

Secretary of State
Certificate and Order for Filing
PERMANENT ADMINISTRATIVE RULES

I certify that the attached copies* are true, full and correct copies of the PERMANENT Rule(s) adopted on August 8, 2012 by the
Bureau of Labor and Industries. Date prior to or same as filing date
839

Agency and Division	Administrative Rules Chapter Number
Marcia L. Ohlemiller Rules Coordinator	800 NE Oregon Street, Suite 1045, Portland, OR 97232 971-673-0784

to become effective August 8, 2012. Rulemaking Notice was published in the July 2012 Oregon Bulletin.**

RULE CAPTION

Permanent rules clarifying that complaints under ORS 654.062 need not be notarized written complaints.

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 or Renumbered rules) with the Administrative Rules Unit prior to filing.

ADOPT:

839-003-0031

AMEND:

839-003-0005, 839-003-0025, 839-003-0200

Stat. Auth.: ORS 659A.805

Other Auth.: ORS 659A.820

Stats. Implemented: ORS 654.062 & 659A

RULE SUMMARY

Previous rules required that complaints filed under the Oregon Safe Employment Act (OSEA) contain a notarized signature of the complainant. BOLI investigates retaliation complaints filed under OSEA statutes pursuant to a contract with Oregon OSHA. The federal Occupational Safety and Health Administration (OSHA) and Oregon OSHA have expressed concern that requirement of a notarized complaint is a barrier to timely investigations of matters involving threats to workplace safety, and have asked that BOLI clarify that complaints filed under ORS 654.062 do not require notarization. The proposed rules are required in order for the complaint requirements to be consistent with OSEA statutes.

	Brad Avakian	8/7/12
Authorized Signer	Printed name	Date

*With this original, file one photocopy of certificate, one paper copy of rules listed in Rulemaking Actions, and electronic copy of rules. **The Oregon Bulletin is published the 1st of each month and updates rules found in the OAR Compilation. For publication in Bulletin, rule and notice filings 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, when filings are accepted until 5:00 pm on the preceding workday.

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