

Secretary of State
NOTICE OF PROPOSED RULEMAKING*
A Statement of Need and Fiscal Impact accompanies this form.

Bureau of Labor and Industries, Civil Rights Division	839
Agency and Division	Administrative Rules Chapter Number
Marcia Ohlemiller	971-673-0784
800 NE Oregon St. #1045, Portland, OR 97232	
Rules Coordinator	Telephone
	Address

RULE CAPTION

Implementing new Military Family Leave Act and amendments to OVCCLA and updating OFLA rules.

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

RULEMAKING ACTION

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

ADOPT: OAR 839-009-0265; 0326; 0370; 0380; 0390; 0400; 0410; 0420; 0430; 0440; 0450; 0460 and additional Division 9 rule numbers as necessary

AMEND: Division 9, Oregon Family Leave Act and Oregon Victims of Certain Crimes Leave Act administrative rules

Stat. Auth.: ORS 659A.805

Other Auth.: HB 2744, SB 928, Oregon Legislative Assembly 2009

Stats. Implemented: HB 2744 (Oregon Military Family Leave Act), SB 928 (amending OVCCLA), Oregon Legislative Assembly 2009; ORS 659A.270 to .285 (OVCCLA); ORS 659A.150 to .186 (OFLA)

RULE SUMMARY

The proposed rules would implement the newly enacted Oregon Military Family Leave Act, which entitles spouses and domestic partners of military service members to 14 days' family leave prior to service member's deployment or leave from deployment during a period of military conflict (HB 2744).

The proposed rules would amend the rules implementing the Oregon Victims of Certain Crimes Leave Act (OVCCLA) to include newly enacted reasonable safety accommodation requirements for employees who are victims of certain crimes (SB 928).

The proposed rules would amend the rules implementing the Oregon Family Leave Act (OFLA) to reflect some recent amendments to federal Family and Medical Leave Act (FMLA) and clarify, edit and make housekeeping changes.

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

November 13, 2009

Last Day for Public Comment (Last day to submit written comments to the Rules Coordinator)

Amy K. Klare, Administrator, Civil Rights Division	September 25, 2009
Signature	Date
	Printed name

*Rulemaking Notices published in the Oregon Bulletin must be submitted by 5:00 pm on the 15th day of the preceding month unless this deadline falls on a weekend or legal holiday, upon which the deadline is 5:00 pm the preceding workday. A public rulemaking hearing may be requested in writing by 10 or more people, or by an association with 10 or more members, within 21 days following the publication of the Rulemaking Notice in the Oregon Bulletin or 28 days from the date Notice was sent to people on the agency mailing list, whichever is later. If sufficient hearing requests are received, notice of the date and time of the rulemaking hearing must be published in the Oregon Bulletin at least 14 days before the hearing.

ARC 923-2005