

2009 Regular Legislative Session
FISCAL ANALYSIS OF PROPOSED LEGISLATION
Prepared by the Oregon Legislative Fiscal Office

MEASURE NUMBER: SB 383

STATUS: Original

SUBJECT: Allows home care worker who is a party in a contested case hearing conducted by the Department of Human Services to be represented by a labor union representative

GOVERNMENT UNIT AFFECTED: Department of Human Services

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REVIEWED BY: Sheila Baker

DATE: March 31, 2009

	<u>2009-2011</u>	<u>2011-2013</u>
EXPENDITURES: See Analysis		

EFFECTIVE DATE: January 1, 2010

GOVERNOR'S BUDGET: This bill is not anticipated by the Governor's recommended budget.

LOCAL GOVERNMENT MANDATE: This bill does not affect local governments' service levels or shared revenues sufficient to trigger Section 15, Article XI of the Oregon Constitution.

ANALYSIS: This measure allows a home care worker who is a party in a contested case hearing conducted by the Department of Human Services to be represented by a labor union representative.

The Department of Human (DHS) reports that passage of this bill would have an indeterminate fiscal impact on the Department. The measure does not define labor union representative, and this lack of definition could allow attorneys who represent unions to represent homecare workers. This potential representation by union attorneys could lead to increase legal costs for DHS. However, DHS states that historically, the Department has conducted very few contested case hearings for home care workers. These hearings have not required legal assistance from the Department of Justice.