



## Hearing Officer's Report to Agency on Public Comment Period

Date: July 1, 2016  
To: Department of Consumer and Business Services  
From: Gayle Woods, Hearing Officer  
Subject: Long Term Care Conforming Amendment to HB 2850 and repeal of OAR 836-052-0536

Comment Period Start April 15, 2016  
Comment Period End: June 1, 2016

### Background

With the passage of HB 2850 during the 2015 regular legislative session, the termination and lapse notice requirements found in OAR 836-052-0536 are now obsolete since they are now found in statute (ORS 743.658). Repealing OAR 836-052-0536 eliminates this redundancy. OAR 836-052-0740 needs to be amended to have the reference to OAR 836-052-0536 changed to ORS 743.658.

### Summary

Due to the nature of this rulemaking, no advisory committee was convened and the notice of rulemaking for public comment was made without scheduling a public hearing. There was no challenge to not convening an advisory committee for these rules.

The Notice of Proposed Rulemaking was filed with the Secretary of State's office on April 15, 2016 and the Rulemaking Notice was published in the May 2016 *Oregon Bulletin*. The public comment period closed June 1, 2016. No one commented on this rulemaking before the close of the comment period.

The hearing officer recommends the following:

Adopt rule as proposed.

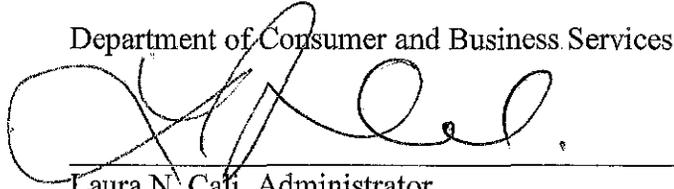
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Gayle Woods  
Hearing Officer

This Summary and Recommendation are reviewed and adopted.

Signed this 1<sup>st</sup> day of July, 2016.

Department of Consumer and Business Services

A handwritten signature in black ink, appearing to read 'L. Cafi', is written over a horizontal line. The signature is stylized and cursive.

Laura N. Cafi, Administrator  
Division of Financial Regulation