

Senate Bill 858

Sponsored by Senator MORRISETTE

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**.

Gives adult foster care providers right to collectively bargain with State of Oregon.

A BILL FOR AN ACT

1
2 Relating to adult foster care providers.

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

4 **SECTION 1. Section 2 of this 2007 Act is added to and made a part of ORS 443.705 to**
5 **443.825.**

6 **SECTION 2. (1) As used in this section, "adult foster care provider" means a person who**
7 **is licensed to operate an adult foster care home under ORS 443.705 to 443.825.**

8 **(2) For purposes of collective bargaining under ORS 243.650 to 243.782, the State of**
9 **Oregon is the public employer of adult foster care providers.**

10 **(3) Notwithstanding ORS 243.650 (19), adult foster care providers are considered to be**
11 **public employees governed by ORS 243.650 to 243.782. Adult foster care providers have the**
12 **right to form, join and participate in the activities of labor organizations of their own**
13 **choosing for the purpose of representation and collective bargaining on matters concerning**
14 **labor relations. These rights shall be exercised in accordance with the rights granted to**
15 **public employees, with mediation and interest arbitration under ORS 243.742 as the method**
16 **of concluding the collective bargaining process. Adult foster care providers may not strike.**

17 **(4) Notwithstanding subsections (2) and (3) of this section, adult foster care providers are**
18 **not for any other purpose employees of the State of Oregon or any other public body.**

19 **(5) The Oregon Department of Administrative Services shall represent the State of**
20 **Oregon in collective bargaining negotiations with the certified or recognized exclusive rep-**
21 **resentative of an appropriate bargaining unit of adult foster care providers. The Oregon De-**
22 **partment of Administrative Services is authorized to agree to terms and conditions of**
23 **collective bargaining agreements on behalf of the Department of Human Services.**

24 **(6) Notwithstanding ORS 243.650 (1), the appropriate bargaining unit for adult foster care**
25 **providers is a bargaining unit of all adult foster care providers in the state.**

26 **(7) This section does not modify any right of an adult receiving foster care to choose and**
27 **terminate the services of an adult foster care provider.**

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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.