

Secretary of State
Certificate and Order for Filing
TEMPORARY ADMINISTRATIVE RULES
A Statement of Need and Justification accompanies this form..

I certify that the attached copies* are true, full and correct copies of the TEMPORARY Rule(s) adopted on [7/28/08] by the
Bureau of Labor and Industries, Commissioner's Office, Hearings Unit Date prior to or same as filing date
839

Agency and Division Administrative Rules Chapter Number

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to become effective [July 29, 2008] through [January 23, 2009].
Date upon filing or later A maximum of 180 days including the effective date.

RULE CAPTION

The rule provides procedure for hearings on predeterminations of prevailing wage coverage.

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

RULEMAKING ACTION

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

Secure approval of new rule numbers (Adopted rules) with the Administrative Rules Unit prior to filing

ADOPT: 839-050-0445

Stat. Auth.: ORS chapter 183, ORS 279C.817

Other Auth.:

Stats. Implemented: ORS 279C.817

RULE SUMMARY

During 2007 legislation was enacted which is codified as ORS 279C.817, providing for a public agency or interested person to ask the bureau to make a determination about whether a construction project would be a public works on which payment of the prevailing rate of wage would be required under ORS 279C.840. The bureau is required to afford the requester or a person adversely affected or aggrieved by the determination a hearing in accordance with ORS 183.413 to 183.470. The bureau is required to adopt rules establishing the process for requesting and making the determinations provided under ORS 279C.817.

Authorized Signer Brad Avakian, Commissioner July 28, 2008
Printed name Date

*With this original and Statement of Need, file one photocopy of certificate, one paper copy of rules listed in Rulemaking Actions, and electronic copy of rules. ARC 940-2005