February 2, 2009

Oregon OSHA - Adopted Changes
To Agriculture Labor Housing Rules in Division 4/J

These changes are necessary to resolve issues expressed by Federal OSHA toward making our rules at least as effective as theirs. In addition, the removal of the heater language is to recognize new safety technology.

437-004-1120(16) Living Areas.
We will delete paragraph (c)(B) to reflect changes in heater technology. Paragraph (C) will become (B) and (D) will become (C). Paragraph (B) is adequate to address any hazards related to ribbon-type heaters as they now come with safety devices to shut them off if they overheat.

437-004-1120(16) Living Areas.
Wording added to paragraph (n) will close a gap in coverage pointed out by Federal OSHA. The result is that existing housing will be good until the 2018 change date unless it is remodeled. New construction and existing housing remodeled between this adoption and 2018 will have to meet the new requirements in paragraph (n).

437-004-1120(18) Common use cooking and eating facilities and equipment.
Federal OSHA requires adding this language to be as effective as their rule. It requires enclosed, screened shelters for common use cooking and eating facilities.

437-004-1120(19) Dining Halls and equipment.
Federal OSHA requires adding this language to be as effective as their rule. It requires enclosed, screened shelters for dining halls.

This is Oregon OSHA Administrative Order 1-2009, adopted and effective January 26, 2009.

Please visit Oregon 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 Ron Preece, Central Office @ 503-947-7876;
or email at ron.c.preece@state.or.us

Note: In compliance with the Americans with Disabilities Act (ADA), this publication is available in alternative formats by calling 503-378-3272.
I certify that the attached copies* are true, full and correct copies of the PERMANENT Rule(s) adopted on **January 26, 2009** by the Department of Consumer & Business Services/Oregon Occupational Safety & Health Division 437

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

Sue Joye 350 Winter Street NE, Salem OR 97301-3882 503-947-7449
Rules Coordinator Address Telephone
to become effective **January 26, 2009** as OR-OSHA Administrative Order 1-2009.

Rulemaking Notice was published in the **December 2008** Oregon Bulletin.**

RULE CAPTION

**Adopt changes to Agricultural Labor Housing (ALH).**
Not more than 15 words that reasonably identifies the subject matter of the agency’s intended action.

**RULEMAKING ACTION**

**AMEND:** OAR 437-004-1120

ORS 654.025(2), 656.726(4)
ORS 654.001 through 654.295
Stats. Implemented

**RULE SUMMARY**

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