

Secretary of State  
**STATEMENT OF NEED AND FISCAL IMPACT**  
A Notice of Proposed Rulemaking Hearing accompanies this form.

**FILED**  
8-12-16 10:11 AM  
ARCHIVES DIVISION  
SECRETARY OF STATE

Oregon Health Authority, Oregon Educators Benefit Board  
Agency and Division

111  
Administrative Rules Chapter Number

Amendments to OEBB Procurement and Contracting Rules for Benefit Plans and Services

Rule Caption (Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.)

In the Matter of:

111-002-0010, 111-005-0015, 111-005-0020, 111-005-0040, 111-005-0042, 111-005-0044, 111-005-0046, 111-005-0047, 111-005-0048, 111-005-0050, 111-005-0055, 111-005-0080

**Statutory Authority:**

ORS 243.860 to 243.886

**Other Authority:**

**Statutes Implemented:**

ORS 243.864(1)(a)

**Need for the Rule(s):**

All amendments made to OEBB's Division 5 OARs have been reviewed by Department of Justice (DOJ). These amendments to Division 5 reflect updated contracting provisions currently found in Oregon's public contracting rules and statutes. These amendments are currently filed temporary and need to be filed permanently before the temporary rules expire.

**Documents Relied Upon, and where they are available:**

DOJ Model Public Contracting Rules (OAR 137, Division 46 and 47)  
Public Employees' Benefit Board Contracting Rules (OAR 101, Division 5)  
OEBB Board Public Meeting minutes from June 7, 2016 are available online at:  
<http://www.oregon.gov/oha/OEBB/Pages/OEBB-Board-Meetings.aspx>

**Fiscal and Economic Impact:**

No fiscal impact was identified.

**Statement of Cost of Compliance:**

**1. Impact on state agencies, units of local government and the public (ORS 183.335(2)(b)(E)):**

No fiscal impact was identified.

**2. Cost of compliance effect on small business (ORS 183.336):**

**a. Estimate the number of small business and types of businesses and industries with small businesses subject to the rule:**

Not applicable. There are no OEBB entities that can be considered a small business in Oregon.

**b. Projected reporting, recordkeeping and other administrative activities required for compliance, including costs of professional services:**

Not applicable. There are no OEBB entities that can be considered a small business in Oregon.

**c. Equipment, supplies, labor and increased administration required for compliance:**

Not applicable. There are no OEBB entities that can be considered a small business in Oregon.

**How were small businesses involved in the development of this rule?**

Since small businesses are not impacted by the proposed rule changes, none were invited to participate in the development of these proposed rule amendments.

**Administrative Rule Advisory Committee consulted?: Yes**

**If not, why?:**

Last Day (m/d/yyyy) and Time  
for public comment

Printed Name

Email Address