

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 [10/30/2009] by the
Oregon Employment Department, Unemployment Insurance Division Date prior to or same as filing date
OAR 471

Agency and Division	Administrative Rules Chapter Number
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to become effective [11/01/2009]. Rulemaking Notice was published in the [08/01/2009] Oregon Bulletin.**
Date upon filing or later Month and Year

RULE CAPTION

Amends language regarding domestic violence and members of an individual's immediate family.

RULEMAKING ACTION

List each rule number separately (000-000-0000)

Secure approval of new rule numbers (Adopted or Renumbered rules) with the Administrative Rules Unit prior to filing.

ADOPT: OAR

AMEND: OAR 471-030-0150

REPEAL: OAR

RENUMBER: OAR

AMEND & RENUMBER: OAR

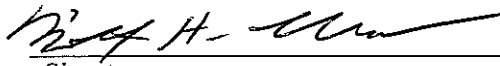
Stat. Auth.: ORS 657.610

Other Auth.: ORS

Stats. Implemented: ORS 657.610

RULE SUMMARY

Amends language in the domestic violence rule to define "member of an individual's immediate family."

	Robert H Edwards	10/30/2009
Signature	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. **The Oregon Bulletin is published the 1st of each month and updates rules found in the OAR Compilation. For publication in Bulletin, rule and notice filings 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, when filings are accepted until 5:00 pm on the preceding workday. ARC 930-2005

471-030-0150

Domestic Violence

(1) As used in ORS 657.176(12) and for purposes of this rule, "a member of the individual's immediate family" has the same meaning as the term is defined in OAR 471-030-0038(1).

(2) As used in ORS 657.176(12), "domestic violence" means the physical injury, sexual assault or forced imprisonment, or threat thereof, of a person by another who is related by blood or marriage or has a significant relationship with the other person at the present, or who has been related or has had a significant relationship at some time in the past, to the extent that the person's health, safety or welfare is harmed or threatened thereby.

(3) As used in ORS 657.176(12), "stalking" means:

(a) The person intentionally, knowingly or recklessly engages in repeated and unwanted contact with the other person thereby alarming or coercing the other person;

(b) It is objectively reasonable for a person in the victim's situation to have been alarmed or coerced by the contact; and

(c) The repeated and unwanted contact causes the individual **or a member of the individual's immediate family** reasonable apprehension regarding the personal safety of the **individual or the family member**.

(4) As used in ORS 657.176(12), "sexual assault" means any unwanted touching of the sexual or other intimate parts of a person or causing such person to touch the sexual or other intimate parts of the actor for the purpose of arousing or gratifying the sexual desire of either party.

(5) The effective date for implementing this rule shall be June 29, 2009.