

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 statutory enactments and amendments regarding disability, veterans' preference and discrimination based on uniformed service.

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: 839-005-0150; 0160; 0170; 0180; 839-006-0202; Division 5 and 6 rule numbers as necessary

AMEND: Division 5; portions of Division 6: Disability Discrimination in Employment, Discrimination against Disabled Persons by Places of Public Accommodation, and Veterans' Preference in Employment administrative rules.

RENUMBER: 839-005-0016; 0035; 0045; 0050

Stat. Auth.: ORS 659A.805

Other Auth.: HB 3256, HB 2510 and SB 874, Oregon Legislative Assembly 2009

Stats. Implemented: HB 2510 (removing restrictions on civil service Veterans' Preference); HB 3256 (making discrimination on the basis of uniformed service an unlawful employment practice); SB 874 (conforming Oregon disability discrimination law to federal Americans with Disabilities Act Amendments Act of 2008).

RULE SUMMARY

The proposed rules and amendments would implement amendments to statutes providing for employment preference for veterans. (HB 2510).

The proposed rules and amendments would implement amendments to disability discrimination statutes to conform them to the federal Americans with Disabilities Act Amendments Act of 2008. (SB 874).

The proposed rules would implement newly enacted statutes prohibiting discrimination in employment on the basis of uniformed service. (HB 3256).

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.

December 7, 2009

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

	Amy K. Klare, Administrator, Civil Rights Division	October 15, 2009
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