

SENATE COMMITTEE ON LABOR AND GOVERNMENT OPERATIONS

March 19, 1993 Hearing Room B 8:00 a.m. Tapes 59 -62
MEMBERS PRESENT: Sen. Tricia Smith, Chair Sen. Wes Cooley Sen.
Karsten Rasmussen Sen. Brady Adams MEMBER EXCUSED: Sen. Gratten
Kerans VISITING MEMBER: Sen. Jeanette Hamby STAFF PRESENT: Joan
Van Almen, Committee Counsel Pamela Stefani, Committee Clerk MEASURES
CONSIDERED: SB 403 - School Employee Retirement, PPW SB 429 -
Prohibits Mass Transits Employees from Striking, PPW SB 431 - Election
rather than appointment of directors of mass transit districts, PPW

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.

TAPE 59, SIDE A PUBLIC HEARING ON SB 403 WITNESSES: SENATOR JEANNETTE
HAMBY FRED MCDONNAL BOB ANDREWS MICKEY JOHNSON MARV EVANS DON SATCHEL
VICKIE DOZLER - TOTTEN EDWARD EDWARDS MARY ANNE GEST MARY BOTKIN

005 CHAIR SMITH: Calls meeting to order at 8:00 a.m.~ ,

010 SEN. JEANNETTE HAMBY, DISTRICT 5: Presents amendment to SB 403,
which has not been through Legislative Council. Supports SB 403.
(EXHIBIT A). Senate Committee on Labor and Government Operations March
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060 FRED MCDONNAL, PERS: Presents testimony regarding the fiscal
impact of SB 403 in - support of SB 403. 072 CHAIR SMITH: Asks
McDonnal what is the estimated number of employees affected by the bill.
073 MCDONNAL: Replies that approximately half of the PERS employees
would be affected. 114 SEN.COOLEY: The .03% is an additional burden
on the district? 115 MCDONNAL: Correct. Only school employers would
pay that. 120 BOB ANDREWS, LIAISON FOR PERS: Responds to proposed
amendment and age qualification and service. Recommends the bill be
amended to target effective date of retirement. 172 JOAN VAN
ALMEN, COUNSEL: In amending the effective date of retirement, it will be
within the window of the time of election, or do you anticipate the
effective date will be times specific within or outside the window
election? 180 ANDREWS: As long as we make an identii cation, it could
be either way. 181 MCDONNAL: If we carve out the teacher group, it
must be voluntary and non - discriminatory. 185 ADAMS: Do you have
any information on what is done on the private side? 191 ANDREWS: No.
191 CHAIR: Could you find out? 192 MCDONNAL: Yes. 201 JVA: Are
either of you prepared to articulate the basis for narrowing the class
of persons who benefit? 203 MCDONNAL: I am not. I believe others
testifying could address that question. 250 CHAIR: Please come back
to us some answers to the discriminatory issues and numbers on fiscal.
253 MICKEY JOHNSON, FOREST GROVE HIGH SCHOOL: Presents testimony in
support of SB 403. Presents written testimony from JIM SHORES. (EXHIBIT
C [1] [2]). 283 CHAIR: Are you aware of what the reduction to Forest
Grove school district is from the state budget runs? 290 JOHNSON:
Approximately 9%. Senate (:olllmittee on Labor and Government Operations
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291 JOHNSON: Answers questions from members regarding his school

district and its teachers.

TAPE 60, SIDE A

022 MARV EVANS, CONFEDERATION OF OREGON SCHOOL ADMINISTRATORS:
Test)files in support of SB 403. Net savings 600 teachers early
retirement - over 10 years. 084 EVANS: Continues testimony -
Certificated Staff. 103 EVANS: Answers questions from members.
-Impact on school districts -possibility of more teachers in classroom -
voluntary retirement 141DON SACHEL, OEA: Testifies in support of SB
403. 191VICKIE DOZLER-TOTTEN, OREGON SCHOOL BOARD ASSOC.: Submits &
summarizes written testimony in opposition of SB 403. (] 'XHTBIT D)
215 CHAIR: How do we reduce the number of teachers we are going to
lay off in this process? 216 TOTTEN: Responds. 225 CHAIR: What we
are doing is reducing the programs we have to cut and is a great
benefit. 229 TOTTEN: Responds. Continues with testimony.
255 COOLEY: Do you have updated figure on tax return for retirees?
260 TOTTEN: To payback what is owned right now is approximately
\$47-50,000,000. 280 TOTTEN: Responds to questions from members. -
Financial savings v.s. number of teachers in classroom - Benetits
proportionate to each district

TAPE 59, SIDE B

023 TOTTEN: Refers to written testimony - some districts now offer
option of early retirement in their contract negotiation. 032 CHAIR:
Do they have that option at a reduced benefit? 036 TOTTEN: This is in
addition to any PERS benefit. 050 EDWARD EDWARDS, DIRECTOR OSEA:
Test)files in support of SB 403. OSEA opposes the narrowing of the bill.
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statements made during this session. Only text enclosed in quotation
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075 MARY ANNE GEST, OPEU: Test)files in support of SB 403. Suggest
amending substituting the word public for school. 094 CHAIR: Have you
asked PERS to get numbers for you? 095 GEST: I have, they would at
your request. 100 COOLEY: Are you going to offer that as a formal
amendment or suggestion. 102 GEST: As a suggestion for your
consideration. Answers questions from members about OPEU'S support.
125 MARY BOTKIN, AFSCME: Test)files in support of SB 40 . Will work
with staff to offer formal amendment to change the term school employees
to public employees. 183EDWARDS: Under most school district
contracts, that address early retirement, employee would be eligible for
PERS but not for social security. 202 CHAIR: As soon as we have
amendments and your numbers we will consider the bill.

PUBLIC HEARING ON SB 431

WITNESSES: JIM MARKEE RON HEINTZMAN RUFUS FULLER PHYLLIS LOOFEY DICK
FEENEY

206 CHAIR SMITH: Opens PUBLIC HEARING ON SB 431. 215JIM MARKEE,
AMALGAMATED TRANSIT UNION: Test)files in support of SB 431. 233 CHAIR:
What is the major funding source for the appointed boards, Tri-Met and
Lane Transit? 240 MARKEE: Responds. 259 RUFUS FULLER,
VICE-PRESIDENT ATU: Test)files in support of SB 431. - Background info on
why and when transit boards were formed. 271 RON HEINTZMAN, PRESIDENT
ATU: Submits & summarizes written testimony in support of SB 431.

(EXHIBIT A & B)

TAPE 60, SIDE B

006 HEINTZMAN: continues with testimony on SB 431.

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087 ADAMS: Do you have any comments in regard to elected boards?

104 MARKEE: We ask you to look at what is best for the State of Oregon. The accountability for services in a district has to be at the local level. 108 CHAIR: Has the federal government set up criteria for funding that any transit district must meet in order to get the money? 114 MARKEE: Yes Refers to Survey (EXHIBIT B) 134 FULLER:

The elected board has been successful because it is made up of all successful grass root members. If you elect a board of responsible people you will have a successful program. 156 ADAMS: Do you know the Governor's position? 157 MARKEE: No. 165 PHYLLIS LOOFEEY, GENERAL MANAGER LANE TRANSIT DISTRICT: Testifies in opposition of SB 431.

220 CHAIR: Do you advertise in the newspaper? 221 LOOFEEY: No.

230 ADAMS: Do the cities and counties currently make recommendations?

234 LOOFEEY: Responds. Answers questions from members about process of appointed board. 325 CHAIR: Do you still believe the mission of the transit district is a public facility meeting public need?

328 LOOFEEY: The Clean Air Act and ICT has changed every transit district in this country.

TAPE 61, SIDE A

036 LOOFEEY: Continues testimony. - district funds - federal and state regulations 098 CHAIR: Where is the down side in an elected board?

110 LOOFEEY: Their opportunity to make change in the operation and the chaos while that process is going through. 226 ADAMS: Regarding 267.090, do you have any comment on the intent of the legislation to the appointed board being a preliminary step? . Senate Committee on Labor and Government Operations March 19, 1993 - Page 6

229 LOOFEEY: I am not aware that there was another step. 240 ADAMS: Could you describe the operations differences between appointed and elected boards?

245 LOOFEEY: Responds.

315 DICK FEENEY, EXEC. DIRECTOR OF GOVERNMENT AFFAIRS TRI-MET: Testifies in opposition of SB 431. (EXHIBIT C) - Policy decisions - Route decisions

TAPE 62, SIDE A

030 CHAIR: When you are talking about service expansions why would the city council object to any improvements you would bring to the people. 032 FEENEY: Any time you bring in land use change there are heavy discussions. 048 CHAIR: What kind of controls do they have over you? 050 FEENEY: Responds - Continues to answer questions from

members. 109 FEENEY: Continues with testimony. - rule 12 should have more specifics - regulations

207 ADAMS: Do you have any comment of the use of the public funds and
the balance of the board 210 FEENEY: I think we have done a fine job
in the area of public interest with public funds. 243 CHAIR: Did
management take a similar cut when labor salaries were rolled back 5%?
245 FEENEY: No, before that management wages were kept behind the
union wage

increases. 355 CHAIR: Adjourns public hearing at 11:10 a.m.

EXHIBIT LOG:

A - Amendment to SB 403- Senator J. Hamby - 1 page B - Testimony
on SB 403- Mickey Johnson - 2 pages C - Testimony on SB 403- Jim
Shores - 2 pages D - Testimony on SB 403- Vickie D.Totten - 1 page E
- Testimony on SB 403- Senator J. Hamby - 1 page F - Testimony on
SB 403- Senator J. Hamby - 1 page G - Testimony on SB 431- Ron
Heintzman - 8 pages H - Testimony on SB 431 - Ron Heintzman - 5 pages
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I - Testimony on SB 431 - Dick Feeney - 3 pages

Submitted by: Reviewed by:

Pamela Stefani Stasi Kitchen Committee Clerk Committee Coordinator

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