

FISCAL IMPACT OF PROPOSED LEGISLATION

Measure: SB 592 A

82nd Oregon Legislative Assembly – 2023 Regular Session

Legislative Fiscal Office

Only Impacts on Original or Engrossed Versions are Considered Official

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Measure Description:

Requires Director of Department of Consumer and Business Services to conduct comprehensive inspections of fixed place of employment when occupational death or three or more willful or repeated violations have occurred.

Government Unit(s) Affected:

Department of Consumer and Business Services

Summary of Fiscal Impact:

Costs related to the measure may require budgetary action - See analysis.

Analysis: The measure requires the Department of Consumer and Business Services (DCBS) to conduct a comprehensive inspection of the place of employment within one year following the date of the closing conference associated with occupational death or the most recent willful or repeated violation. Specifies minimum and maximum fines and civil penalties of state occupational safety or health requirements. The measure also requires DCBS to annually adjust civil penalties based on the Consumer Price Index for all Urban Consumers West Region and to align with the penalty schedule for violations imposed under the federal Occupational Safety and Health Act of 1970. It requires DCBS to report to the Legislature annually.

The fiscal impact is indeterminate for DCBS. Annual administrative rulemaking would be required, and to update its associated publications annually. The proposed increases in civil penalties would likely increase citation appeal activity, which could result in a need for additional appeal and administrative staff to cover that increased workload. The extent of the work required to carry out the rulemaking and reporting requirements is unknown at this time. If necessary, the Department may need to return to the Legislature for additional resources.