

OFFICE OF THE SECRETARY OF STATE

LAVONNE GRIFFIN-VALADE
SECRETARY OF STATE

CHERYL MYERS
DEPUTY SECRETARY OF STATE
AND TRIBAL LIAISON



ARCHIVES DIVISION

STEPHANIE CLARK
DIRECTOR

800 SUMMER STREET NE
SALEM, OR 97310
503-373-0701

NOTICE OF PROPOSED RULEMAKING
INCLUDING STATEMENT OF NEED & FISCAL IMPACT

CHAPTER 690
WATER RESOURCES DEPARTMENT

FILED
11/22/2024 1:21 PM
ARCHIVES DIVISION
SECRETARY OF STATE

FILING CAPTION: Rulemaking on best practices in community engagement plans for Department funded water projects.

LAST DAY AND TIME TO OFFER COMMENT TO AGENCY: 01/15/2025 5:00 PM

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

CONTACT: Margo Mashkovskaya
503-507-7313
margo.a.mashkovskaya@water.oregon.gov

725 Summer St NE A
Floor 3
salem,OR 97301

Filed By:
Margo Mashkovskaya
Rules Coordinator

HEARING(S)

Auxiliary aids for persons with disabilities are available upon advance request. Notify the contact listed above.

DATE: 01/09/2025

TIME: 11:00 AM - 12:00 PM

OFFICER: Margo Mashkovskaya

IN-PERSON HEARING DETAILS

ADDRESS: North Mall Office Building, 725 Summer St NE A, Room 124B, Salem, OR 97301

SPECIAL INSTRUCTIONS:

All hearings will be recorded and available for viewing within 48 business hours of each hearing on the rulemaking website:
<https://www.oregon.gov/owrd/programs/policylawandrules/OARS/Pages/Best%20Practices%20in%20Community%20Engagement>

For all hearings, auxiliary aids for persons with disabilities will be available upon advance request. Please email WRD_DL_rule-coordinator@water.oregon.gov or call (503) 507-7313 as soon as possible, but at least 48 hours in advance of the hearing for which an aid is needed.

In addition to presenting oral comments at the hearing, anyone may submit written comments until 5 P.M. on 01/15/2025, which is the comment period. Written comments should be sent to "Margo Mashkovskaya" at Oregon Water Resources Department, 725 Summer St NE, Salem, OR 97301 or by email to WRD_DL_rule-coordinator@water.oregon.gov.

Comments received after 5 P.M. on 01/15/2025, will not be reviewed or considered by the agency unless the agency decides to extend the comment period for everyone.

This hearing will be hybrid, providing an opportunity to give oral testimony. Each person attending the hearing who wishes to comment will sign up on a sign-up sheet upon arrival. Oral testimony will be taken in the order reflected on the sign-up sheet. The hearing will close on 01/09/2025 at 12:00 PM.

REMOTE HEARING DETAILS

MEETING URL: [Click here to join the meeting](#)

PHONE NUMBER: 253-205-0468

CONFERENCE ID: 87402389491

SPECIAL INSTRUCTIONS:

To attend virtually, please click on the URL link provided above and complete the registration steps. Alternatively, you may email coordinator@water.oregon.gov no later than noon (12:00 p.m.) on 01/07/2025, to receive the registration link.

To attend by phone, please email WRD_DL_rule-coordinator@water.oregon.gov no later than noon (12:00 p.m.) on 01/07/2025, ID and passcode for the phone number provided above.

Each person attending the hearing virtually or by phone who wishes to comment will be asked to identify themselves so their name can be added to a virtual sign-up sheet. During the hearing, the hearing officer will alternate between those commenting in person, virtually, and by phone in the order in which attendees have registered to comment. The hearing will close no later than 12:00 PM PST.

Close captioning will be enabled for virtual participants.

In addition to presenting oral comments at the hearings, anyone may submit written comments until 5 P.M. on 01/15/2025 which is the public comment period. Written comments should be sent to "Margo Mashkovskaya" at Oregon Water Resources Department, 725 Summer Street, Salem, OR 97301 or by email to WRD_DL_rulecoordinator@water.oregon.gov. Comments received after 5 P.M. on 01/15/2025 will not be considered by the agency unless the agency decides to extend the public comment period for everyone.

NEED FOR THE RULE(S)

Oregon Revised Statute 541.551, (House Bill 3293, 2021), authorizes the Oregon Water Resources Department (Department) to provide financial support for the purpose of enabling local organizations and local governments to develop and implement community engagement plans for water project. The statute mandates that the Department recognize community engagement best practices for use in the development and implementation of Department funded community engagement plans; thus, the Department is pursuing this rulemaking. The Department is undertaking rulemaking to align with statutory mandates, recognizing 10 best practices for use in department-funded community engagement plans.

The Department has created a new division to house the proposed rules. Division 601, Best Practices in Community Engagement for Water Projects, establishes standards and procedures for implementing and developing Department funded community engagement plans using the Department recognized Best Practices. The purpose of this new Division is to promote meaningful involvement of disproportionately impacted communities in water projects and provide these communities with avenues for suitable access to the decision-making process related to water projects.

Water is crucial to Oregon's economic vitality. In 2023, over 48% of the state's total economic output and nearly 44% of its employment were directly linked to water. (Pilz et al. 2023) Water's value extends across various sectors, including housing, infrastructure, health, manufacturing, agriculture, energy, recreation, and the food and beverage industries. (Pilz et al. 2023) As drought conditions in Oregon intensify and population centers grow, water scarcity concerns increase. Inclusive water project solutions are essential to address these challenges, as disproportionately impacted communities often experience changing environmental conditions most acutely.

Disproportionately impacted communities have been underrepresented or historically discriminated against in water policy decision-making. (Dalgaard, 2022) Exclusion has led to a lack of representation and consideration of their unique needs and perspectives in decision-making processes. These communities often bear the brunt of environmental

challenges. Considering the voices of disproportionately impacted communities is not only a matter of justice but also a practical necessity for creating effective and sustainable water project strategies. Diverse and broad community engagement improves water projects outcomes and helps projects better meet the needs of Oregon's economy, environment, communities, and cultures. Involving disproportionately impacted communities in water projects facilitates the exchange of invaluable knowledge and insights, enhancing project effectiveness and relevance. Additionally, fostering community trust encourages transparency and cooperation among project partners and communities impacted by the water project aims and outcomes.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE

This is an abbreviated list of the principal documents relied upon for the proposed rulemaking. Please contact the Oregon Water Resources Department for a complete list of documents relied upon and the location(s) of those documents.

ORS 541.551, available at (https://www.oregonlegislature.gov/bills_laws/ors/ors541.html).

Draft 10 Best Practices in community Engagement Around Water Projects (2024)
(<https://www.oregon.gov/owrd/Documents/HB3293%20Best%20Practices.pdf>).

Pilz, D., et al. (2023) The Business Case for Investing in Water in Oregon. Available at
(https://www.oregon.gov/owrd/WRDPublications1/230721_FINAL_Business_Case_for_Water_in_OR_Exec_Summ.pdf).

Dalgaard, S. (2022) State of Water Justice in Oregon: A Primer on How Oregon Water Infrastructure Challenges Affect Frontline Communities Across the State, White Paper prepared for the Oregon Environmental Council and the Oregon Water Futures Project (<https://www.oregonwaterfutures.org/water-justice-report>).

STATEMENT IDENTIFYING HOW ADOPTION OF RULE(S) WILL AFFECT RACIAL EQUITY IN THIS STATE

The proposed rules within Division 601 aim to increase the meaningful involvement of disproportionately impacted communities by supporting the development and implementation of community engagement plans for water project. This funding support will be provided in the form of loan and grant funding through OAR 690-600 or OAR 690-093 (Water Conservation, Reuse, and Storage Grant Program and Water Supply Development Account).

There is significant state interest in providing meaningful engagement opportunities for all Oregonians with an emphasis on communities that have historically been excluded from decision-making processes related to water projects. Disproportionately impacted communities, as defined by the proposed rules, include, but are not limited to, communities of color and other groups that face barriers to meaningful involvement in public processes. The proposed rules have a direct nexus with racial equity, as increasing the meaningful engagement of disproportionately impacted communities is a core component. This is important because it ensures that the voices of those most affected are heard and considered, leading to more equitable and effective outcomes. In practice, these rules are anticipated to enhance racial equity in the development and implementation of water projects.

OWRD extended Rule Advisory Committee (RAC) invitations to several Oregon organizations focused on racial justice and equity in the context of water, as well as broader environmental, economic, and social issues. The final RAC composition included interests from Oregon's environmental and social justice organizations, local governments, and other community water users such as farming interests. No unintended adverse consequences on racial equity are expected from the rule. Further public comments on this rulemaking and its impact on racial equity in the state are

encouraged throughout the posted public comment period.

Tribal Engagement:

Consistent with Government-to-Government coordination and consultation responsibilities, July 16, 2024, the Department mailed and emailed formal letters to Oregon's nine federally recognized Tribes, inviting coordination and/or consultation on this rulemaking and other proposed rulemakings. These correspondences included an invitation to join the Rules Advisory Committee. The Department also provided rulemaking updates during quarterly Cultural Resources Cluster and Natural Resources Work Group meetings (held January, February, July, and September of 2024), again offering to consult and/or coordinate with interested Tribes.

To date, none of the Tribes have requested to initiate formal consultation, and none expressed interest in serving on Rules Advisory Committee. The proposed rules include provisions for tribal engagement in water projects, recognizing federally recognized Tribes as "eligible applicants" and "participants" within community engagement plans. Additionally, tribal communities are identified as "disproportionately impacted communities," making them a key focus for the engagement efforts outlined in the proposed rules. The proposed rules also include specific best practices aimed at including engagement with Federally Recognized Tribes. Public comments on this rulemaking and its potential impact on Tribes in the state are encouraged throughout the designated public comment period.

FISCAL AND ECONOMIC IMPACT:

The proposed rules are not expected to have a significant fiscal impact on the Department beyond the ongoing expenditure of grant funds for water project community engagement plans in communities across Oregon and the additional cost of departmental support for these grantees.

This rule may have a positive economic impact within Oregon communities as funds may be used to compensate disproportionately impacted communities' participation in water project development and implementation.

COST OF COMPLIANCE:

(1) Identify any state agencies, units of local government, and members of the public likely to be economically affected by the rule(s). (2) Effect on Small Businesses: (a) Estimate the number and type of small businesses subject to the rule(s); (b) Describe the expected reporting, recordkeeping and administrative activities and cost required to comply with the rule(s); (c) Estimate the cost of professional services, equipment supplies, labor and increased administration required to comply with the rule(s).

(1) Identify any state agencies, units of local government, and members of the public likely to be economically affected by the rule(s).

The proposed rules outline the requirements for local organizations and local governments applying for funding authorized under ORS 541.551. As proposed, the rules incorporate those additional requirements within existing authorized funding programs. The proposed rules may increase costs associated with reporting, administrative activities, and professional services for grantees developing or implementing a community engagement plan; however, the Department has attempted to reduce these potential additional costs by incorporating them into existing funding reporting requirements.

Furthermore, because the proposed rules create additional requirements for those water projects funded by the Department who are seeking to conduct a community engagement plan, increased grant funds may be awarded to grantees to meet these requirements. Additional funds to support community engagement plans are intended to help cover the costs of compliance, ensuring that projects meet the new standards without placing an undue financial burden

on the grantees. There are no new funding sources allocated to the Department for the expanded requirements contemplated by these rules, as a result fewer overall grants may be awarded as funding is reallocated for community engagement plans.

ORS 541.551 defines “water project support” as planning, technical, or financial support. Consequently, OWRD and other eligible support providers identified under ORS 541.551(1)(f) may experience a fiscal impact through the administration of water project support for community engagement plan grantees. These fiscal impacts could include increased costs related to the development and review of planning documents, and the allocation of financial resources. Additionally, the need for ongoing monitoring and reporting to ensure compliance with the proposed rule may further contribute to administrative expenses.

Additionally, the proposed rules allow for the compensation of disproportionately impacted communities during the development and implementation of the community engagement plans. This compensation aims to support meaningful involvement of these communities in the planning and decision-making process.

The Department recognizes that these changes may have varying impacts on different governments, organizations, and members of the public. Interested parties are encouraged to provide feedback on the anticipated fiscal impacts during the public comment period to help the Department refine and improve the proposed rule and impact analysis.

(2) Effect on Small Businesses:(a) Estimate the number and type of small businesses subject to the rule(s);(b) Describe the expected reporting, recordkeeping and administrative activities and cost required to comply with the rule(s);(c) Estimate the cost of professional services, equipment supplies, labor and increased administration required to comply with the rule(s).

(2)(a) ORS 541.551 states that eligible applicants include local governments and local organizations as defined by ORS 174.117. Community engagement grantees may contract with small businesses to implement activities and work within the scope of the grant or loan agreement, but the proposed rules do not dictate the elements of that contractual relationship.

(2)(b) The reporting, record keeping, and administrative activities required by the rules are principally borne by the grantees that are voluntarily entering the program and are not defined as small businesses.

(2)(c) Similar to section b, the cost of professional services, equipment, supplies, labor, and increased administration to comply with the rules will be borne principally by program grantees that are not defined as small businesses.

DESCRIBE HOW SMALL BUSINESSES WERE INVOLVED IN THE DEVELOPMENT OF THESE RULE(S):

The Department hosted a virtual public open house, roundtables, and presented to the Environmental Justice Council on drafting the Best Practices in Community Engagement guidance document and proposed rule section 607.601.004(1). Several small businesses attended and provided input on the draft guidance and best practices. Guidance input helped develop the draft rules. During the open house, the Department openly solicited RAC members and added all who requested to participate. Small businesses were not specifically sought for RAC participation as they are ineligible to apply for authorized grant funds and are not expected to experience a significant impact by the proposed rules. Small businesses will have the opportunity to comment during the public comment period.

WAS AN ADMINISTRATIVE RULE ADVISORY COMMITTEE CONSULTED? YES

RULES PROPOSED:

690-601-0001, 690-601-0002, 690-601-0003, 690-601-0004, 690-601-0005, 690-601-0006

ADOPT: 690-601-0001

RULE SUMMARY: This new rule describes the purpose and applicability of OAR Chapter 690 Division 601.

CHANGES TO RULE:

690-601-0001

Community Engagement Plan Best Practices for Water Projects

OAR 690-601-0001 to OAR 690-601-0006 establishes rules to invite and support meaningful involvement of disproportionately impacted communities in the development, implementation, or both, of community engagement plans for water projects supported by authorized Oregon Water Resources Department grants and loans.

Statutory/Other Authority: ORS 536.027, ORS 541.551

Statutes/Other Implemented: ORS 536.027, ORS 541.551

ADOPT: 690-601-0002

RULE SUMMARY: This new rule defines terms used in OAR Chapter 690, Division 601.

CHANGES TO RULE:

690-601-0002

Definitions

For the purposes of Oregon Administrative Rules Chapter 690, Division 601: ¶

(1) "Disproportionately Impacted Communities" means: ¶

(a) Rural communities; ¶

(b) Communities of color; ¶

(c) Tribal communities; ¶

(d) Coastal communities; ¶

(e) Areas with above-average concentrations of: ¶

(A) historically disadvantaged households, ¶

(B) residents with low levels of educational attainment, ¶

(C) high unemployment, ¶

(D) high linguistic isolation, ¶

(E) low levels of homeownership or high rent burden, ¶

(F) sensitive populations; ¶

(f) Other communities that face barriers to meaningful involvement in public processes. ¶

(2) "Meaningful Involvement" means that members of disproportionately impacted communities have appropriate opportunities to participate in and impact the outcomes of water projects that will likely affect their communities' environment, economy, or health ¶

(3) "Community Engagement Plan Grantee" means eligible local governments or local organizations that receive funding for a Community Engagement Plan for water projects that are supported by grants or loans pursuant to OAR 690-600 or OAR 690-093. ¶

(4) "Community Engagement Plan Applicant" means eligible local governments or local organizations that apply to receive grants or loans from OAR 690-600 or OAR 690-093 for a water project Community Engagement Plan. ¶

(5) "Department" means the Oregon Water Resources Department. ¶

(6) "Community Engagement Plan" means a plan to meaningfully engage and provide suitable access to decision-making processes for disproportionately impacted communities, underrepresented communities, tribal communities and all persons regardless of race, color, national origin or income in planning for water projects using identified best practices. ¶

(7) "Water Project" mean projects eligible for funding by grants or loans through OAR 690-600 or OAR 690-093. ¶

(8) "Best Practices" include goals, approaches, and strategies used in the development and implementation of a community engagement plan to increase meaningful involvement of disproportionately impacted communities in decisions related to the identification, scoping, design, or implementation of a water project. ¶

(9) "Local Government" has the meaning given to that term in ORS 174.116. ¶

(10) "Local Organization" means a special government body as defined in ORS 174.117, a federally recognized Indian tribe, a nonprofit organization, or other organization identified who operates in an area affected by a water project and is eligible to receive grants or loans pursuant to OAR 690-600 or OAR 690-093.

Statutory/Other Authority: ORS 536.027, ORS 541.551, ORS 174.116, ORS 174.117, ORS 541.651 - 541.696

Statutes/Other Implemented: ORS 536.027, ORS 541.551, ORS 174.116, ORS 174.117, ORS 541.651 - 541.696

ADOPT: 690-601-0003

RULE SUMMARY: This new rule identifies the funding mechanisms for community engagement plans and the compliance requirements.

CHANGES TO RULE:

690-601-0003

Funding for Community Engagement Plans

(1) The Department may provide funding for community engagement plan development, implementation, or both to invite and support meaningful involvement by representatives of disproportionately impacted communities in water projects supported by grants or loans through OAR 690-600 or OAR 690-093. ¶

(a) For the purposes of grants and loans pursuant to OAR 690-093, Water Supply Development Account, a community engagement plan for a water project may be funded if the plan is used to inform the identification, planning, development, or implementation of a water resource projects funded by the account. ¶

(b) For the purposes of OAR 690-600, Water Conservation, Reuse, and Storage Grant Program, a community engagement plan for a water project may be funded if the plan is used to inform project identification and project planning studies funded by the program that are performed to evaluate the feasibility of developing a water conservation, reuse, or storage project. ¶

(2) Community engagement grantees shall follow all laws and guidelines for water projects that are supported by grants or loans issued pursuant to OAR 690-600 or OAR 690-093. ¶

(3) Community engagement grantees, using Department recognized best practices, and approved alternative best practices, shall expend grant or loan funds for the purposes of inviting and supporting meaningful involvement of disproportionately impacted communities in decisions related to the identification, scoping, design, and implementation of water projects. ¶

(4) Community engagement grantees shall follow all applicable state and federal funding and procurement laws and guidelines for reimbursable costs and activities. ¶

(a) Ineligible costs and activities are not reimbursable, these include but are not limited to, spending funds on the acts of lobbying and fundraising. ¶

(b) Eligible costs and activities that may be reimbursable, if conditions of the granting agreements are met, include but are not limited to, design and facilitation of meetings and eligible associated costs, development and distribution of outreach and meeting materials, and compensation of disproportionately impacted communities for meaningful involvement in community engagement opportunities.

Statutory/Other Authority: ORS 536.027, ORS 541.551, ORS 541.651 - ORS 541.696

Statutes/Other Implemented: ORS 536.027, ORS 541.551

ADOPT: 690-601-0004

RULE SUMMARY: This new rule identifies the best practices recognized by the Department and outlines plan requirements for grantees.

CHANGES TO RULE:

690-601-0004

Best Practices of Water Projects for use in Community Engagement Plans

(1) The Department recognizes ten best practices to invite and support meaningful involvement of disproportionately impacted communities in water projects supported by grants or loans pursuant to OAR 690-600 or OAR 690-093. Department recognized best practices for use in the development, implementation, or both, of community engagement plans include: ¶

(a) Identifying and inviting disproportionately impacted communities interested in engaging in water project planning. ¶

(b) Defining the water project's purpose and goals, including what will be done to meaningfully involve disproportionately impacted communities. ¶

(c) Developing new, or assessing current, decision-making processes to identify opportunities to enhance access to the project decision-making process for disproportionately impacted communities. ¶

(d) Inviting tribal communities in Oregon to participate in the water project, acknowledging their preferences and capacity for collaboration, regardless of whether tribal members are represented in the community demographics. ¶

(e) Co-creating water project capacity opportunities that are inclusive, including to disproportionately impacted communities, with the community and across water project participants. ¶

(f) Building collaborative relationships with disproportionately impacted communities. ¶

(g) Coordinating with the community and across water project participants to leverage resources, staff, and data. ¶

(h) Ensuring water project communications and information are shared in a timely, transparent manner, and in languages, and formats commonly used or preferred by disproportionately impacted communities. ¶

(i) Evaluating the effectiveness of community engagement before, during, and after the water project, based on the purposes, goals, and capacities of communities' and projects. ¶

(j) Striving to monitor and document the positive and negative impacts of the water project on disproportionately impacted communities and their environments. ¶

(2) Community engagement plans for water projects supported by grants or loans pursuant to OAR 690-600 or OAR 690-093 shall: ¶

(a) Be designed to promote meaningful involvement of disproportionately impacted communities. Plans shall include, but are not limited to, the following components: ¶

(A) A description of how disproportionately impacted communities will be identified using established systems. ¶

(B) A framework for how the water project will engage with communities including disproportionately impacted communities, which includes: ¶

(i) Goals for equitable participation of disproportionately impacted communities in water projects. ¶

(ii) Realistic and achievable approaches for use in meeting those goals. ¶

(C) A set of metrics and timelines to evaluate the community engagement plan progress and success in increasing meaningful participation of disproportionately impacted community in water projects. ¶

(b) Be conducted using the Departments recognized best practices.

Statutory/Other Authority: ORS 536.027, ORS 541.551, ORS 541.651 - 541.696

Statutes/Other Implemented: ORS 536.027, ORS 541.551

ADOPT: 690-601-0005

RULE SUMMARY: This new rule identifies grant application requirements, Department application evaluation criteria, and the grantee proposition and Department evaluation process of alternative practices.

CHANGES TO RULE:

690-601-0005

Application Requirements and Evaluation of Community Engagement Plans

(1) Community engagement plan applicants shall comply with all the application requirements pursuant to OAR 690-600 or OAR 690-093. ¶

(2) Community engagement plan applicants, within loan or grant applications, may propose not to incorporate one or more of the Department recognized best practices in community engagement plans for a water project. If a community engagement plan applicant seeks not to incorporate one or more Department recognized best practices, then: ¶

(a) The community engagement plan applicant shall provide evidence to the Department explaining why the recognized best practice does not meet the community engagement plans desired outcomes or advance disproportionately impacted community involvement. ¶

(b) The Department shall determine whether the recognized best practice should be used, waived, or replaced with an alternative best practice proposed by the community engagement plan applicant. If the Department determines that the recognized best practice shall be replaced by an alternative best practice, then: ¶

(A) The community engagement plan applicant shall provide evidence to the Department showing that the proposed alternative meets the community engagement plans desired outcomes or advances disproportionately impacted community involvement. ¶

(B) The Department shall determine whether these alternative practices can replace a Department recognized best practice in the community engagement plan. In assessing alternatives, the Department may consider, but is not limited to, size and scope of the water project and the identified needs of the disproportionately impacted community. ¶

(3) The Department shall evaluate the community engagement plan applications according to evaluation criteria in OAR 690-600 or OAR 690-093, and community engagement plan components described in OAR 690-601-0004(1) and OAR 690-601-0004(2). ¶

(4) The Department may evaluate the community engagement plan applications on additional criteria including but not limited to: ¶

(a) Significance and impact of the water project and community engagement plan on local communities and disproportionately impacted communities. ¶

(b) Appropriateness of the budget and the resources involved in the community engagement plan to increase meaningful involvement on local communities and disproportionately impacted communities in the water project. ¶

(c) Expertise, qualifications, and level of community connections held by the local governments or local organizations involved in the community engagement plan. ¶

(5) The Department may deny funding of a community engagement plan if the Community Engagement Plan Applicant fails to comply with any items described in OAR 690-601-0004(1) and OAR 690-601-0004(2).

Statutory/Other Authority: ORS 536.027, ORS 541.551, ORS 541.651 - 541.696

Statutes/Other Implemented: ORS 536.027, ORS 541.551

ADOPT: 690-601-0006

RULE SUMMARY: This new rule identifies grant agreement conditions and grantee reporting requirements.

CHANGES TO RULE:

690-601-0006

Funding Agreement and Reporting on Community Engagement Plans

(1) Community engagement plan grantees shall comply with all grant agreement conditions and reporting requirements associated with OAR 690-600 or OAR 690-093. ¶

(2) Community engagement plan grantees shall submit progress and final reports to the Department on a form provided by the Department. The reporting frequency will be specified in the grant agreement and will align with the timing of OAR 690-600 or OAR 690-093 funding program reporting requirements. Reports shall include but are not limited to the following: ¶

(a) Progress made toward the use of Department recognized best practices and approved alternative best practices, and the success or failure of these best practices in increasing meaningful involvement of disproportionately impacted communities in water projects. Progress should include specific updates on plan metrics and timelines that have been achieved by the community engagement plan grantee and a justification for unachieved framework goals, timelines, or evaluation metrics. ¶

(b) Specific information on when and how disproportionately impacted communities were involved the development, implementation, or both of the community engagement plans and water project. ¶

(c) Any feedback received from disproportionately impacted communities through their involvement in a community engagement plan development, implementation, or both, and how the feedback has been or will be incorporated into the community engagement plan and water project. ¶

(3) The Department may impose other community engagement plan specific conditions onto the grantee by noting the conditions during plan evaluation and including the condition in the funding agreement for the community engagement plan. ¶

(4) The Department may terminate, reduce, or delay funding for a community engagement plan if the Community Engagement Plan Grantee fails to comply with any provision of subsections (1), (2), and (3) of this section.

Statutory/Other Authority: ORS 536.027, ORS 541.551, ORS 541.651 - 541.696

Statutes/Other Implemented: ORS 536.027, ORS 541.551