

REVENUE: No revenue impact
FISCAL: Fiscal statement issued

Action: Do Pass
Vote: 9 - 0 - 0
Yeas: Clem, Dallum, Greenlick, Komp, Krummel, Lim, Roblan, Whisnant, Buckley
Nays: 0
Exc.: 0
Prepared By: Derrick Olsen, Administrator
Meeting Dates: 01/26, 2/02

WHAT THE MEASURE DOES: Permits Department of Education employees to transfer accrued but unused sick leave when they become a school district or education service district employee. Permits school district or education service district employees to transfer accrued but unused sick leave when they become a Department of Education employee. Declares an emergency, effective July 1, 2007.

ISSUES DISCUSSED:

- Estimated number of potential employees affected
- Sick leave pay out (or lack thereof) and calculation of Public Employment Retirement System benefits
- Applicability for charter school employees

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: This bill was pre-session filed at the request of Superintendent of Public Instruction Susan Castillo for the Department of Education. The Department of Education states that when recruiting program specialists and upper management level positions it is essential that prospective applicants have a working knowledge of education issues. As such, the Department of Education states that most successful candidates applying for positions at the Department of Education come from local education agencies and applicants meeting the high standards required for minimum qualification are generally mid-way in their careers. The Department of Education states that perhaps the single most significant factor in the Department of Education's ability to recruit these prospective applicants is that in joining state service there is no portability of accrued but unused sick leave.

According to the Department of Education, under current policy and applicable collective bargaining agreements, a Department of Education employee earns a total of 96 hours of sick leave per year and on average uses 71.28 hours per year. Where an applicant is hired from a local education agency and brings with them previously accrued sick leave, there would be no cost to the Department of Education unless an employee used sick leave in excess of the 96 hours earned annually.

HB 2265 would facilitate the movement of employees between the Department of Education and school districts or education service districts, and vice versa. ORS 332.507(4)(5) allows the portability of accrued but unused sick leave for personnel transfers between local school districts. Oregon Administrative Rules 580-021-0041, adopted in September 2004, allow the portability of accrued but unused sick leave for personnel transfers between state agencies and the Oregon University System.

2/6/2007 11:39:00 AM

This summary has not been adopted or officially endorsed by action of the committee.