing a copy of the rule or rules as proposed, the Department may provide a summary of the rule or rules and state how and where a copy may be obtained on paper, via electronic mail, or from a specified web site. If the Department posts the rule or rules on a web site, the Department must provide a web address or link sufficient to enable a person to find the rules easily. Failure to provide a web address or link in the rule summary will not affect the validity of any rule.
- (6) Persons who have requested from the Department notices of proposed rulemakings may choose to receive notices by mail rather than receive the notices electronically.

Stat. Auth.: ORS 536.025, 536.027 & 183.341

Stats. Implemented: ORS 183.335, 183.341

Hist.: WRD 1, f. & ef. 11-25-75; WRD 11-1986, f. & ef. 9-30-86; WRD 8-1992, f. & cert. ef. 6-24-92;

Note: These rules were filed with the Office of the Secretary of State and took effect on December 8, 2017. The rules are subject to non-substantive modifications such as renumbering and correction of typographical errors pursuant to ORS 183.360 (2)(a) when published by the Secretary of State.

WRD 2-1994, f. & cert. ef. 3-4-94; PAR 9-2006, f. & cert. ef. 10-9-06; WRD 6-2006, f. & cert. ef. 10-6-06

690-001-0005

Uniform and Model Rules of Procedure, Adoption

The Water Resources Commission adopted the January 1, 2008 edition of the Attorney General's Uniform and Model Rules for Rulemaking. The Water Resources Department and the Water Resources Commission must follow the Uniform and Model Rules in all matters, except where a different procedure is prescribed by statute.

[ED. NOTE: The full text of the Attorney General's Model Rules of Procedure is available from the office of the Attorney General or the agency.]

Stat. Auth.: ORS 536.025, 536.027 & 183.341

Stats. Implemented: ORS 183.341

Hist.: WRD 3, f. & ef. 2-18-77; WRD 2-1978, f. & ef. 5-1-78; WRD 8-1978, f. & ef. 10-18-78; WRD 1-1980, f. & ef. 1-9-80; WRD 2-1982, f. & ef. 1-22-82; WRD 1-1984, f. & ef. 2-1-84; WRD 6-1986, f. & ef. 11-12-86; WRD 9-1988, f. & cert. ef. 8-5-88; WRD 15-1990, f. & cert. ef. 8-23-90; WRD 2-1992, f. & cert. ef. 2-10-92; WRD 8-1992, f. & cert. ef. 6-24-92; WRD 1-1994, f. & cert. ef. 1-14-94; WRD 1-1999, f. & cert. ef. 2-5-99; WRD 6-2006, f. & cert. ef. 10-6-06; WRD 4-2017, F & cert. eff. 12-8-2017

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