

Secretary of State
Certificate and Order for Filing
PERMANENT ADMINISTRATIVE RULES

I certify that the attached copies* are true, full and correct copies of the PERMANENT Rule(s) adopted on May 26, 2000 by the
Date prior to or same as filing date.

Water Resources Department - _____ Division
Agency and Division

690
Administrative Rules Chapter Number

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to become effective May 26, 2000 . Rulemaking Notice was published in the March 1, 2000 Oregon Bulletin.**
Date upon filing or later Month and Year

RULEMAKING ACTION

List each rule number separately, 000-000-0000.

ADOPT: N/A

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

AMEND: OAR 690-002-0023, 690-002-0130, 690-002-0170 and 690-002-0175

REPEAL: N/A

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

Amend and Renumber: Secure approval of rule numbers with the Administrative Rules Unit prior to filing.

ORS 536.025, 536.027 and 183.450
Stat. Auth.: ORS

Other Authority

ORS 183.413 through 183.470, Ch. 536, 537, 540, 543 and 543A
Stats. Implemented: ORS

RULE SUMMARY

The administrative rules in OAR Chapter 690, Division 2 contain guidance for the Water Resources Department regarding additional procedures concerning requests for and conduct of contested case proceedings. This rulemaking amended Division 2 by: (1) adding additional categories of contested cases in which agency staff may represent the Department; (2) confirming final authority in the Department and Water Resources Commission for contested cases; and (3) correcting a scrivener's error. More specifically, the rules amend OAR 690-002-0130, 0170 and 0175 to clarify that final orders shall be issued by the Water Resources Commission or the Department Director as otherwise provided in statute or rule. The new rules also amend OAR 690-002-0023 by adding additional categories of contested case hearings in which agency staff may represent the Department. The new categories include reservoir permits issued under ORS 537.409 and exempt reservoirs under ORS 537.405; protested water rights certificate issuance under ORS 537.260, 537.270 and 537.505 - 795; protested water right permit and certificate cancellations under ORS 537.139, 537.260, 537.410 - 450, and 540.610 - 660; protested water right transfers under ORS 540.520, 540.572 - 580 and permit amendments under ORS 537.211; protested non-FERC hydro projects under OAR 690 Division 51 and ORS

Chapter 543 and 543A; and protested water right permit extension orders under ORS 537.230, 248, and 630. The new rules amend a scrivener's error in OAR 690-002-0023(1)(c) by changing a cross-reference to OAR 537.170 to *ORS* 537.170.

 _____ Date 5/26/00

*Copies include a photocopy of this certificate with paper copy of each rule listed in the Rulemaking Action.
**The *Oregon Bulletin* is published on the 1st of each month and updates the rule text found in the Oregon Administrative Rules Compilation. Notice forms must be submitted to the Administrative Rules Unit, Oregon State Archives, 800 Summer Street NE, Salem, Oregon 97310 by 5:00 p.m. on the 1st day of the preceding month unless this deadline falls on a Saturday, Sunday or legal holiday when Notice forms are accepted until 5:00 p.m. on the preceding workday.