

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

Department of Human Services, Public Health Division	333	
Agency and Division	Administrative Rules Chapter Number	
Brittany Sande	800 NE Oregon St, Suite 930; Portland, OR 97232	971-673-1291
Rules Coordinator	Address	Telephone

**RULE CAPTION**

Update of public swimming, wading and spa rules to comply with federal legislation

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

December 9, 2009	9:30 am	800 NE Oregon St., Room 1A; Portland, OR 97232	Jana Fussell
Hearing Date	Time	Location	Hearings Officer

*Auxiliary aids for persons with disabilities are available upon advance request.*

**RULEMAKING ACTION**

Secure approval of new rule numbers (Adopted or Renumbered rules) with the Administrative Rules Unit prior to filing.  
**ADOPT:** 333-060-0127, 333-062-0102

**AMEND:** 333-060-0125, 333-060-0505, 333-060-0510, 333-062-0100

**REPEAL:**

**RENUMBER:**

**AMEND & RENUMBER:**

Stat. Auth. : ORS 448.011

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Stats. Implemented: ORS 448.005 – 448.100, 448.990

**RULE SUMMARY**

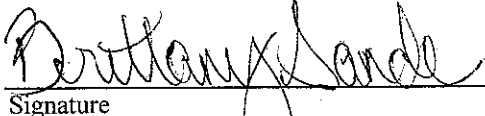
The Department of Human Services, Public Health Division is proposing to permanently adopt and amend Oregon Administrative Rules in chapter 333, divisions 60 and 62, related to main drains and suction fittings in public swimming pools, public wading pools and public spa pools. These changes to the state administrative rules bring the OARs into parallel compliance with the Federal Virginia Graeme Baker Pool and Spa Safety Act and clear up any discrepancies between state and federal regulations.

The revisions update Oregon Administrative Rules into parallel compliance with current federal standards and provide direction for new pool construction. The adoption and amendment of rules will address the issue of differences between the two sets of requirements.

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 9, 2009 at 5:00 pm

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

	Brittany Sande, Administrative Rules Coordinator, DHS PHD	10/15/09
Signature	Printed name	Date

\*Hearing 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. ARC 920-2005