

House Bill 2207

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of Governor Theodore R. Kulongoski for Employment Department)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Increases wage threshold from \$225 to \$1,000 in total payroll in calendar quarter for purposes of defining which employers and which employment are subject to unemployment insurance laws.

A BILL FOR AN ACT

1
2 Relating to wage threshold for employment to be subject to unemployment insurance laws; amending
3 ORS 657.025 and 657.050.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1.** ORS 657.025 is amended to read:

6 657.025. (1) As used in this chapter, unless the context requires otherwise, "employer" means
7 any employing unit which employs one or more individuals in an employment subject to this chapter
8 in each of 18 separate weeks during any calendar year, or in which *[its]* **the employing unit's** total
9 payroll during any calendar quarter amounts to *[\$225]* **\$1,000** or more.

10 (2) Whenever any helper, assistant or employee of an employer engages any other person in the
11 work *[which said]* **that the** helper, assistant or employee is doing for the employer, with the em-
12 ployer's actual, constructive or implied knowledge, *[such]* **the** employer shall, for all purposes of this
13 chapter, be deemed the employer of *[such]* **the** other person, whether *[such]* **the other** person is paid
14 by the *[said]* helper, assistant or employee[,] or by the employer. All persons employed by an em-
15 ployer in all of the employer's several places of employment maintained within the state shall be
16 treated as employed by a single employer for the purposes of this chapter.

17 **SECTION 2.** ORS 657.050 is amended to read:

18 657.050. (1) **As used in this chapter,** "employment" does not include:

19 (a) Domestic service performed in a private home, local college club[,] or local chapter of a
20 college fraternity or sorority, unless *[such]* **the domestic** service is performed for an employing unit
21 *[who]* **that** paid to individuals employed in *[such]* **the** domestic service cash remuneration of \$1,000
22 or more in a calendar quarter in the current calendar year or the preceding calendar year.

23 (b) Child care service provided through the Department of Human Services to an individual who
24 is the recipient of public assistance.

25 (c) Service not in the course of the employer's trade or business or that does not promote or
26 advance the trade or business of the employer unless *[such]* **the** service is performed in each of 18
27 weeks in a calendar year or total payroll for *[such]* **the** service is *[\$225]* **\$1,000** or more during any
28 calendar quarter.

29 (d) Child care service provided in the home of the child care provider by the provider.

30 (2) The provisions of subsection (1)(b) and (d) of this section do not apply to services performed
31 for:

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

- 1 (a) A nonprofit employing unit;
- 2 (b) This state;
- 3 (c) A political subdivision of this state; or
- 4 (d) An Indian tribe.

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