Preferred Worker Program
Oregon Administrative Rules
Chapter 436, Division 110

Note: Following the passage of HB 2800 (2025), this division is being opened to make a housekeeping change to the rule below. Proposed effective July 1, 2027.

436-110-0005 Definitions

For the purpose of these rules, unless the context requires otherwise:

(1) "Client" ~~means a person to whom workers are provided under contract and for a fee on a temporary or leased basis~~ has the same meaning as in OAR 436-180-0005.

(2) "Date of eligibility" means the date the director determines a worker is a preferred worker.

(3) "Date of hire" means the date the worker starts work as a preferred worker.

(4) "Department" means the Department of Consumer and Business Services.

(5) "Director" means the director of the Department of Consumer and Business Services, or the director's delegate for the matter.

(6) "Disability" means a permanent physical or mental restriction or limitation caused by an accepted disabling Oregon workers' compensation claim that limits the worker from performing one or more of the worker's regular job duties.

(7) "Division" means the Workers' Compensation Division of the Department of Consumer and Business Services.

(8) "Employer at injury" means the organization that employed the worker when the worker sustained the injury or occupational disease.

(9) "Exceptional disability" means a disability equal to or greater than the complete loss, or loss of use, of both legs or a brain injury that results in impairment equal to or greater than a Class 3 under OAR 436-035-0390(10). The director determines whether a worker has an exceptional disability based upon the combined effects of all of the worker's Oregon compensable injuries resulting in permanent disability.

(10) "Fund" means the Workers' Benefit Fund under ORS 656.605.

(11) "Insurer" means the insurance company or self-insured employer responsible for the workers' compensation claim.

(12) "Premium" means the monies paid to an insurer for the purpose of purchasing workers' compensation insurance.

(13) "Premium assessment" means monies due the director under ORS 656.612 and 656.614.

(14) "Regular work" means the job the worker held at the time of the injury, claim for aggravation, or Own Motion opening under ORS 656.278.

Statutory authority: ORS 656.622, 656.726(4)
Statutes implemented: ORS 656.622
Hist: Amended 10-3-2012 as Admin. Order 12-058, eff. 11-1-2012
Amended 11/28/16 as WCD Admin. Order 16-057, eff. 1/1/17
Amended 10/15/26 as Admin. Order 26-071, eff. 7/1/27
See also the *Index to Rule History*: https://wcd.oregon.gov/laws/Documents/Rule_history/436_history.pdf.