

## SENATE COMMITTEE ON EDUCATION AND WORKFORCE

March 14, 2005  
3:00 P.M.

Hearing Room D  
Tapes 46 - 48

**MEMBERS PRESENT:**     **Sen. Vicki Walker, Chair**  
                                  **Sen. Charles Starr, Vice-Chair**  
                                  **Sen. Ryan Deckert**  
                                  **Sen. Jeff Kruse**  
                                  **Sen. Bill Morrisette**

**STAFF PRESENT:**       **Marjorie Taylor, Committee Administrator**  
                                  **Dawn Tuso, Committee Assistant**

**MEASURES/ISSUES HEARD:**  
                                  **SB 447 – Public Hearing**  
                                  **SB 766 – Public Hearing**

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These minutes are in compliance with Senate and House Rules. Only text enclosed in quotation marks reports a speaker's exact words. For complete contents, please refer to the tapes.

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<b>TAPE/#</b>	<b>Speaker</b>	<b>Comments</b>
<b>TAPE 46, A</b>		
005	Chair Walker	Calls meeting to order at 3:05 p.m. Opens public hearing on SB 447.
<b><u>SB 447 – PUBLIC HEARING</u></b>		
025	Marjorie Taylor	Committee Administrator. Gives overview of SB 447. Mentions proposed -1 amendments ( <b>EXHIBIT A</b> ).
030	Tricia Smith	Oregon School Employees Association (OSEA). Testifies in support of SB 447. Submits written testimony ( <b>EXHIBIT B</b> ).
130	Smith	Continues reading testimony in support of SB 447.
156	Chair Walker	Comments on testimony. Wants to know why the federal law was changed and why the law was repealed. Asks for the information.
175	Smith	Replies that she will do research and return the information to the committee.
185	JoAnn Smith	Educational Assistant, Harris Elementary School. Testifies in support of SB 447. Submits written testimony ( <b>EXHIBIT C</b> ).
269	Merlene Martin	President, Oregon Education Association. Testifies in support of SB 447. Submits written testimony ( <b>EXHIBIT D</b> ).
372	Chair Walker	Comments on the financial state of Oregon in 1983.
376	Tricia Smith	Responds to comment.
410	Rob Wagner	Political and Legislative Affairs Director, American Federation of Teachers of Oregon. Testifies on SB 447. Comments on the -1 amendments ( <b>EXHIBIT A</b> ).
<b>TAPE 47, A</b>		
005	Wagner	Continues testimony on SB 447 and the -1 amendments.
018	Tamara Brickman	Legislative Coordinator, Oregon Employment Department. Testifies on SB 447.
046	Chair Walker	Asks if Brickman can do a survey to find out how many states make unemployment benefits available to classified staff.
048	Brickman	Replies that she will provide the information for the committee.
051	Tom Byerly	Assistant Director for Unemployment Insurance, Oregon Employment Department. Testifies on SB 447.
067	Chair Walker	Asks Brickman for the program letter as well.
069	Brickman	Replies that she will provide the program letter to the committee.
076	Wagner	Comments that the Oregon Employment Department has done a great job at providing their services and making sure that the federal law is being complied with.
080	Chair Walker	Agrees.
088	Teri Pastore	Community College Faculty. Testifies in support of SB 447. Submits

125 Marilyn Pitts written testimony (**EXHIBIT E**).  
Community College Faculty. Testifies in support of SB 447. Submits  
written testimony (**EXHIBIT F**).

225 Pitts Continues testimony in support of SB 447.

295 Chair Walker Asks if community colleges are using more part time faculty to help make  
their budgets stretch.

298 Pitts Speaks in reference to Mount Hood Community College and replies yes.

315 Sen. Morrisette Asks about the \$104 in unemployment on the pay stub included in the  
testimony submitted (**EXHIBIT F**). Asks for clarification.

317 Pitts Explains.

336 Sen. Morrisette Asks if she is eligible.

338 Pitts Replies no.

340 Sen. Morrisette Asks for more information regarding unemployment compensation.

345 BethAnne Darby Government Relations Consultant, Oregon Education Association. Testifies  
in support of SB 447.

389 Frank Vehafric Employee, Oregon Health and Science University. Testifies in support of  
SB 447.

**TAPE 46, B**

003 Nancy Fuller Staff, Oregon School for the Deaf (OSD). Testifies in support of SB 447.

063 Dianna Mueller Staff, OSD. Testifies in support of SB 447.

085 Michael Dembrow Community College Faculty. Testifies in support of SB 447. Submits  
written testimony (**EXHIBIT G**).

185 Dembrow Continues testimony in support of SB 447.

217 Chair Walker Comments on testimony. Asks about the court cases in Washington and  
California.

233 Dembrow Replies that it was an appellate case in California.

238 Chair Walker Asks for a copy of the court case.

240 Dembrow Agrees to provide a copy of the court case.

241 David Rives Community College Faculty. Testifies in support of SB 447. Submits  
written testimony (**EXHIBIT H**).

306 Chuck Bennett Confederation of School Administrators. Testifies in opposition to SB 447.

352 Chair Walker Asks when it will ever be the right time to offer workers unemployment  
insurance.

357 Bennett Replies that there is not a right time.

374 Chair Walker Describes a scenario where a seasonal employee was able to receive  
unemployment insurance. Asks what the difference is between a case  
dealing with a seasonal employee versus one dealing with a classified  
employee.

390 Bennett Responds.

406 Jim Green Oregon School Boards Association. Testifies in opposition to SB 447.

**TAPE 47, B**

005 Green Continues testimony in opposition to SB 447.

010 Chair Walker Appreciates comments.

016 Ron Meek Director of Human Resources, Chemeketa Community College. Testifies in  
opposition to SB 447. Submits written testimony (**EXHIBIT I**).

057 Lori Sattenspiel Oregon Community College Association. Testifies in opposition to SB 447.  
Submits written testimony (**EXHIBIT J**).

070 Lisa Zavala Oregon University System. Testifies in opposition to SB 447.

089 Sen. Morrisette Mentions question asked earlier regarding unemployment benefits. Asks if  
most community colleges provide some form of unemployment benefit and  
if the information will be provided to the committee.

093 Sattenspiel Responds yes.

095 Chair Walker Comments that the committee will need more information on SB 447 before  
doing anything with it.

**The following prepared testimony is submitted for the record without public testimony:**

Tricia Smith OSEA. Submits written testimony on behalf of Susan Alleman-Pearson  
(**EXHIBIT M**).

099 Chair Walker Closes public hearing on SB 447 and opens public hearing on SB 766.

**SB 766 – PUBLIC HEARING**

104 Marjorie Taylor Committee Administrator. Gives overview on SB 766.

108 Tricia Smith Oregon School Employees Association (OSEA). Testifies in support of SB

205	Smith	766. Submits written testimony ( <b>EXHIBIT K</b> ). Testifies in support of SB 766 on behalf of Portland school board member, Julia Brim-Edwards.
230	Kathy Bonogofski	Employee, Willamette Education Service District (ESD). Testifies in support of SB 766. Submits written testimony ( <b>EXHIBIT L</b> ).
303	Chair Walker	Asks Smith if she intends to prohibit annuity contributions in superintendent contracts with SB 766.
312	Smith	Replies that there is not a firm opinion regarding the question.
325	Rep. Mary Nolan	Represents House District 36. Testifies on SB 766.
357	John Marshall	Oregon School Boards Association. Testifies in opposition to SB 766.
<b>TAPE 48, A</b>		
005	Marshall	Continues testimony in opposition to SB 766.
027	Chuck Bennett	Confederation of School Administrators. Testifies in opposition to SB 766.
092	Chair Walker	Closes public hearing and adjourns meeting at 5:15 p.m.

### **EXHIBIT SUMMARY**

- A. **SB 447, -1 amendments, staff, 2 pp**
- B. **SB 447, written testimony, Tricia Smith, 5 pp**
- C. **SB 447, written testimony, JoAnn Smith, 2 pp**
- D. **SB 447, written testimony, Merlene Martin, 2 pp**
- E. **SB 447, written testimony, Teri Pastore, 4 pp**
- F. **SB 447, written testimony, Marilyn Pitts, 6 pp**
- G. **SB 447, written testimony, Michael Dembrow, 6 pp**
- H. **SB 447, written testimony, David Rives, 2 pp**
- I. **SB 447, written testimony, Ron Meek, 1 p**
- J. **SB 447, written testimony, Lori Sattenspiel, 1 p**
- K. **SB 766, written testimony, Tricia Smith, 26 pp**
- L. **SB 766, written testimony, Kathy Bonogofski, 2 pp**
- M. **SB 447, written testimony, Tricia Smith, 1 p**