

REVENUE: No revenue impact
FISCAL: Fiscal statement issued

Action: Do Pass
Vote: 5 - 0 - 0
Yeas: George, Monnes Anderson, Prozanski, Telfer, Rosenbaum
Nays: 0
Exc.: 0
Prepared By: Jeremy Sarant, Administrator
Meeting Dates: 3/30, 4/1

WHAT THE MEASURE DOES: Permits home care worker, who is a party in a Department of Human Services' (DHS) contested case hearing, to be represented by a labor union representative. Establishes labor union representative's scope of representation.

ISSUES DISCUSSED:

- Whether the union could provide a private attorney to represent the worker
- Current limitations on participation of a non-attorney authorized representative in a DHS hearing
- Possible inclusion of DHS in agencies listed in ORS 183.457 allowing participation by an authorized representative

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: Under current law, a home care worker in a contested case hearing has the right to be represented by an attorney. Under SB 383, the worker would have the right to be represented by a representative of the worker's union, who might, or might not be an attorney.