

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 [ July 7, 2008 ] by the  
Date prior to or same as filing date  
Bureau of Labor and Industries, Wage and Hour Division 839-020

Agency and Division Administrative Rules Chapter Number

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to become effective [ July 8, 2008 ]. Rulemaking Notice was published in the [ June 1, 2008 ] Oregon Bulletin.\*\*  
Date upon filing or later Month and Year

**RULE CAPTION**

Clarifies requirements relating to the provision of meal periods to employees

**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:**

**AMEND:** OAR 839-020-0050

**REPEAL:**

**RENUMBER:**

**AMEND & RENUMBER:**

Stat. Auth.: ORS 651.060(4); 653.261

Other Auth.:

Stats. Implemented: ORS 653.261

**RULE SUMMARY**

This rule amendment clarifies the agency's rules pertaining to the provision of rest and meal periods to employees, making clear that employees must be relieved of all duties for meal periods except in those cases where the employer can show that *exceptional and unanticipated* circumstances prevent the employee from being relieved from all duty. The rule amendment also clarifies that factors to be considered in determining an employee is prevented from receiving regularly scheduled meal and rest periods must pertain to the *ordinary nature* of work performed.



Brad Avakian

July 7, 2008

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.

ARC 930-2005