

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

Wage and Hour Commission	839-021 and 839-022	
Agency and Division	Administrative Rules Chapter Number	
Marcia Ohlemiller	800 NE Oregon, Suite 1045, Portland, OR 97232	(971) 673-0784
Rules Coordinator	Address	Telephone

RULE CAPTION

Amends procedural rules of Wage and Hour Commission and adopts rules pertaining to subpoenas
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 839-022-0100; 839-022-0105; 839-022-0110; 839-022-0115; 839-022-0120; 839-022-0125; 839-022-0130; 839-022-0135; 839-022-0140; 839-022-0145; 839-022-0150; 839-022-0155; 839-022-0160; 839-022-0165

AMEND: OAR 839-022-0000; 839-022-0010

REPEAL: OAR 839-021-0001; 839-022-0005; 839-022-0020; 839-022-0025; 839-022-0030; 839-022-0035; 839-022-0040; 839-022-0045; 839-022-0050; 839-022-0055; 839-022-0060

RENUMBER:

AMEND & RENUMBER:

Stat. Auth.: ORS 653.525

Other Auth.: HB 2253 (2007 Legislature)

Stats. Implemented: ORS 653.525

RULE SUMMARY

The proposed rule amendments conform the procedural rules of the Wage and Hour Commission to those of the Bureau of Labor and Industries and implement legislation enacted in 2007 authorizing the commission to enforce its investigative subpoenas in state circuit court. The new rules proposed provide subpoena procedures and accountability as required by the legislation.

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.

June 23, 2008

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

Christine N. Hammond

Christine N. Hammond

May 15, 2008

Signature

Printed name

Date

*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