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October 4, 2006

Changes Adopted in Construction Roll-Over Protective Structures (ROPS)

Oregon OSHA adopted Federal OSHA amendments to Roll-Over Protective Structures (ROPS) in Construction as they appear in the Federal Registers dated December 29, 2005, February 28, 2006, and July 20, 2006 (minor corrections and technical amendments). This rulemaking reinstates the original construction standards that had been replaced in 1996 with references to national consensus standards for testing ROPS. This is in Oregon's Division 3/W, effecting 1926.1002, 1926.1003, and adds a new Appendix A that contains the graphics.

The rule restores impact testing for protective frames on wheel-type tractors and an additional cold-temperature testing option under the construction standard. This rule also contains minor plain language revisions that will improve comprehension and compliance with the standards.

There is a delayed effective date in Oregon of January 1, 2007.

This is OR-OSHA Administrative Order 5-2006, **adopted August 7, 2006 and to become effective January 1, 2007.**

Please visit OR-OSHA's web site: www.orosha.org for proposed, adopted and final rules, as well as current publications, training opportunities, and much more.

OR-OSHA contact: **Mike Lulay @ 503-947-7431, Central Office**

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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 7, 2006 by the
Date prior to or same as filing date

Department of Consumer & Business Services/Oregon Occupational Safety & Health Division 437
Agency and Division Administrative Rules Chapter Number

Sue Joye 350 Winter Street NE, Salem OR 97301-3882 503-947-7449
Rules Coordinator Address Telephone

to become effective January 1, 2007 as OR-OSHA Administrative Order 5-2006.
Date upon filing or later

Rulemaking Notice was published in the June 2006 Oregon Bulletin.**
Month and Year

RULE CAPTION

Adoption of Federal OSHA changes to Roll-Over Protective Structures (ROPS) in Construction.
Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.

RULEMAKING ACTION

AMEND: OAR 437-003-0001

ORS 654.025(2), 656.726(4)
Stat. Auth.

ORS 654.001 through 654.295
Stats. Implemented

RULE SUMMARY

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/s/Michael D. Wood
Authorized Signer

Michael D. Wood 8/3/06
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.

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