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August 16, 2007

Oregon OSHA - Proposed Changes To Fire Extinguisher Rules in General Industry

Public Hearing Scheduled for:

<u>Date</u>	<u>Time</u>	<u>Location</u>
September 27, 2007	10:00 am	Labor and Industries Building Basement – Conference Room E 350 Winter Street NE Salem OR 97301

These changes represent an attempt to consolidate, simplify and update the old rules. They were reformatted for ease of reading and plain language. There are no new requirements. The requirement to inspect and maintain extinguishers will change to make following the manufacturers' instructions the primary emphasis on newer extinguishers. The old requirements remain for older extinguishers. These changes conform to rules about extinguisher maintenance and inspection, enforced by the Oregon Office of State Fire Marshal.

This action adopts a new rule, OAR 437-002-0187 Portable Fire Extinguishers, and will repeal the existing fire extinguisher rule OAR 437-002-1910.157. OAR 437-002-1910.66 Powered Platforms, and OAR 437-002-1910.109 Explosives and Blasting Agents, reference the 1910.157 standard. A note will be included at each of these locations to refer the reader to the new fire extinguisher standard OAR 437-002-0187.

When does this happen: Adoption tentatively will be mid-October 2007

To get a copy: Our web site – www.orosha.org Rules/Compliance, then Proposed Rules
Or call the OR-OSHA Resource Center at 503-947-7447

To comment: Department of Consumer and Business Services/Oregon OSHA
350 Winter Street NE
Salem OR 97301-3882
E-mail – tech.web@state.or.us
Fax – 503-947-7461

Comment period closes: **October 3, 2007**

OR-OSHA contact **Ron Preece, Central Office @ 503-947-7876**

Note: In compliance with the Americans with Disabilities Act (ADA), this publication is available in alternative formats by calling 503-378-3272.

Secretary of State
STATEMENT OF NEED AND FISCAL IMPACT
A Notice of Proposed Rulemaking Hearing or a Notice of Proposed Rulemaking accompanies this form.

Department of Consumer and Business Services/OR-OSHA
Agency and Division

OAR 437
Administrative Rules Chapter Number

In the Matter of:

Adopting OAR 437-002-0187.
Amending OAR 437-002-0180.

Rule Caption: (Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.)
Propose to adopt changes to Portable Fire Extinguishers in General Industry.

Statutory Authority: ORS 654.025(2) and 656.726(4)

Stats. Implemented: ORS 654.001 through 654.295

Need for the Rule(s):

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Documents Relied Upon, and where they are available:

OAR 437-002-1910.157 at: http://www.cbs.state.or.us/osha/pdf/rules/division_2/div2_1.pdf

OSHA Interpretation dated 9/12/1986 at:

http://www.osha.gov/pls/oshaweb/owadisp.show_document?p_table=INTERPRETATIONS&p_id=19484

WAC 296-300, Fire Extinguishers at:

<http://www.lni.wa.gov/wisha/rules/corerules/PDFs/296-800-300.pdf>

Fiscal and Economic Impact, including Statement of Cost of Compliance:

These rules result in no additional costs for employers. The change to the inspection and maintenance requirements may save employers up to \$25 for each extinguisher they have.

How were small businesses involved in the development of this rule?

Small businesses were not involved because there are no new requirements or costs to the employer.

Administrative Rule Advisory Committee consulted?: No.

If not, why?: Not used because there are no new costs or requirements.

<u>/s/ Michael D. Wood</u>	<u>Michael D. Wood</u>	<u>8/14/07</u>
Authorized Signer	Printed name	Date

Administrative Rules Unit, Archives Division, Secretary of State, 800 Summer Street NE, Salem, Oregon 97310.
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