

HOUSE COMMITTEE ON RULES AND REORGANIZATION Subcommittee on
Reorganization

March 5, 1993 Hearing Room E 1:30 p.m. Tapes 5 - 6

MEMBERS PRESENT: Rep. John Watt, Chair Rep. Delna Jones Rep. Eldon
Johnson Rep. Avel Gordly

MEMBER EXCUSED: Rep. Michael Payne

VISITING MEMBER: Rep. Cedric Hayden

STAFF PRESENT: Adrienne Sexton, Committee Administrator Kenneth
Brady, Committee Clerk

MEASURES CONSIDERED: HB 2640 - Gives state managers exclusive
rights to determine performance measures

WITNESSES: Speaker Larry Campbell, HB 2640 Mark Nelson, HB
2640 Art James, HB 2640 Mari Anne Gest, HB 2640 Kathleen Beaufait, HB
2640 Larry Large, HB 2640 Ralph Groener, HB 2640

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These minutes contain materials which paraphrase and/or summarize
statements made during this session. Only text enclosed in
quotation marks report a speaker's exact words. For complete contents
of the proceedings, please refer to the tapes. [--- Unable To Translate
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TAPE 5, SIDE A

002 REPRESENTATIVE JOHN WATT, SUBCOMMITTEE CHAIR: Convenes meeting at
1:46 p.m. -Opens hearing on HB 2640.

PUBLIC HEARING - HB 2640

006 ADRIENNE SEXTON, COMMITTEE ADMINISTRATOR: Explains HB 2640 and
amendments.

038 SPEAKER LARRY CAMPBELL: Speaks on the reasons for this bill
and amendments. -Submits information (EXHIBIT A). -Recommends amendment
on approval authority.

111 SEXTON: Clarifies.

134 MARK NELSON, OREGON FACULTIES: Speaks concerning academic
employees.

191 REPRESENTATIVE DELNA JONES: Asks for clarification.

195 NELSON: Responds.

220 WATT: Closes hearing on HB 2640. -Opens work session on HB 2640.

WORK SESSION - HB 2640

226 REPRESENTATIVE AVEL GORDLY: Questions about whether there would be contracting out as a result of this bill, and whether there would be cost associated with that.

231 SEXTON: There would be cost if there's contracting, but there are provisions under this bill to allow hiring under certain circumstances.

256 GORDLY: Has Legislative Fiscal projected costs?

262 SEXTON: No.

260 JONES: If agencies can contract now, they would still be able to.

267 ART JAMES, EXEC. DEPT.: If there's a critical need and a position needs to be filled, there would be a review.

278 WATT: Do you foresee any reason to have to contract out?

283 JAMES: Can't project that.

289 JONES: This bill doesn't affect whether there can be contracts.

298 JAMES: I don't see anything that addresses contracting.

304 JONES: Is there any reason to assume any change?

310 MARI ANNE GEST, O.P.E.U.: The contract would still be in place. -There is a process in this bill, with amendments, that would allow this.

338 JAMES: Notes page 2, line 12 . . . proposes that it refer to "upward reclassifications."

355 WATT: Could we change the language to say "section 1, this act applies to any collective bargaining negotiation being conducted..." -Questions Mark Nelson as to whether the agreement has already been made with the Association of Oregon Faculties.

380 NELSON: Yes. Should put in that it does not apply to bargain agreements. -Section 3, page 2, line 16: "Does not apply to any collective bargaining agreement or other agreement between the state and its employees."

400 SEXTON: Are there any other agreements that would be collectively included?

407 NELSON: No. You may want to narrow it down.

420 REPRESENTATIVE CEDRIC HAYDEN: Questions as to whether a supervisor could then say something that would become an agreement.

430 WATT: We need to specify between the state and its employees.

TAPE 6, SIDE A

062 KATHLEEN BEAUFIT, LEGISLATIVE COUNSEL: If there's another contract, it would go under section 3 provision (collective bargaining agreements).

074 WATT: Notes Mark Nelson's earlier suggestions. -Would it be a contract?

078 NELSON: Not a contract. An agreement.

086 WATT: Would that give higher education the ability to enter into new agreements?

088 BEAUFIT: If it is your intention to honor agreements already made, but not make new ones, we can devise the language.

093 LARRY LARGE, HIGHER EDUCATION: Explains the "unique circumstances" that Nelson stated.

104 JONES: Would the language proposed fix that?

106 LARGE: I believe so.

114 BEAUFIT: Line 16, add "or other salary agreement with non-represented employees in effect on the effective date of this act."

127 MOTION: JONES moves the amendments (-6) be adopted as amended on line 16.

137 RALPH GROENER: Notes that cost of living will go up and some Fairview employees will be below the poverty level.

145 WATT: We're not reducing salary, would that be cost of living?

148 GROENER: Yes.

158 VOTE: In a ROLL CALL VOTE: All members present vote AYE. Rep. Payne is EXCUSED. 165 MOTION: JONES moves that HB 2640 be referred to the full committee, as amended, with a DO PASS recommendation.

174 VOTE: In a ROLL CALL VOTE: AYE: Rep. Johnson, Jones, and Chair Watt. NAY: Rep. Gordly. EXCUSED: Rep. Payne.

184 WATT: Closes work session on HB 2640. -Adjourns meeting at 2:28.

Submitted by

Reviewed by

Kenneth Brady

Administrator

Adrienne Sexton Clerk

EXHIBIT LOG:

A - Information on HB 2640 - Larry Campbell - 1 page B - Amendments to HB 2640 - Greg Walden - 2 pages