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NOTICE OF PROPOSED RULEMAKING

INCLUDING STATEMENT OF NEED & FISCAL IMPACT

CHAPTER 813
OREGON HOUSING AND COMMUNITY SERVICES DEPARTMENT

FILED: 10/26/2026 1:29 PM
ARCHIVES DIVISION SECRETARY OF STATE

FILING CAPTION: Adopting rules and program manual for Tribal Housing Grant Fund (THGF).

LAST DAY AND TIME TO OFFER COMMENT TO AGENCY: 11/30/2026 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.

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Filed By:
Rachel Bennett
Rules Coordinator

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

DATE: 11/18/2026
TIME: 11:30 AM
OFFICER: Rachel Bennett

REMOTE HEARING DETAILS
MEETING URL: Click here to join the meeting
PHONE NUMBER: 503-446-4951
CONFERENCE ID: 230459319414293
SPECIAL INSTRUCTIONS:
Passcode: QV6iu73x.

If you need this document in another language or format because of a disability, please email Language.Access@hcs.oregon.gov or call 800-453-5511 for assistance.

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should be made at least 72 hours prior to the meeting.

NEED FOR THE RULE(S):

Pursuant to HB 5011 (2025), the Tribal Housing Grant Fund (THGF) provides new, ongoing Current Service Level (CSL) non-competitive allocations to the Nine Federally Recognized Tribes of Oregon. This rule making establishes the program, incorporating its program manual while also clearly defining the eligible recipients of these non-competitive allocations.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE:

Tribal Housing Grant Fund Program Guidance, which can be found on the OHCS website. Additional information can be found at OHCS' Tribal Housing Grant Fund Website: https://www.oregon.gov/ohcs/pages/tribal-housing-grant-fund.aspx.

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

The program and corresponding rules are designed to deliver predictable, ongoing and flexible funding to the Nine Federally Recognized Tribes of Oregon. There is consistent overrepresentation year-to-year in available homelessness counts (Oregon's Point-in-Time data) for those who identify as American Indian, Alaska Native, or Indigenous. Most notably, this program fosters the crucial government-to-government relationship between the State of Oregon and the Nine Federally Recognized Tribes of Oregon. The direct awards and tailored program guidance support Tribes' sovereignty and self-determination. Through the implementation of the THGF program, Tribes have the autonomy to identify and address existing housing inequities in their respective communities, as they see fit.

FISCAL AND ECONOMIC IMPACT:

For OHCS, there is no expected fiscal or economic impact because of this rule. For Tribal grantees, administrative costs are incurred but reimbursable through the program. For non-participating agencies, there is no fiscal or economic impact.

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).

Anticipated reporting and administrative activities required for compliance with these proposed rules include financial and programmatic annual reporting. All required activities are reimbursable through the program.

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

Small businesses were not involved in the development of these rules.

WAS AN ADMINISTRATIVE RULE ADVISORY COMMITTEE CONSULTED? NO IF NOT, WHY NOT?

The Tribal Housing Workgroup Committee, which is comprised of representatives from the Nine Federally Recognized Tribes, was consulted in the development of these rules. Additionally, the program manual adopted in these rules was developed in close consultation with the Nine Federally Recognized Tribes prior to its implementation in July 2025.

HOUSING IMPACT STATEMENT:

These rules do not affect the cost of development of a 6,000 square foot parcel and the construction of a 1,200 square foot detached single-family dwelling on that parcel.

RULES PROPOSED:
813-290-0000, 813-290-0010, 813-290-0020

ADOPT: 813-290-0000

RULE SUMMARY: Summary of purpose and objectives of the Tribal Housing Grant Fund.

CHANGES TO RULE:

813-290-0000
Purpose and Objectives
The purpose of Oregon Administrative Rules chapter 813, division 290, is to implement the Tribal Housing Grant Fund (THGF) to address the housing needs of Tribal Nations in Oregon. The THGF was created by the Oregon Legislature in 2025 to expand the housing resources available to the Nine Federally Recognized Tribes of Oregon to include affordable rental housing and homeownership projects in addition to homelessness response and prevention investments.
Statutory/Other Authority: ORS 456.555, 456.559
Statutes/Other Implemented: ORS 456.561, 456.625, HB 5011 (2025)

ADOPT: 813-290-0010

RULE SUMMARY: Adoption of manual outlining Tribal Housing Grant Fund program requirements.

CHANGES TO RULE:

813-290-0010
Manual
The THGF Program Guidance, dated July 1, 2025, is incorporated into and adopted as part of this chapter 813, division 290 of the department's administrative rules. The THGF Program Guidance may be accessed online at the OHCS website.
Statutory/Other Authority: ORS 456.555, 456.559
Statutes/Other Implemented: ORS 456.561, HB 5011 (2025)

ADOPT: 813-290-0020

RULE SUMMARY: Describing entities eligible to receive funds under the THGF.

CHANGES TO RULE:

813-290-0020
Eligibility
(1) The Nine Federally Recognized Tribes of Oregon and their Tribally designated housing entities are eligible to receive funds under the THGF.¶
(2) The Nine Federally Recognized Tribes of Oregon are:¶
(a) Confederated Tribes of Grand Ronde,¶
(b) Confederated Tribes of Coos, Lower Umpqua, and Siuslaw Indians (CTCLUSI),¶
(c) Confederated Tribes of Siletz Indians,¶
(d) Coquille Indian Tribe,¶
(e) Cow Creek Band of Umpqua Tribe of Indians,¶
(f) Klamath Tribes,¶
(g) Burns Paiute Tribe,¶
(h) Confederated Tribes of the Umatilla Indian Reservation, and¶
(i) Confederated Tribes of Warm Springs.
Statutory/Other Authority: ORS 456.555, 456.559
Statutes/Other Implemented: ORS 456.561, HB 5011 (2025)