

Oregon

● OREGON VEHICLE CODE (*WORKER TRANSPORT VEHICLES*)

STATUTORY CITATION: Or. Rev. Stat. §§ 820.010 – 820.070

RELATED REGULATIONS: Or. Admin. R. 735-120-0000 – 735-130-0000

GENERAL SUMMARY: Any motor vehicle which (1) is furnished by an employer who employs or uses 2 or more workers, and (2) is used to transport one or more workers to and from their places of employment, is subject to minimum standards embodied in the vehicle safety code. These provisions apply implicitly to agricultural employers who transport farmworkers to and from agricultural job sites.

SPECIFIC TERMS AND CONDITIONS

CONSTRUCTION AND EQUIPMENT — Passenger automobiles, station wagons, trucks, buses and other motor vehicles operated by or on behalf of employers must be constructed and equipped in accordance with detailed specifications governing coupling devices, lighting fixtures and reflectors, the motor exhaust system, rear-view mirrors, service and parking brakes, the steering mechanism, tires, warning and signaling devices, and windshield wipers.

OPERATING REGULATIONS — Employers are responsible for observance of driving rules, and for compliance with regulations on the loading and carrying of passengers and freight, maximum daily hours of service by drivers, minimum age and skill of drivers, physical condition of drivers, refueling, road warning devices, and the transportation of gasoline and explosives.

PASSENGER SAFETY — Vehicles must have properly designed or equipped emergency exits, fire extinguishers, first-aid kits, means of entry and exit, side walls, and tailgates or other means of restraining freight and passengers.

ADMINISTRATION AND ENFORCEMENT

PRIMARY ENFORCEMENT AGENCY – *Vehicle Equipment Safety Standards Office, Division of Motor Vehicles, Oregon Department of Transportation, Salem, Oregon 97314 (503-986-4198)*. The Division is authorized to adopt and amend from time to time the safety code applicable to worker transport vehicles. In enforcing the code, DMV may inspect any vehicle subject thereto and may order corrective action by the vehicle's owner whenever it finds a violation of minimum safety standards. Failure by a vehicle owner to comply with the code or an order by the DMV is treated as a Class B traffic infraction, as is operation of such a vehicle in violation of the code.

SECONDARY OR ASSOCIATED ENFORCEMENT AGENCY – *Oregon Occupational Safety and Health Division, Oregon Department of Consumer and Business Affairs, Salem, Oregon 97309 (503-378-3272; toll-free 800-922-2689)*. Oregon OSHA has concurrent jurisdiction with the Motor Vehicles Division in adopting rules governing worker transport vehicles and in enforcing those rules.

Utah

○ WORKER TRANSPORTATION LAW

STATUTORY CITATION: Utah Code §§ 34-36-1 – 34-36-4

RELATED REGULATIONS: Utah Admin. Code R. 614-6-6

GENERAL SUMMARY: Whether or not it is used on a public highway, a motor vehicle furnished by an employer to transport one or more workers to and from their places of employment must at all times be maintained in a safe condition and operated in a safe manner, in accordance with administratively prescribed rules and minimum standards.

PROVISIONS APPLICABLE TO AGRICULTURE: The worker transportation law **does not apply** to agricultural workers.

ADMINISTRATION AND ENFORCEMENT

PRIMARY ENFORCEMENT AGENCY – Compliance Section, Occupational Safety and Health Division, Utah Labor Commission, Salt Lake City, Utah 84114.

SECONDARY OR ASSOCIATED ENFORCEMENT AGENCY – None.