

House Bill 3483

Sponsored by Representative GARRARD (at the request of Hire Calling)

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**.

Creates Wage Option Program. Changes name of Oregon JOBS Plus Unemployment Wage Fund to Wage Option Unemployment Wage Fund. Repeals Oregon JOBS Individual Education Account and transfers remaining available moneys to Oregon Student Assistance Commission. Funds Wage Option Program by diverting portion of unemployment insurance taxes each calendar quarter to Wage Option Unemployment Wage Fund. Limits eligibility for program.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to unemployment insurance; creating new provisions; amending ORS 411.878, 411.886,
3 411.888, 411.890, 411.892, 657.190, 657.439, 657.463 and 657.925; repealing ORS 411.894; and de-
4 claring an emergency.

5 Whereas the Legislative Assembly values full employment for Oregon workers to help them
6 overcome the many poverties of unemployment, including mental, physical, social, spiritual and fi-
7 nancial poverties; and

8 Whereas it is the intent of the Legislative Assembly to give all Oregonians, who are eligible for
9 and receiving government paid benefits, especially those likely to be long-term unemployed, the op-
10 tion to use government benefits to incentivize employers, both public and private, to provide them
11 with on-the-job training and work; and

12 Whereas the Wage Option Program for unemployment insurance claimants described in this bill
13 is intended to further that full employment goal and to harmonize with existing state-administered
14 programs such as the federal Temporary Assistance for Needy Families program or programs under
15 the federal Workforce Investment Act of 1998; now, therefore,

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

SECTION 1. ORS 657.190 is amended to read:

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18 657.190. (1) In determining whether any work is suitable for an individual, the Director of the
19 Employment Department shall consider, among other factors, the degree of risk involved to the
20 health, safety and morals of the individual, the physical fitness and prior training, experience and
21 prior earnings of the individual, the length of unemployment and prospects for securing local work
22 in the customary occupation of the individual and the distance of the available work from the resi-
23 dence of the individual.

24 (2) Notwithstanding subsection (1) of this section, the director may refer claimants to [*JOBS*
25 *Plus*] **Wage Option** Program jobs for which the claimant does not have adequate skills or experi-
26 ence when the [*JOBS Plus*] **Wage Option** Program job is likely to result in an upgrade in the
27 claimant's skills and experience.

SECTION 2. ORS 657.439 is amended to read:

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29 657.439. (1) Notwithstanding the tax rate imposed by ORS 657.462 and notwithstanding ORS

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.

1 657.463, for wages paid during the first calendar quarter of each odd-numbered year, the tax rate
 2 paid by each employer subject to those provisions of law shall be determined in accordance with
 3 schedule I C, II C, III C, IV C, V C, VI C, VII C or VIII C, whichever schedule is determined pur-
 4 suant to ORS 657.459 and 657.462 to be in effect for the year. The schedules are adopted as follows:

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 7 Fund Adequacy Percentage Ratio I C
 8 200% and Over

10 Tax Rate	Cumulative Taxable Payroll Limits (Percentage of Total Taxable Payroll)
12 0.38%	0.00% but less than 10.00%
13 0.48%	10.00% but less than 15.00%
14 0.58%	15.00% but less than 20.00%
15 0.68%	20.00% but less than 25.00%
16 0.78%	25.00% but less than 30.00%
17 0.88%	30.00% but less than 35.00%
18 0.98%	35.00% but less than 40.00%
19 1.08%	40.00% but less than 45.00%
20 1.18%	45.00% but less than 50.00%
21 1.28%	50.00% but less than 55.00%
22 1.38%	55.00% but less than 60.00%
23 1.48%	60.00% but less than 65.00%
24 1.58%	65.00% but less than 69.00%
25 1.68%	69.00% but less than 73.00%
26 1.78%	73.00% but less than 77.00%
27 1.88%	77.00% but less than 80.00%
28 1.98%	80.00% but less than 83.00%
29 2.08%	83.00% but less than 86.00%
30 2.18%	86.00% but less than 89.00%
31 2.28%	89.00% but less than 91.00%
32 2.38%	91.00% but less than 93.00%
33 2.48%	93.00% but less than 95.00%
34 2.58%	95.00% but less than 96.00%
35 2.68%	96.00% but less than 96.90%
36 2.78%	96.90% but less than 97.70%
37 2.88%	97.70% but less than 98.40%
38 2.98%	98.40% but less than 98.90%
39 3.08%	98.90% but less than 99.30%
40 3.28%	99.30% but less than 99.54%
41 3.48%	99.54% but less than 99.63%
42 3.68%	99.63% but less than 99.71%
43 3.88%	99.71% but less than 99.78%
44 4.08%	99.78% but less than 99.84%
45 4.28%	99.84% but less than 99.89%

1	4.48%	99.89% but less than 99.93%
2	4.68%	99.93% but less than 99.96%
3	4.88%	99.96% but less than 99.98%
4	5.08%	99.98% but less than 99.99%
5	5.40%	99.99% to 100%

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10		Fund Adequacy Percentage Ratio II C
11		190.00% but less than 200%

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13	Tax Rate	Cumulative Taxable Payroll Limits
14		(Percentage of Total Taxable Payroll)
15	0.58%	0.00% but less than 10.00%
16	0.68%	10.00% but less than 15.00%
17	0.78%	15.00% but less than 20.00%
18	0.88%	20.00% but less than 25.00%
19	0.98%	25.00% but less than 30.00%
20	1.08%	30.00% but less than 35.00%
21	1.18%	35.00% but less than 40.00%
22	1.28%	40.00% but less than 44.00%
23	1.38%	44.00% but less than 48.00%
24	1.48%	48.00% but less than 52.00%
25	1.58%	52.00% but less than 56.00%
26	1.68%	56.00% but less than 60.00%
27	1.78%	60.00% but less than 64.00%
28	1.88%	64.00% but less than 68.00%
29	1.98%	68.00% but less than 72.00%
30	2.08%	72.00% but less than 76.00%
31	2.18%	76.00% but less than 79.00%
32	2.28%	79.00% but less than 82.00%
33	2.38%	82.00% but less than 85.00%
34	2.48%	85.00% but less than 88.00%
35	2.58%	88.00% but less than 90.00%
36	2.68%	90.00% but less than 92.00%
37	2.78%	92.00% but less than 93.50%
38	2.88%	93.50% but less than 94.90%
39	2.98%	94.90% but less than 96.20%
40	3.08%	96.20% but less than 97.40%
41	3.28%	97.40% but less than 98.54%
42	3.48%	98.54% but less than 99.54%
43	3.68%	99.54% but less than 99.63%
44	3.88%	99.63% but less than 99.71%
45	4.08%	99.71% but less than 99.78%

1	4.28%	99.78% but less than 99.84%
2	4.48%	99.84% but less than 99.89%
3	4.68%	99.89% but less than 99.93%
4	4.88%	99.93% but less than 99.96%
5	5.08%	99.96% but less than 99.98%
6	5.40%	99.98% to 100%

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11 Fund Adequacy Percentage Ratio III C
12 170.00% but less than 190%

14	Tax Rate	Cumulative Taxable Payroll Limits
15		(Percentage of Total Taxable Payroll)
16	0.78%	0.00% but less than 10.00%
17	0.88%	10.00% but less than 15.00%
18	0.98%	15.00% but less than 20.00%
19	1.08%	20.00% but less than 24.00%
20	1.18%	24.00% but less than 28.00%
21	1.28%	28.00% but less than 32.00%
22	1.38%	32.00% but less than 36.00%
23	1.48%	36.00% but less than 40.00%
24	1.58%	40.00% but less than 44.00%
25	1.68%	44.00% but less than 48.00%
26	1.78%	48.00% but less than 52.00%
27	1.88%	52.00% but less than 56.00%
28	1.98%	56.00% but less than 60.00%
29	2.08%	60.00% but less than 64.00%
30	2.18%	64.00% but less than 68.00%
31	2.28%	68.00% but less than 72.00%
32	2.38%	72.00% but less than 76.00%
33	2.48%	76.00% but less than 80.00%
34	2.58%	80.00% but less than 84.00%
35	2.68%	84.00% but less than 87.00%
36	2.78%	87.00% but less than 90.00%
37	2.88%	90.00% but less than 93.00%
38	2.98%	93.00% but less than 95.00%
39	3.08%	95.00% but less than 97.00%
40	3.28%	97.00% but less than 98.20%
41	3.48%	98.20% but less than 99.00%
42	3.68%	99.00% but less than 99.43%
43	3.88%	99.43% but less than 99.63%
44	4.08%	99.63% but less than 99.72%
45	4.28%	99.72% but less than 99.79%

1	4.48%	99.79% but less than 99.85%
2	4.68%	99.85% but less than 99.90%
3	4.88%	99.90% but less than 99.94%
4	5.08%	99.94% but less than 99.97%
5	5.40%	99.97% to 100%

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 10 Fund Adequacy Percentage Ratio IV C
 11 145.00% but less than 170%

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 13 Tax Rate Cumulative Taxable Payroll Limits
 14 (Percentage of Total Taxable Payroll)

15	1.08%	0.00% but less than 10.00%
16	1.18%	10.00% but less than 15.00%
17	1.28%	15.00% but less than 20.00%
18	1.38%	20.00% but less than 24.00%
19	1.48%	24.00% but less than 28.00%
20	1.58%	28.00% but less than 32.00%
21	1.68%	32.00% but less than 36.00%
22	1.78%	36.00% but less than 40.00%
23	1.88%	40.00% but less than 44.00%
24	1.98%	44.00% but less than 48.00%
25	2.08%	48.00% but less than 52.00%
26	2.18%	52.00% but less than 56.00%
27	2.28%	56.00% but less than 60.00%
28	2.38%	60.00% but less than 64.00%
29	2.48%	64.00% but less than 68.00%
30	2.58%	68.00% but less than 72.00%
31	2.68%	72.00% but less than 76.00%
32	2.78%	76.00% but less than 80.00%
33	2.88%	80.00% but less than 84.00%
34	2.98%	84.00% but less than 88.00%
35	3.08%	88.00% but less than 92.00%
36	3.18%	92.00% but less than 95.00%
37	3.28%	95.00% but less than 97.00%
38	3.48%	97.00% but less than 98.20%
39	3.68%	98.20% but less than 99.00%
40	3.88%	99.00% but less than 99.40%
41	4.08%	99.40% but less than 99.60%
42	4.28%	99.60% but less than 99.70%
43	4.48%	99.70% but less than 99.78%
44	4.68%	99.78% but less than 99.85%
45	4.88%	99.85% but less than 99.91%

1 5.08% 99.91% but less than 99.96%
 2 5.40% 99.96% to 100.00%

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 7 Fund Adequacy Percentage Ratio V C
 8 125.00% but less than 145%

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 10 Tax Rate Cumulative Taxable Payroll Limits
 11 (Percentage of Total Taxable Payroll)

12 1.38% 0.00% but less than 10.00%
 13 1.48% 10.00% but less than 15.00%
 14 1.58% 15.00% but less than 20.00%
 15 1.68% 20.00% but less than 24.00%
 16 1.78% 24.00% but less than 28.00%
 17 1.88% 28.00% but less than 32.00%
 18 1.98% 32.00% but less than 36.00%
 19 2.08% 36.00% but less than 40.00%
 20 2.18% 40.00% but less than 44.00%
 21 2.28% 44.00% but less than 48.00%
 22 2.38% 48.00% but less than 52.00%
 23 2.48% 52.00% but less than 56.00%
 24 2.58% 56.00% but less than 60.00%
 25 2.68% 60.00% but less than 64.00%
 26 2.78% 64.00% but less than 68.00%
 27 2.88% 68.00% but less than 72.00%
 28 2.98% 72.00% but less than 76.00%
 29 3.08% 76.00% but less than 80.00%
 30 3.18% 80.00% but less than 84.00%
 31 3.28% 84.00% but less than 88.00%
 32 3.38% 88.00% but less than 92.00%
 33 3.48% 92.00% but less than 95.00%
 34 3.58% 95.00% but less than 97.00%
 35 3.68% 97.00% but less than 98.20%
 36 3.78% 98.20% but less than 99.00%
 37 3.88% 99.00% but less than 99.40%
 38 4.08% 99.40% but less than 99.60%
 39 4.28% 99.60% but less than 99.70%
 40 4.48% 99.70% but less than 99.78%
 41 4.68% 99.78% but less than 99.85%
 42 4.88% 99.85% but less than 99.91%
 43 5.08% 99.91% but less than 99.96%
 44 5.40% 99.96% to 100.00%

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Fund Adequacy Percentage Ratio VI C
110.00% but less than 125%

Tax Rate	Cumulative Taxable Payroll Limits (Percentage of Total Taxable Payroll)
1.68%	0.00% but less than 10.00%
1.78%	10.00% but less than 15.00%
1.88%	15.00% but less than 20.00%
1.98%	20.00% but less than 25.00%
2.08%	25.00% but less than 30.00%
2.18%	30.00% but less than 35.00%
2.28%	35.00% but less than 40.00%
2.38%	40.00% but less than 44.00%
2.48%	44.00% but less than 48.00%
2.58%	48.00% but less than 52.00%
2.68%	52.00% but less than 56.00%
2.78%	56.00% but less than 60.00%
2.88%	60.00% but less than 64.00%
2.98%	64.00% but less than 68.00%
3.08%	68.00% but less than 72.00%
3.18%	72.00% but less than 76.00%
3.28%	76.00% but less than 80.00%
3.38%	80.00% but less than 84.00%
3.48%	84.00% but less than 88.00%
3.58%	88.00% but less than 92.00%
3.68%	92.00% but less than 95.00%
3.78%	95.00% but less than 97.00%
3.88%	97.00% but less than 98.20%
4.08%	98.20% but less than 99.00%
4.28%	99.00% but less than 99.50%
4.48%	99.50% but less than 99.70%
4.68%	99.70% but less than 99.79%
4.88%	99.79% but less than 99.87%
5.08%	99.87% but less than 99.94%
5.40%	99.94% to 100.00%

Fund Adequacy Percentage Ratio VII C
100.00% but less than 110%

1	Tax Rate	Cumulative Taxable Payroll Limits
2		(Percentage of Total Taxable Payroll)
3	1.88%	0.00% but less than 10.00%
4	1.98%	10.00% but less than 15.00%
5	2.08%	15.00% but less than 20.00%
6	2.18%	20.00% but less than 25.00%
7	2.28%	25.00% but less than 30.00%
8	2.38%	30.00% but less than 35.00%
9	2.48%	35.00% but less than 40.00%
10	2.58%	40.00% but less than 45.00%
11	2.68%	45.00% but less than 50.00%
12	2.78%	50.00% but less than 55.00%
13	2.88%	55.00% but less than 60.00%
14	2.98%	60.00% but less than 64.00%
15	3.08%	64.00% but less than 68.00%
16	3.18%	68.00% but less than 72.00%
17	3.28%	72.00% but less than 76.00%
18	3.38%	76.00% but less than 80.00%
19	3.48%	80.00% but less than 84.00%
20	3.58%	84.00% but less than 88.00%
21	3.68%	88.00% but less than 92.00%
22	3.78%	92.00% but less than 95.00%
23	3.88%	95.00% but less than 97.00%
24	4.08%	97.00% but less than 98.20%
25	4.28%	98.20% but less than 99.00%
26	4.48%	99.00% but less than 99.50%
27	4.68%	99.50% but less than 99.70%
28	4.88%	99.70% but less than 99.84%
29	5.08%	99.84% but less than 99.93%
30	5.40%	99.93% to 100.00%

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Fund Adequacy Percentage Ratio VIII C

Under 100%

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38	Tax Rate	Cumulative Taxable Payroll Limits
39		(Percentage of Total Taxable Payroll)
40	2.08%	0.00% but less than 10.00%
41	2.18%	10.00% but less than 15.00%
42	2.28%	15.00% but less than 20.00%
43	2.38%	20.00% but less than 25.00%
44	2.48%	25.00% but less than 30.00%
45	2.58%	30.00% but less than 35.00%

1	2.68%	35.00% but less than 40.00%
2	2.78%	40.00% but less than 45.00%
3	2.88%	45.00% but less than 50.00%
4	2.98%	50.00% but less than 55.00%
5	3.08%	55.00% but less than 60.00%
6	3.18%	60.00% but less than 65.00%
7	3.28%	65.00% but less than 70.00%
8	3.38%	70.00% but less than 75.00%
9	3.48%	75.00% but less than 80.00%
10	3.58%	80.00% but less than 84.00%
11	3.68%	84.00% but less than 88.00%
12	3.78%	88.00% but less than 92.00%
13	3.88%	92.00% but less than 95.00%
14	4.08%	95.00% but less than 97.00%
15	4.28%	97.00% but less than 98.20%
16	4.48%	98.20% but less than 99.00%
17	4.68%	99.00% but less than 99.50%
18	4.88%	99.50% but less than 99.80%
19	5.08%	99.80% but less than 99.92%
20	5.40%	99.92% to 100.00%

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(2) Notwithstanding the tax rate imposed by ORS 657.462, each employer subject to this chapter, other than employers whose assigned tax rate is 5.4 percent, shall pay to the Employment Department, for the first calendar quarter of each odd-numbered year, an amount equal to:

(a) Three one-hundredths of a percent of wages subject to tax under this chapter for that calendar quarter. All such moneys shall be paid and collected in the same manner and at the same time as unemployment compensation taxes under this chapter, unless the Director of the Employment Department prescribes otherwise. After deduction of the actual shared costs of the department in collecting the amounts under this paragraph, all such moneys shall be paid into the Wage Security Fund. Except as provided in [paragraph (b)] **paragraphs (b) and (c)** of this subsection, moneys due pursuant to this section but not received by the department for payment to the Wage Security Fund by June 30 of each odd-numbered year shall be paid into the Unemployment Compensation Trust Fund; [and]

(b) Nine one-hundredths of a percent of wages subject to tax under this chapter for that calendar quarter. All such moneys shall be paid and collected in the same manner and at the same time as unemployment compensation taxes under this chapter, unless the director prescribes otherwise. After deduction of the actual shared costs of the department in collecting the amounts under this paragraph, all such moneys shall be paid into the Supplemental Employment Department Administration Fund[.]; **and**

(c) Six one-hundredths of a percent of wages subject to tax under this chapter for that calendar quarter. All such moneys shall be paid and collected in the same manner and at the same time as unemployment compensation taxes under this chapter, unless the director prescribes otherwise. After deduction of the actual shared costs of the department in collecting the amounts under this paragraph, all such moneys shall be paid into the Wage Op-

tion Unemployment Wage Fund.

SECTION 3. ORS 657.463 is amended to read:

657.463. (1) Notwithstanding the tax rate imposed by ORS 657.462 and subject to the tax rate imposed by ORS 657.439, for wages paid during a calendar quarter, the tax rate paid by each employer subject to ORS 657.435 and 657.462 shall be determined in accordance with schedule I B, II B, III B, IV B, V B, VI B, VII B or VIII B, whichever schedule is determined pursuant to ORS 657.459 and 657.462 to be in effect for the year. The schedules are adopted as follows:

Fund Adequacy Percentage Ratio I B
200% and Over

Tax Rate	Cumulative Taxable Payroll Limits (Percentage of Total Taxable Payroll)
0.41%	0.00% but less than 10.00%
0.51%	10.00% but less than 15.00%
0.61%	15.00% but less than 20.00%
0.71%	20.00% but less than 25.00%
0.81%	25.00% but less than 30.00%
0.91%	30.00% but less than 35.00%
1.01%	35.00% but less than 40.00%
1.11%	40.00% but less than 45.00%
1.21%	45.00% but less than 50.00%
1.31%	50.00% but less than 55.00%
1.41%	55.00% but less than 60.00%
1.51%	60.00% but less than 65.00%
1.61%	65.00% but less than 69.00%
1.71%	69.00% but less than 73.00%
1.81%	73.00% but less than 77.00%
1.91%	77.00% but less than 80.00%
2.01%	80.00% but less than 83.00%
2.11%	83.00% but less than 86.00%
2.21%	86.00% but less than 89.00%
2.31%	89.00% but less than 91.00%
2.41%	91.00% but less than 93.00%
2.51%	93.00% but less than 95.00%
2.61%	95.00% but less than 96.00%
2.71%	96.00% but less than 96.90%
2.81%	96.90% but less than 97.70%
2.91%	97.70% but less than 98.40%
3.01%	98.40% but less than 98.90%
3.11%	98.90% but less than 99.30%
3.31%	99.30% but less than 99.54%
3.51%	99.54% but less than 99.63%
3.71%	99.63% but less than 99.71%

1	3.91%	99.71% but less than 99.78%
2	4.11%	99.78% but less than 99.84%
3	4.31%	99.84% but less than 99.89%
4	4.51%	99.89% but less than 99.93%
5	4.71%	99.93% but less than 99.96%
6	4.91%	99.96% but less than 99.98%
7	5.11%	99.98% but less than 99.99%
8	5.40%	99.99% to 100%

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Fund Adequacy Percentage Ratio II B

190.00% but less than 200%

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16	Tax Rate	Cumulative Taxable Payroll Limits
17		(Percentage of Total Taxable Payroll)

18	0.61%	0.00% but less than 10.00%
19	0.71%	10.00% but less than 15.00%
20	0.81%	15.00% but less than 20.00%
21	0.91%	20.00% but less than 25.00%
22	1.01%	25.00% but less than 30.00%
23	1.11%	30.00% but less than 35.00%
24	1.21%	35.00% but less than 40.00%
25	1.31%	40.00% but less than 44.00%
26	1.41%	44.00% but less than 48.00%
27	1.51%	48.00% but less than 52.00%
28	1.61%	52.00% but less than 56.00%
29	1.71%	56.00% but less than 60.00%
30	1.81%	60.00% but less than 64.00%
31	1.91%	64.00% but less than 68.00%
32	2.01%	68.00% but less than 72.00%
33	2.11%	72.00% but less than 76.00%
34	2.21%	76.00% but less than 79.00%
35	2.31%	79.00% but less than 82.00%
36	2.41%	82.00% but less than 85.00%
37	2.51%	85.00% but less than 88.00%
38	2.61%	88.00% but less than 90.00%
39	2.71%	90.00% but less than 92.00%
40	2.81%	92.00% but less than 93.50%
41	2.91%	93.50% but less than 94.90%
42	3.01%	94.90% but less than 96.20%
43	3.11%	96.20% but less than 97.40%
44	3.31%	97.40% but less than 98.54%
45	3.51%	98.54% but less than 99.54%

1	3.71%	99.54% but less than 99.63%
2	3.91%	99.63% but less than 99.71%
3	4.11%	99.71% but less than 99.78%
4	4.31%	99.78% but less than 99.84%
5	4.51%	99.84% but less than 99.89%
6	4.71%	99.89% but less than 99.93%
7	4.91%	99.93% but less than 99.96%
8	5.11%	99.96% but less than 99.98%
9	5.40%	99.98% to 100%

10

11

12

13

Fund Adequacy Percentage Ratio III B

170.00% but less than 190%

16

17	Tax Rate	Cumulative Taxable Payroll Limits
18		(Percentage of Total Taxable Payroll)

19	0.81%	0.00% but less than 10.00%
20	0.91%	10.00% but less than 15.00%
21	1.01%	15.00% but less than 20.00%
22	1.11%	20.00% but less than 24.00%
23	1.21%	24.00% but less than 28.00%
24	1.31%	28.00% but less than 32.00%
25	1.41%	32.00% but less than 36.00%
26	1.51%	36.00% but less than 40.00%
27	1.61%	40.00% but less than 44.00%
28	1.71%	44.00% but less than 48.00%
29	1.81%	48.00% but less than 52.00%
30	1.91%	52.00% but less than 56.00%
31	2.01%	56.00% but less than 60.00%
32	2.11%	60.00% but less than 64.00%
33	2.21%	64.00% but less than 68.00%
34	2.31%	68.00% but less than 72.00%
35	2.41%	72.00% but less than 76.00%
36	2.51%	76.00% but less than 80.00%
37	2.61%	80.00% but less than 84.00%
38	2.71%	84.00% but less than 87.00%
39	2.81%	87.00% but less than 90.00%
40	2.91%	90.00% but less than 93.00%
41	3.01%	93.00% but less than 95.00%
42	3.11%	95.00% but less than 97.00%
43	3.31%	97.00% but less than 98.20%
44	3.51%	98.20% but less than 99.00%
45	3.71%	99.00% but less than 99.43%

1	3.91%	99.43% but less than 99.63%
2	4.11%	99.63% but less than 99.72%
3	4.31%	99.72% but less than 99.79%
4	4.51%	99.79% but less than 99.85%
5	4.71%	99.85% but less than 99.90%
6	4.91%	99.90% but less than 99.94%
7	5.11%	99.94% but less than 99.97%
8	5.40%	99.97% to 100%

9

10

11

12

Fund Adequacy Percentage Ratio IV B

13 145.00% but less than 170%

15

16 Tax Rate Cumulative Taxable Payroll Limits
 17 (Percentage of Total Taxable Payroll)

18	1.11%	0.00% but less than 10.00%
19	1.21%	10.00% but less than 15.00%
20	1.31%	15.00% but less than 20.00%
21	1.41%	20.00% but less than 24.00%
22	1.51%	24.00% but less than 28.00%
23	1.61%	28.00% but less than 32.00%
24	1.71%	32.00% but less than 36.00%
25	1.81%	36.00% but less than 40.00%
26	1.91%	40.00% but less than 44.00%
27	2.01%	44.00% but less than 48.00%
28	2.11%	48.00% but less than 52.00%
29	2.21%	52.00% but less than 56.00%
30	2.31%	56.00% but less than 60.00%
31	2.41%	60.00% but less than 64.00%
32	2.51%	64.00% but less than 68.00%
33	2.61%	68.00% but less than 72.00%
34	2.71%	72.00% but less than 76.00%
35	2.81%	76.00% but less than 80.00%
36	2.91%	80.00% but less than 84.00%
37	3.01%	84.00% but less than 88.00%
38	3.11%	88.00% but less than 92.00%
39	3.21%	92.00% but less than 95.00%
40	3.31%	95.00% but less than 97.00%
41	3.51%	97.00% but less than 98.20%
42	3.71%	98.20% but less than 99.00%
43	3.91%	99.00% but less than 99.40%
44	4.11%	99.40% but less than 99.60%
45	4.31%	99.60% but less than 99.70%

1	4.51%	99.70% but less than 99.78%
2	4.71%	99.78% but less than 99.85%
3	4.91%	99.85% but less than 99.91%
4	5.11%	99.91% but less than 99.96%
5	5.40%	99.96% to 100.00%

6

7
8

9		
10		Fund Adequacy Percentage Ratio V B
11		125.00% but less than 145%

12		
13	Tax Rate	Cumulative Taxable Payroll Limits
14		(Percentage of Total Taxable Payroll)
15	1.41%	0.00% but less than 10.00%
16	1.51%	10.00% but less than 15.00%
17	1.61%	15.00% but less than 20.00%
18	1.71%	20.00% but less than 24.00%
19	1.81%	24.00% but less than 28.00%
20	1.91%	28.00% but less than 32.00%
21	2.01%	32.00% but less than 36.00%
22	2.11%	36.00% but less than 40.00%
23	2.21%	40.00% but less than 44.00%
24	2.31%	44.00% but less than 48.00%
25	2.41%	48.00% but less than 52.00%
26	2.51%	52.00% but less than 56.00%
27	2.61%	56.00% but less than 60.00%
28	2.71%	60.00% but less than 64.00%
29	2.81%	64.00% but less than 68.00%
30	2.91%	68.00% but less than 72.00%
31	3.01%	72.00% but less than 76.00%
32	3.11%	76.00% but less than 80.00%
33	3.21%	80.00% but less than 84.00%
34	3.31%	84.00% but less than 88.00%
35	3.41%	88.00% but less than 92.00%
36	3.51%	92.00% but less than 95.00%
37	3.61%	95.00% but less than 97.00%
38	3.71%	97.00% but less than 98.20%
39	3.81%	98.20% but less than 99.00%
40	3.91%	99.00% but less than 99.40%
41	4.11%	99.40% but less than 99.60%
42	4.31%	99.60% but less than 99.70%
43	4.51%	99.70% but less than 99.78%
44	4.71%	99.78% but less than 99.85%
45	4.91%	99.85% but less than 99.91%

1 5.11% 99.91% but less than 99.96%
 2 5.40% 99.96% to 100.00%

3

 4

 5

6
 7 Fund Adequacy Percentage Ratio VI B
 8 110.00% but less than 125%

9
 10 Tax Rate Cumulative Taxable Payroll Limits
 11 (Percentage of Total Taxable Payroll)

12 1.71% 0.00% but less than 10.00%
 13 1.81% 10.00% but less than 15.00%
 14 1.91% 15.00% but less than 20.00%
 15 2.01% 20.00% but less than 25.00%
 16 2.11% 25.00% but less than 30.00%
 17 2.21% 30.00% but less than 35.00%
 18 2.31% 35.00% but less than 40.00%
 19 2.41% 40.00% but less than 44.00%
 20 2.51% 44.00% but less than 48.00%
 21 2.61% 48.00% but less than 52.00%
 22 2.71% 52.00% but less than 56.00%
 23 2.81% 56.00% but less than 60.00%
 24 2.91% 60.00% but less than 64.00%
 25 3.01% 64.00% but less than 68.00%
 26 3.11% 68.00% but less than 72.00%
 27 3.21% 72.00% but less than 76.00%
 28 3.31% 76.00% but less than 80.00%
 29 3.41% 80.00% but less than 84.00%
 30 3.51% 84.00% but less than 88.00%
 31 3.61% 88.00% but less than 92.00%
 32 3.71% 92.00% but less than 95.00%
 33 3.81% 95.00% but less than 97.00%
 34 3.91% 97.00% but less than 98.20%
 35 4.11% 98.20% but less than 99.00%
 36 4.31% 99.00% but less than 99.50%
 37 4.51% 99.50% but less than 99.70%
 38 4.71% 99.70% but less than 99.79%
 39 4.91% 99.79% but less than 99.87%
 40 5.11% 99.87% but less than 99.94%
 41 5.40% 99.94% to 100.00%

42

 43

 44

 45

1		Fund Adequacy Percentage Ratio VII B
2		100.00% but less than 110%
3		
4	Tax Rate	Cumulative Taxable Payroll Limits
5		(Percentage of Total Taxable Payroll)
6	1.91%	0.00% but less than 10.00%
7	2.01%	10.00% but less than 15.00%
8	2.11%	15.00% but less than 20.00%
9	2.21%	20.00% but less than 25.00%
10	2.31%	25.00% but less than 30.00%
11	2.41%	30.00% but less than 35.00%
12	2.51%	35.00% but less than 40.00%
13	2.61%	40.00% but less than 45.00%
14	2.71%	45.00% but less than 50.00%
15	2.81%	50.00% but less than 55.00%
16	2.91%	55.00% but less than 60.00%
17	3.01%	60.00% but less than 64.00%
18	3.11%	64.00% but less than 68.00%
19	3.21%	68.00% but less than 72.00%
20	3.31%	72.00% but less than 76.00%
21	3.41%	76.00% but less than 80.00%
22	3.51%	80.00% but less than 84.00%
23	3.61%	84.00% but less than 88.00%
24	3.71%	88.00% but less than 92.00%
25	3.81%	92.00% but less than 95.00%
26	3.91%	95.00% but less than 97.00%
27	4.11%	97.00% but less than 98.20%
28	4.31%	98.20% but less than 99.00%
29	4.51%	99.00% but less than 99.50%
30	4.71%	99.50% but less than 99.70%
31	4.91%	99.70% but less than 99.84%
32	5.11%	99.84% but less than 99.93%
33	5.40%	99.93% to 100.00%

34

35

36

37		
38		Fund Adequacy Percentage Ratio VIII B
39		Under 100%
40		
41	Tax Rate	Cumulative Taxable Payroll Limits
42		(Percentage of Total Taxable Payroll)
43	2.11%	0.00% but less than 10.00%
44	2.21%	10.00% but less than 15.00%
45	2.31%	15.00% but less than 20.00%

1	2.41%	20.00% but less than 25.00%
2	2.51%	25.00% but less than 30.00%
3	2.61%	30.00% but less than 35.00%
4	2.71%	35.00% but less than 40.00%
5	2.81%	40.00% but less than 45.00%
6	2.91%	45.00% but less than 50.00%
7	3.01%	50.00% but less than 55.00%
8	3.11%	55.00% but less than 60.00%
9	3.21%	60.00% but less than 65.00%
10	3.31%	65.00% but less than 70.00%
11	3.41%	70.00% but less than 75.00%
12	3.51%	75.00% but less than 80.00%
13	3.61%	80.00% but less than 84.00%
14	3.71%	84.00% but less than 88.00%
15	3.81%	88.00% but less than 92.00%
16	3.91%	92.00% but less than 95.00%
17	4.11%	95.00% but less than 97.00%
18	4.31%	97.00% but less than 98.20%
19	4.51%	98.20% but less than 99.00%
20	4.71%	99.00% but less than 99.50%
21	4.91%	99.50% but less than 99.80%
22	5.11%	99.80% but less than 99.92%
23	5.40%	99.92% to 100.00%

24

25

26 (2) Notwithstanding the tax rate imposed by ORS 657.462, each employer subject to this chapter,
 27 other than employers whose assigned tax rate is 5.4 percent, shall pay to the Employment Depart-
 28 ment for each calendar quarter an amount equal to nine one-hundredths of a percent of wages sub-
 29 ject to tax under this chapter for that calendar quarter. All such moneys shall be paid and collected
 30 in the same manner and at the same time as unemployment compensation taxes under this chapter,
 31 unless the Director of the Employment Department prescribes otherwise. After deduction of the ac-
 32 tual shared costs of the Employment Department in collecting the amounts under this subsection,
 33 all such moneys shall be paid into the Supplemental Employment Department Administration Fund.

34 (3) **Notwithstanding the tax rate imposed by ORS 657.462, each employer subject to this**
 35 **chapter, other than employers whose assigned tax rate is 5.4 percent, shall pay to the de-**
 36 **partment for each calendar quarter an amount equal to six one-hundredths of a percent of**
 37 **wages subject to tax under this chapter for that calendar quarter. All such moneys shall be**
 38 **paid and collected in the same manner and at the same time as unemployment compensation**
 39 **taxes under this chapter, unless the director prescribes otherwise. After deduction of the**
 40 **actual shared costs of the department in collecting the amounts under this subsection, all**
 41 **such moneys shall be paid into the Wage Option Unemployment Wage Fund.**

42 **SECTION 4.** ORS 657.925 is amended to read:

43 657.925. [(1) *There is established in the State Treasury, separate and distinct from the General*
 44 *Fund, the Oregon JOBS Plus Unemployment Wage Fund. The Oregon JOBS Plus Unemployment*
 45 *Wage Fund shall consist of moneys collected or received by the Employment Department pursuant to*

1 subsections (3) and (4) of this section.]

2 (1) **The Wage Option Program is established as an unemployment insurance program**
3 **under the direction of the Employment Department.**

4 (2) **There is established in the State Treasury, separate and distinct from the General**
5 **Fund, the Wage Option Unemployment Wage Fund. The Wage Option Unemployment Wage**
6 **Fund shall consist of moneys collected or received by the Employment Department under**
7 **ORS 657.439 (2)(c) and 657.463 (3).**

8 [(2)] (3) All income earned on moneys in the [Oregon JOBS Plus] **Wage Option** Unemployment
9 Wage Fund invested by the State Treasurer shall accrue to the fund. Any balance in the fund shall
10 not lapse at any time. All moneys in the fund are appropriated continuously to the Employment
11 Department for the payment of wages and wage-related and administrative expenses of participants
12 in the [JOBS Plus] **Wage Option** Program who are otherwise eligible to receive unemployment in-
13 surance benefits. Such payments shall be made in accordance with ORS 411.892 (12).

14 (4)(a) **By May 31 of each year, the Director of the Employment Department shall deter-**
15 **mine, for the previous three calendar years, the number of claimants who exhausted their**
16 **regular unemployment insurance benefits, who were not attached to an employer or a union**
17 **and who had an average hourly wage equal to or less than 150 percent of the Oregon mini-**
18 **imum wage as determined pursuant to ORS 653.025.**

19 (b) **Based on the number of claimants determined under paragraph (a) of this subsection,**
20 **the director shall determine the amount of moneys necessary to allow up to 20 percent of**
21 **that number of claimants to participate in the Wage Option Program.**

22 (c) **By June 30 of each year, the director shall transfer to the Unemployment Compens-**
23 **ation Trust Fund any moneys in the Wage Option Unemployment Wage Fund that are in**
24 **excess of the amount of moneys determined under paragraph (b) of this subsection.**

25 [(3)(a) *Notwithstanding the tax schedules in Table A of ORS 657.462, for wages paid during the*
26 *first and second calendar quarters of 2002 and the second calendar quarter of 2003, the tax rate as-*
27 *signed each employer subject to ORS 657.459 and 657.462 shall be determined in accordance with*
28 *schedule I-I, II-I, III-I, IV-I, V-I, VI-I, VII-I or VIII-I, whichever schedule is applicable pursuant to*
29 *provisions of law in effect for calendar years 2002 and 2003, respectively. The schedules are adopted*
30 *as follows:]*

31 [_____]

32
33 *Fund Adequacy Percentage Ratio I-I*

34 *200% and Over*

<i>Tax Rate</i>	<i>Cumulative Taxable Payroll Limits</i>
<i>(Percentage of Total Taxable Payroll)</i>	
38 0.43%	0.00% but less than 10.00%
39 0.53%	10.00% but less than 15.00%
40 0.63%	15.00% but less than 20.00%
41 0.73%	20.00% but less than 25.00%
42 0.83%	25.00% but less than 30.00%
43 0.93%	30.00% but less than 35.00%
44 1.03%	35.00% but less than 40.00%
45 1.13%	40.00% but less than 45.00%

1	1.23%	45.00% but less than 50.00%
2	1.33%	50.00% but less than 55.00%
3	1.43%	55.00% but less than 60.00%
4	1.53%	60.00% but less than 65.00%
5	1.63%	65.00% but less than 69.00%
6	1.73%	69.00% but less than 73.00%
7	1.83%	73.00% but less than 77.00%
8	1.93%	77.00% but less than 80.00%
9	2.03%	80.00% but less than 83.00%
10	2.13%	83.00% but less than 86.00%
11	2.23%	86.00% but less than 89.00%
12	2.33%	89.00% but less than 91.00%
13	2.43%	91.00% but less than 93.00%
14	2.53%	93.00% but less than 95.00%
15	2.63%	95.00% but less than 96.00%
16	2.73%	96.00% but less than 96.90%
17	2.83%	96.90% but less than 97.70%
18	2.93%	97.70% but less than 98.40%
19	3.03%	98.40% but less than 98.90%
20	3.13%	98.90% but less than 99.30%
21	3.33%	99.30% but less than 99.54%
22	3.53%	99.54% but less than 99.63%
23	3.73%	99.63% but less than 99.71%
24	3.93%	99.71% but less than 99.78%
25	4.13%	99.78% but less than 99.84%
26	4.33%	99.84% but less than 99.89%
27	4.53%	99.89% but less than 99.93%
28	4.73%	99.93% but less than 99.96%
29	4.93%	99.96% but less than 99.98%
30	5.13%	99.98% but less than 99.99%
31	5.40%	99.99% to 100.00%

32 [_____]

33
34 [_____]

35

Fund Adequacy Percentage Ratio II-I

190.00% but less than 200%

38

39 *Tax Rate Cumulative Taxable Payroll Limits*

40 *(Percentage of Total Taxable Payroll)*

41	0.63%	0.00% but less than 10.00%
42	0.73%	10.00% but less than 15.00%
43	0.83%	15.00% but less than 20.00%
44	0.93%	20.00% but less than 25.00%
45	1.03%	25.00% but less than 30.00%

1	1.13%	30.00% but less than 35.00%
2	1.23%	35.00% but less than 40.00%
3	1.33%	40.00% but less than 44.00%
4	1.43%	44.00% but less than 48.00%
5	1.53%	48.00% but less than 52.00%
6	1.63%	52.00% but less than 56.00%
7	1.73%	56.00% but less than 60.00%
8	1.83%	60.00% but less than 64.00%
9	1.93%	64.00% but less than 68.00%
10	2.03%	68.00% but less than 72.00%
11	2.13%	72.00% but less than 76.00%
12	2.23%	76.00% but less than 79.00%
13	2.33%	79.00% but less than 82.00%
14	2.43%	82.00% but less than 85.00%
15	2.53%	85.00% but less than 88.00%
16	2.63%	88.00% but less than 90.00%
17	2.73%	90.00% but less than 92.00%
18	2.83%	92.00% but less than 93.50%
19	2.93%	93.50% but less than 94.90%
20	3.03%	94.90% but less than 96.20%
21	3.13%	96.20% but less than 97.40%
22	3.33%	97.40% but less than 98.54%
23	3.53%	98.54% but less than 99.54%
24	3.73%	99.54% but less than 99.63%
25	3.93%	99.63% but less than 99.71%
26	4.13%	99.71% but less than 99.78%
27	4.33%	99.78% but less than 99.84%
28	4.53%	99.84% but less than 99.89%
29	4.73%	99.89% but less than 99.93%
30	4.93%	99.93% but less than 99.96%
31	5.13%	99.96% but less than 99.98%
32	5.40%	99.98% to 100.00%

33 [_____]

34

35 [_____]

36

Fund Adequacy Percentage Ratio III-I

170.00% but less than 190%

39

Tax Rate Cumulative Taxable Payroll Limits

(Percentage of Total Taxable Payroll)

42	0.83%	0.00% but less than 10.00%
43	0.93%	10.00% but less than 15.00%
44	1.03%	15.00% but less than 20.00%
45	1.13%	20.00% but less than 24.00%

1	1.23%	24.00% but less than 28.00%
2	1.33%	28.00% but less than 32.00%
3	1.43%	32.00% but less than 36.00%
4	1.53%	36.00% but less than 40.00%
5	1.63%	40.00% but less than 44.00%
6	1.73%	44.00% but less than 48.00%
7	1.83%	48.00% but less than 52.00%
8	1.93%	52.00% but less than 56.00%
9	2.03%	56.00% but less than 60.00%
10	2.13%	60.00% but less than 64.00%
11	2.23%	64.00% but less than 68.00%
12	2.33%	68.00% but less than 72.00%
13	2.43%	72.00% but less than 76.00%
14	2.53%	76.00% but less than 80.00%
15	2.63%	80.00% but less than 84.00%
16	2.73%	84.00% but less than 87.00%
17	2.83%	87.00% but less than 90.00%
18	2.93%	90.00% but less than 93.00%
19	3.03%	93.00% but less than 95.00%
20	3.13%	95.00% but less than 97.00%
21	3.33%	97.00% but less than 98.20%
22	3.53%	98.20% but less than 99.00%
23	3.73%	99.00% but less than 99.43%
24	3.93%	99.43% but less than 99.63%
25	4.13%	99.63% but less than 99.72%
26	4.33%	99.72% but less than 99.79%
27	4.53%	99.79% but less than 99.85%
28	4.73%	99.85% but less than 99.90%
29	4.93%	99.90% but less than 99.94%
30	5.13%	99.94% but less than 99.97%
31	5.40%	99.97% to 100.00%

32 [_____]

33
 34 [_____]

35

Fund Adequacy Percentage Ratio IV-I

145.00% but less than 170%

36

37
 38
 39 *Tax Rate Cumulative Taxable Payroll Limits*

40 *(Percentage of Total Taxable Payroll)*

41	1.13%	0.00% but less than 10.00%
42	1.23%	10.00% but less than 15.00%
43	1.33%	15.00% but less than 20.00%
44	1.43%	20.00% but less than 24.00%
45	1.53%	24.00% but less than 28.00%

1	1.63%	28.00% but less than 32.00%
2	1.73%	32.00% but less than 36.00%
3	1.83%	36.00% but less than 40.00%
4	1.93%	40.00% but less than 44.00%
5	2.03%	44.00% but less than 48.00%
6	2.13%	48.00% but less than 52.00%
7	2.23%	52.00% but less than 56.00%
8	2.33%	56.00% but less than 60.00%
9	2.43%	60.00% but less than 64.00%
10	2.53%	64.00% but less than 68.00%
11	2.63%	68.00% but less than 72.00%
12	2.73%	72.00% but less than 76.00%
13	2.83%	76.00% but less than 80.00%
14	2.93%	80.00% but less than 84.00%
15	3.03%	84.00% but less than 88.00%
16	3.13%	88.00% but less than 92.00%
17	3.23%	92.00% but less than 95.00%
18	3.33%	95.00% but less than 97.00%
19	3.53%	97.00% but less than 98.20%
20	3.73%	98.20% but less than 99.00%
21	3.93%	99.00% but less than 99.40%
22	4.13%	99.40% but less than 99.60%
23	4.33%	99.60% but less than 99.70%
24	4.53%	99.70% but less than 99.78%
25	4.73%	99.78% but less than 99.85%
26	4.93%	99.85% but less than 99.91%
27	5.13%	99.91% but less than 99.96%
28	5.40%	99.96% to 100.00%

29 [_____]

31 [_____]

33 *Fund Adequacy Percentage Ratio V-I*

34 *125.00% but less than 145%*

36 *Tax Rate Cumulative Taxable Payroll Limits*
 37 *(Percentage of Total Taxable Payroll)*

38	1.43%	0.00% but less than 10.00%
39	1.53%	10.00% but less than 15.00%
40	1.63%	15.00% but less than 20.00%
41	1.73%	20.00% but less than 25.00%
42	1.83%	25.00% but less than 29.00%
43	1.93%	29.00% but less than 33.00%
44	2.03%	33.00% but less than 37.00%
45	2.13%	37.00% but less than 41.00%

1	2.23%	41.00% but less than 45.00%
2	2.33%	45.00% but less than 49.00%
3	2.43%	49.00% but less than 53.00%
4	2.53%	53.00% but less than 57.00%
5	2.63%	57.00% but less than 61.00%
6	2.73%	61.00% but less than 65.00%
7	2.83%	65.00% but less than 69.00%
8	2.93%	69.00% but less than 73.00%
9	3.03%	73.00% but less than 77.00%
10	3.13%	77.00% but less than 81.00%
11	3.23%	81.00% but less than 85.00%
12	3.33%	85.00% but less than 89.00%
13	3.43%	89.00% but less than 92.00%
14	3.53%	92.00% but less than 95.00%
15	3.63%	95.00% but less than 97.00%
16	3.73%	97.00% but less than 98.20%
17	3.83%	98.20% but less than 99.00%
18	3.93%	99.00% but less than 99.50%
19	4.13%	99.50% but less than 99.65%
20	4.33%	99.65% but less than 99.74%
21	4.53%	99.74% but less than 99.82%
22	4.73%	99.82% but less than 99.89%
23	4.93%	99.89% but less than 99.95%
24	5.40%	99.95% to 100.00%

25 [_____]

26

27 [_____]

28

Fund Adequacy Percentage Ratio VI-I

110.00% but less than 125%

31

32 *Tax Rate Cumulative Taxable Payroll Limits*
 33 *(Percentage of Total Taxable Payroll)*

34	1.73%	0.00% but less than 10.00%
35	1.83%	10.00% but less than 15.00%
36	1.93%	15.00% but less than 20.00%
37	2.03%	20.00% but less than 25.00%
38	2.13%	25.00% but less than 30.00%
39	2.23%	30.00% but less than 35.00%
40	2.33%	35.00% but less than 40.00%
41	2.43%	40.00% but less than 44.00%
42	2.53%	44.00% but less than 48.00%
43	2.63%	48.00% but less than 52.00%
44	2.73%	52.00% but less than 56.00%
45	2.83%	56.00% but less than 60.00%

1	2.93%	60.00% but less than 64.00%
2	3.03%	64.00% but less than 68.00%
3	3.13%	68.00% but less than 72.00%
4	3.23%	72.00% but less than 76.00%
5	3.33%	76.00% but less than 80.00%
6	3.43%	80.00% but less than 84.00%
7	3.53%	84.00% but less than 88.00%
8	3.63%	88.00% but less than 92.00%
9	3.73%	92.00% but less than 95.00%
10	3.83%	95.00% but less than 97.00%
11	3.93%	97.00% but less than 98.20%
12	4.13%	98.20% but less than 99.00%
13	4.33%	99.00% but less than 99.50%
14	4.53%	99.50% but less than 99.70%
15	4.73%	99.70% but less than 99.79%
16	4.93%	99.79% but less than 99.87%
17	5.13%	99.87% but less than 99.94%
18	5.40%	99.94% to 100.00%

19 [_____]

21 [_____]

23 *Fund Adequacy Percentage Ratio VII-I*

24 *100.00% but less than 110%*

26 *Tax Rate Cumulative Taxable Payroll Limits*
 27 *(Percentage of Total Taxable Payroll)*

28	1.93%	0.00% but less than 10.00%
29	2.03%	10.00% but less than 15.00%
30	2.13%	15.00% but less than 20.00%
31	2.23%	20.00% but less than 25.00%
32	2.33%	25.00% but less than 30.00%
33	2.43%	30.00% but less than 35.00%
34	2.53%	35.00% but less than 40.00%
35	2.63%	40.00% but less than 45.00%
36	2.73%	45.00% but less than 50.00%
37	2.83%	50.00% but less than 55.00%
38	2.93%	55.00% but less than 60.00%
39	3.03%	60.00% but less than 64.00%
40	3.13%	64.00% but less than 68.00%
41	3.23%	68.00% but less than 72.00%
42	3.33%	72.00% but less than 76.00%
43	3.43%	76.00% but less than 80.00%
44	3.53%	80.00% but less than 84.00%
45	3.63%	84.00% but less than 88.00%

1	3.73%	88.00% but less than 92.00%
2	3.83%	92.00% but less than 95.00%
3	3.93%	95.00% but less than 97.00%
4	4.13%	97.00% but less than 98.20%
5	4.33%	98.20% but less than 99.00%
6	4.53%	99.00% but less than 99.50%
7	4.73%	99.50% but less than 99.70%
8	4.93%	99.70% but less than 99.84%
9	5.13%	99.84% but less than 99.93%
10	5.40%	99.93% to 100.00%

11 [_____]

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13 [_____]

14

Fund Adequacy Percentage Ratio VIII-I

Under 100%

17

18 *Tax Rate Cumulative Taxable Payroll Limits*
 19 *(Percentage of Total Taxable Payroll)*

20	2.13%	0.00% but less than 10.00%
21	2.23%	10.00% but less than 15.00%
22	2.33%	15.00% but less than 20.00%
23	2.43%	20.00% but less than 25.00%
24	2.53%	25.00% but less than 30.00%
25	2.63%	30.00% but less than 35.00%
26	2.73%	35.00% but less than 40.00%
27	2.83%	40.00% but less than 45.00%
28	2.93%	45.00% but less than 50.00%
29	3.03%	50.00% but less than 55.00%
30	3.13%	55.00% but less than 60.00%
31	3.23%	60.00% but less than 65.00%
32	3.33%	65.00% but less than 70.00%
33	3.43%	70.00% but less than 75.00%
34	3.53%	75.00% but less than 80.00%
35	3.63%	80.00% but less than 84.00%
36	3.73%	84.00% but less than 88.00%
37	3.83%	88.00% but less than 92.00%
38	3.93%	92.00% but less than 95.00%
39	4.13%	95.00% but less than 97.00%
40	4.33%	97.00% but less than 98.20%
41	4.53%	98.20% but less than 99.00%
42	4.73%	99.00% but less than 99.50%
43	4.93%	99.50% but less than 99.80%
44	5.13%	99.80% but less than 99.92%
45	5.40%	99.92% to 100.00%

1	2.30%	89.00% but less than 91.00%
2	2.40%	91.00% but less than 93.00%
3	2.50%	93.00% but less than 95.00%
4	2.60%	95.00% but less than 96.00%
5	2.70%	96.00% but less than 96.90%
6	2.80%	96.90% but less than 97.70%
7	2.90%	97.70% but less than 98.40%
8	3.00%	98.40% but less than 98.90%
9	3.10%	98.90% but less than 99.30%
10	3.30%	99.30% but less than 99.54%
11	3.50%	99.54% but less than 99.63%
12	3.70%	99.63% but less than 99.71%
13	3.90%	99.71% but less than 99.78%
14	4.10%	99.78% but less than 99.84%
15	4.30%	99.84% but less than 99.89%
16	4.50%	99.89% but less than 99.93%
17	4.70%	99.93% but less than 99.96%
18	4.90%	99.96% but less than 99.98%
19	5.10%	99.98% but less than 99.99%
20	5.40%	99.99% to 100.00%

21 [_____]

22

23 [_____]

24

Fund Adequacy Percentage Ratio II-J

190.00% but less than 200%

27

Tax Rate Cumulative Taxable Payroll Limits
(Percentage of Total Taxable Payroll)

30	0.60%	0.00% but less than 10.00%
31	0.70%	10.00% but less than 15.00%
32	0.80%	15.00% but less than 20.00%
33	0.90%	20.00% but less than 25.00%
34	1.00%	25.00% but less than 30.00%
35	1.10%	30.00% but less than 35.00%
36	1.20%	35.00% but less than 40.00%
37	1.30%	40.00% but less than 44.00%
38	1.40%	44.00% but less than 48.00%
39	1.50%	48.00% but less than 52.00%
40	1.60%	52.00% but less than 56.00%
41	1.70%	56.00% but less than 60.00%
42	1.80%	60.00% but less than 64.00%
43	1.90%	64.00% but less than 68.00%
44	2.00%	68.00% but less than 72.00%
45	2.10%	72.00% but less than 76.00%

1	2.20%	76.00% but less than 79.00%
2	2.30%	79.00% but less than 82.00%
3	2.40%	82.00% but less than 85.00%
4	2.50%	85.00% but less than 88.00%
5	2.60%	88.00% but less than 90.00%
6	2.70%	90.00% but less than 92.00%
7	2.80%	92.00% but less than 93.50%
8	2.90%	93.50% but less than 94.90%
9	3.00%	94.90% but less than 96.20%
10	3.10%	96.20% but less than 97.40%
11	3.30%	97.40% but less than 98.54%
12	3.50%	98.54% but less than 99.54%
13	3.70%	99.54% but less than 99.63%
14	3.90%	99.63% but less than 99.71%
15	4.10%	99.71% but less than 99.78%
16	4.30%	99.78% but less than 99.84%
17	4.50%	99.84% but less than 99.89%
18	4.70%	99.89% but less than 99.93%
19	4.90%	99.93% but less than 99.96%
20	5.10%	99.96% but less than 99.98%
21	5.40%	99.98% to 100.00%

22 [_____]
 23
 24 [_____]

Fund Adequacy Percentage Ratio III-J

170.00% but less than 190%

25

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29	<i>Tax Rate</i>	<i>Cumulative Taxable Payroll Limits</i>
30	<i>(Percentage of Total Taxable Payroll)</i>	
31	0.80%	0.00% but less than 10.00%
32	0.90%	10.00% but less than 15.00%
33	1.00%	15.00% but less than 20.00%
34	1.10%	20.00% but less than 24.00%
35	1.20%	24.00% but less than 28.00%
36	1.30%	28.00% but less than 32.00%
37	1.40%	32.00% but less than 36.00%
38	1.50%	36.00% but less than 40.00%
39	1.60%	40.00% but less than 44.00%
40	1.70%	44.00% but less than 48.00%
41	1.80%	48.00% but less than 52.00%
42	1.90%	52.00% but less than 56.00%
43	2.00%	56.00% but less than 60.00%
44	2.10%	60.00% but less than 64.00%
45	2.20%	64.00% but less than 68.00%

1	2.30%	68.00% but less than 72.00%
2	2.40%	72.00% but less than 76.00%
3	2.50%	76.00% but less than 80.00%
4	2.60%	80.00% but less than 84.00%
5	2.70%	84.00% but less than 87.00%
6	2.80%	87.00% but less than 90.00%
7	2.90%	90.00% but less than 93.00%
8	3.00%	93.00% but less than 95.00%
9	3.10%	95.00% but less than 97.00%
10	3.30%	97.00% but less than 98.20%
11	3.50%	98.20% but less than 99.00%
12	3.70%	99.00% but less than 99.43%
13	3.90%	99.43% but less than 99.63%
14	4.10%	99.63% but less than 99.72%
15	4.30%	99.72% but less than 99.79%
16	4.50%	99.79% but less than 99.85%
17	4.70%	99.85% but less than 99.90%
18	4.90%	99.90% but less than 99.94%
19	5.10%	99.94% but less than 99.97%
20	5.40%	99.97% to 100.00%

21 [_____]

22

23 [_____]

24

Fund Adequacy Percentage Ratio IV-J

145.00% but less than 170%

27

Tax Rate Cumulative Taxable Payroll Limits

(Percentage of Total Taxable Payroll)

30	1.10%	0.00% but less than 10.00%
31	1.20%	10.00% but less than 15.00%
32	1.30%	15.00% but less than 20.00%
33	1.40%	20.00% but less than 24.00%
34	1.50%	24.00% but less than 28.00%
35	1.60%	28.00% but less than 32.00%
36	1.70%	32.00% but less than 36.00%
37	1.80%	36.00% but less than 40.00%
38	1.90%	40.00% but less than 44.00%
39	2.00%	44.00% but less than 48.00%
40	2.10%	48.00% but less than 52.00%
41	2.20%	52.00% but less than 56.00%
42	2.30%	56.00% but less than 60.00%
43	2.40%	60.00% but less than 64.00%
44	2.50%	64.00% but less than 68.00%
45	2.60%	68.00% but less than 72.00%

1	2.70%	72.00% but less than 76.00%
2	2.80%	76.00% but less than 80.00%
3	2.90%	80.00% but less than 84.00%
4	3.00%	84.00% but less than 88.00%
5	3.10%	88.00% but less than 92.00%
6	3.20%	92.00% but less than 95.00%
7	3.30%	95.00% but less than 97.00%
8	3.50%	97.00% but less than 98.20%
9	3.70%	98.20% but less than 99.00%
10	3.90%	99.00% but less than 99.40%
11	4.10%	99.40% but less than 99.60%
12	4.30%	99.60% but less than 99.70%
13	4.50%	99.70% but less than 99.78%
14	4.70%	99.78% but less than 99.85%
15	4.90%	99.85% but less than 99.91%
16	5.10%	99.91% but less than 99.96%
17	5.40%	99.96% to 100.00%

18 [_____]

19
20 [_____]

21

Fund Adequacy Percentage Ratio V-J

125.00% but less than 145%

24

25 *Tax Rate Cumulative Taxable Payroll Limits*
26 *(Percentage of Total Taxable Payroll)*

27	1.40%	0.00% but less than 10.00%
28	1.50%	10.00% but less than 15.00%
29	1.60%	15.00% but less than 20.00%
30	1.70%	20.00% but less than 25.00%
31	1.80%	25.00% but less than 29.00%
32	1.90%	29.00% but less than 33.00%
33	2.00%	33.00% but less than 37.00%
34	2.10%	37.00% but less than 41.00%
35	2.20%	41.00% but less than 45.00%
36	2.30%	45.00% but less than 49.00%
37	2.40%	49.00% but less than 53.00%
38	2.50%	53.00% but less than 57.00%
39	2.60%	57.00% but less than 61.00%
40	2.70%	61.00% but less than 65.00%
41	2.80%	65.00% but less than 69.00%
42	2.90%	69.00% but less than 73.00%
43	3.00%	73.00% but less than 77.00%
44	3.10%	77.00% but less than 81.00%
45	3.20%	81.00% but less than 85.00%

1	3.30%	85.00% but less than 89.00%
2	3.40%	89.00% but less than 92.00%
3	3.50%	92.00% but less than 95.00%
4	3.60%	95.00% but less than 97.00%
5	3.70%	97.00% but less than 98.20%
6	3.80%	98.20% but less than 99.00%
7	3.90%	99.00% but less than 99.50%
8	4.10%	99.50% but less than 99.65%
9	4.30%	99.65% but less than 99.74%
10	4.50%	99.74% but less than 99.82%
11	4.70%	99.82% but less than 99.89%
12	4.90%	99.89% but less than 99.95%
13	5.40%	99.95% to 100.00%

14 [_____]
 15
 16 [_____]

Fund Adequacy Percentage Ratio VI-J

110.00% but less than 125%

21 *Tax Rate Cumulative Taxable Payroll Limits*
 22 *(Percentage of Total Taxable Payroll)*

23	1.70%	0.00% but less than 10.00%
24	1.80%	10.00% but less than 15.00%
25	1.90%	15.00% but less than 20.00%
26	2.00%	20.00% but less than 25.00%
27	2.10%	25.00% but less than 30.00%
28	2.20%	30.00% but less than 35.00%
29	2.30%	35.00% but less than 40.00%
30	2.40%	40.00% but less than 44.00%
31	2.50%	44.00% but less than 48.00%
32	2.60%	48.00% but less than 52.00%
33	2.70%	52.00% but less than 56.00%
34	2.80%	56.00% but less than 60.00%
35	2.90%	60.00% but less than 64.00%
36	3.00%	64.00% but less than 68.00%
37	3.10%	68.00% but less than 72.00%
38	3.20%	72.00% but less than 76.00%
39	3.30%	76.00% but less than 80.00%
40	3.40%	80.00% but less than 84.00%
41	3.50%	84.00% but less than 88.00%
42	3.60%	88.00% but less than 92.00%
43	3.70%	92.00% but less than 95.00%
44	3.80%	95.00% but less than 97.00%
45	3.90%	97.00% but less than 98.20%

1	4.10%	98.20% but less than 99.00%
2	4.30%	99.00% but less than 99.50%
3	4.50%	99.50% but less than 99.70%
4	4.70%	99.70% but less than 99.79%
5	4.90%	99.79% but less than 99.87%
6	5.10%	99.87% but less than 99.94%
7	5.40%	99.94% to 100.00%
8	[_____]	
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10	[_____]	

Fund Adequacy Percentage Ratio VII-J

100.00% but less than 110%

15	<i>Tax Rate</i>	<i>Cumulative Taxable Payroll Limits</i>
16	<i>(Percentage of Total Taxable Payroll)</i>	
17	1.90%	0.00% but less than 10.00%
18	2.00%	10.00% but less than 15.00%
19	2.10%	15.00% but less than 20.00%
20	2.20%	20.00% but less than 25.00%
21	2.30%	25.00% but less than 30.00%
22	2.40%	30.00% but less than 35.00%
23	2.50%	35.00% but less than 40.00%
24	2.60%	40.00% but less than 45.00%
25	2.70%	45.00% but less than 50.00%
26	2.80%	50.00% but less than 55.00%
27	2.90%	55.00% but less than 60.00%
28	3.00%	60.00% but less than 64.00%
29	3.10%	64.00% but less than 68.00%
30	3.20%	68.00% but less than 72.00%
31	3.30%	72.00% but less than 76.00%
32	3.40%	76.00% but less than 80.00%
33	3.50%	80.00% but less than 84.00%
34	3.60%	84.00% but less than 88.00%
35	3.70%	88.00% but less than 92.00%
36	3.80%	92.00% but less than 95.00%
37	3.90%	95.00% but less than 97.00%
38	4.10%	97.00% but less than 98.20%
39	4.30%	98.20% but less than 99.00%
40	4.50%	99.00% but less than 99.50%
41	4.70%	99.50% but less than 99.70%
42	4.90%	99.70% but less than 99.84%
43	5.10%	99.84% but less than 99.93%
44	5.40%	99.93% to 100.00%
45	[_____]	

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[_____]

Fund Adequacy Percentage Ratio VIII-J
Under 100%

<i>Tax Rate</i>	<i>Cumulative Taxable Payroll Limits</i>
<i>(Percentage of Total Taxable Payroll)</i>	
<i>2.10%</i>	<i>0.00% but less than 10.00%</i>
<i>2.20%</i>	<i>10.00% but less than 15.00%</i>
<i>2.30%</i>	<i>15.00% but less than 20.00%</i>
<i>2.40%</i>	<i>20.00% but less than 25.00%</i>
<i>2.50%</i>	<i>25.00% but less than 30.00%</i>
<i>2.60%</i>	<i>30.00% but less than 35.00%</i>
<i>2.70%</i>	<i>35.00% but less than 40.00%</i>
<i>2.80%</i>	<i>40.00% but less than 45.00%</i>
<i>2.90%</i>	<i>45.00% but less than 50.00%</i>
<i>3.00%</i>	<i>50.00% but less than 55.00%</i>
<i>3.10%</i>	<i>55.00% but less than 60.00%</i>
<i>3.20%</i>	<i>60.00% but less than 65.00%</i>
<i>3.30%</i>	<i>65.00% but less than 70.00%</i>
<i>3.40%</i>	<i>70.00% but less than 75.00%</i>
<i>3.50%</i>	<i>75.00% but less than 80.00%</i>
<i>3.60%</i>	<i>80.00% but less than 84.00%</i>
<i>3.70%</i>	<i>84.00% but less than 88.00%</i>
<i>3.80%</i>	<i>88.00% but less than 92.00%</i>
<i>3.90%</i>	<i>92.00% but less than 95.00%</i>
<i>4.10%</i>	<i>95.00% but less than 97.00%</i>
<i>4.30%</i>	<i>97.00% but less than 98.20%</i>
<i>4.50%</i>	<i>98.20% but less than 99.00%</i>
<i>4.70%</i>	<i>99.00% but less than 99.50%</i>
<i>4.90%</i>	<i>99.50% but less than 99.80%</i>
<i>5.10%</i>	<i>99.80% but less than 99.92%</i>
<i>5.40%</i>	<i>99.92% to 100.00%</i>

[_____]

[(b) Notwithstanding any other provision of law, each taxpaying employer subject to this chapter, other than employers whose assigned tax rate is 5.4 percent, shall pay to the Employment Department, for the first calendar quarter of 2003:]

[(A) An amount equal to three one-hundredths of one percent of wages subject to taxation under this chapter for that calendar quarter. All such moneys shall be paid and collected in the same manner and at the same time as unemployment compensation taxes under this chapter, unless the director prescribes otherwise. After deduction of the actual shared costs of the Employment Department in collecting the amounts under this subparagraph, all such moneys shall be paid into the Wage Security Fund. Moneys due pursuant to this subparagraph but not received by the Employment Department for

1 *payment to the Wage Security Fund by June 30, 2003, shall be paid into the Unemployment Compens-*
 2 *ation Trust Fund; and]*

3 *[(B) An amount equal to seven one-hundredths of one percent of wages subject to taxation under*
 4 *this chapter for that calendar quarter. All such moneys shall be paid and collected in the same manner*
 5 *and at the same time as unemployment compensation taxes under this chapter, unless the director pre-*
 6 *scribes otherwise. After deduction of the actual shared costs of the Employment Department in col-*
 7 *lecting the amounts under this subparagraph, all such moneys shall be paid into the Oregon JOBS*
 8 *Plus Unemployment Wage Fund. Moneys due pursuant to this subparagraph but not received by the*
 9 *Employment Department for payment to the Oregon JOBS Plus Unemployment Wage Fund by June*
 10 *30, 2003, shall be paid into the Unemployment Compensation Trust Fund.]*

11 (5) Unemployment insurance recipients shall be referred to available work through the [JOBS
 12 Plus] **Wage Option** Program in accordance with the job referral process used to refer applicants
 13 to available work. In addition, job referral services shall be provided by the Employment Department
 14 or the Department of Human Services, as appropriate. When a program job is offered to an unem-
 15 ployment insurance recipient and the job is refused, the Employment Department shall investigate
 16 the refusal and identify and decide all issues arising therefrom, including suspension of benefits, in
 17 accordance with the provisions of this chapter.

18 (6)(a) An unemployment insurance recipient shall be referred to the [JOBS Plus] **Wage Option**
 19 Program **only** if the recipient:

20 (A) Is eligible for benefits under ORS 657.155;

21 (B) **Has received benefits for no more than eight weeks under the current claim for**
 22 **benefits; and**

23 (C) **Earned 180 percent or less of the Oregon minimum wage as determined pursuant to**
 24 **ORS 653.025 per hour from the recipient's last employer before filing the claim for benefits.**

25 (b) **Notwithstanding paragraph (a) of this subsection, the Employment Department shall**
 26 **allow:**

27 (A) **Up to 10 percent of the recipients placed in the Wage Option Program to be recipients**
 28 **who have received more than eight weeks of benefits under the current claim for benefits;**
 29 **and**

30 (B) **Up to 30 percent of the recipients placed in the Wage Option Program to be recipients**
 31 **who earned more than 180 percent of the Oregon minimum wage as determined pursuant to**
 32 **ORS 653.025 per hour from the recipient's last employer before filing the claim for benefits.**

33 [(b)] (c) The Employment Department shall provide applicants for unemployment insurance
 34 benefits with a [JOBS Plus] **Wage Option** Program brochure at the time of application. The bro-
 35 chure must clearly describe the [JOBS Plus] **Wage Option** Program and explain how an applicant
 36 can effectively use the program.

37 [(c)] (d) The Employment Department shall refer unemployment insurance recipients as follows:

38 (A) If the Employment Department determines that the recipient is likely to exhaust the recipi-
 39 ent's unemployment insurance claim without finding an unsubsidized job, the Employment Depart-
 40 ment shall begin reviewing the recipient for referral to available unsubsidized and subsidized jobs
 41 as soon as possible but in no case later than the fourth week after the week in which the recipient
 42 applied for unemployment insurance benefits.

43 (B) If the recipient is not referred to the [JOBS Plus] **Wage Option** Program in accordance with
 44 subparagraph (A) of this paragraph and has not obtained unsubsidized employment within eight
 45 weeks of the week after the recipient applied for unemployment insurance benefits, the Employment

1 Department shall reassess the recipient's reemployability and refer the recipient to the [JOBS
2 Plus] **Wage Option** Program if appropriate.

3 [(d)] (e) [Notwithstanding ORS 411.892 (4)(d)(A) and (B),] Unemployment insurance recipients
4 may participate in the [JOBS Plus] **Wage Option** Program for no more than [13 weeks, unless the
5 department determines that an additional period of participation in the program of up to 13 weeks is
6 appropriate] **26 weeks**.

7 [(e)] (f) Employers participating in the [JOBS Plus] **Wage Option** Program by providing subsi-
8 dized employment to [JOBS Plus] **Wage Option** Program recipients through the Employment De-
9 partment shall be reimbursed in accordance with ORS 411.892 (12).

10 (7) To the extent that additional moneys may be obtained for the program from sources other
11 than state tax revenues, the additional moneys shall be appropriated to the [Oregon JOBS Plus]
12 **Wage Option** Unemployment Wage Fund.

13 (8) **The Employment Department shall encourage and maintain a high level of employer**
14 **participation and economic development by keeping paperwork requirements to a minimum.**
15 **The Employment Department shall create and use a one-page employer agreement form for**
16 **each recipient participating in the Wage Option Program.**

17 (9) **The Employment Department may solicit proposals from and, as appropriate, enter**
18 **into contracts with one-stop operators, community colleges and other service providers to**
19 **administer the Wage Option Program in local areas. The contracts may be for program**
20 **placement services or case management services, or both. Under each contract, the Em-**
21 **ployment Department shall pay the contractor an administrative allowance not to exceed**
22 **\$500 per recipient placed with an employer. However, the Employment Department may,**
23 **upon the recommendation of the JOBS PLUS Advisory Board, adjust the administrative al-**
24 **lowance periodically to cover increased costs of administrative services.**

25 **SECTION 5.** ORS 411.878 is amended to read:

26 411.878. (1) In establishing and implementing a program to be known as the JOBS Plus Program,
27 the Legislative Assembly recognizes that early attachment to work and development of knowledge
28 and skills are the most effective means of helping people make the transition from dependence on
29 public assistance and subsidizing in poverty to regular employment and self-reliance. It is the intent
30 of the Legislative Assembly to promote greater economic self-sufficiency among Oregon families and
31 workers by:

32 (a) Increasing the employability of unemployed and underemployed Oregonians through on-the-
33 job training;

34 (b) Invigorating the public-private workforce partnership through development of jobs with both
35 private for-profit and public employers;

36 (c) Ensuring that program participants through their employment development plans have op-
37 portunities to improve work skills, education and employability and to establish recent work histo-
38 rories with work site training, mentoring[, *individual education accounts*] and provision of necessary
39 support service benefits that include child care, workers' compensation, job placement and a guar-
40 antee that participation in the JOBS Plus Program does not result in a reduction in net income to
41 a participant when compared with the participant's combined income from the temporary assistance
42 for needy families program, the food stamp program and the unemployment insurance program; and

43 (d) Expediently placing program participants in subsidized and unsubsidized employment.

44 (2) The JOBS Plus Program is created as a program in which residents of the State of Oregon
45 shall, in lieu of receiving food stamp benefits and payments from the temporary assistance for needy

1 families program, be provided jobs and paid in a way that promotes self-sufficiency and encourages
 2 unemployed Oregonians to improve their positions in the workforce. Recipients of unemployment
 3 insurance also shall be offered employment under the program. The JOBS Plus Program shall be a
 4 public assistance to work strategy for the State of Oregon and operate under the job opportunities
 5 and basic skills program and rules adopted thereunder to the extent such rules are not inconsistent
 6 with ORS 316.680[,] **and** 411.877 to 411.896 [*and 657.925*]. These rules include but are not limited to
 7 rules regarding participation requirements, exemptions and support services.

8 **SECTION 6.** ORS 411.886 is amended to read:

9 411.886. (1) The JOBS Plus Advisory Board is established. The board shall advise the Depart-
 10 ment of Human Services and the Employment Department in the direction and administration of the
 11 JOBS Plus Program **and the Wage Option Program** established under ORS 316.680, 411.877 to
 12 411.896 and 657.925. The board shall have seven members, consisting of six representatives of the
 13 business community and one employed former recipient of temporary assistance for needy families,
 14 the food stamp program or the unemployment insurance program.

15 (2) The Governor shall appoint new members from nominees recommended by the board.

16 (3) Members appointed to the board shall serve terms of three years.

17 **SECTION 7.** ORS 411.888 is amended to read:

18 411.888. (1) Nominations for persons to fill scheduled vacancies must be made to the Governor
 19 not less than 30 days prior to the effective date of the vacancy. Nominations for persons to fill an
 20 unscheduled vacancy shall be made to the Governor not more than 30 days after the position be-
 21 comes vacant.

22 (2) The JOBS Plus Advisory Board shall select one of its members to serve as a chairperson for
 23 such terms and with duties and powers necessary for the performance of the functions of such office
 24 as the board determines. A majority of the members of the board constitutes a quorum for the
 25 transaction of business.

26 (3) The board shall meet at least once each quarter with the Director of Human Services and
 27 the Director of the Employment Department **or their designees**.

28 (4) The board shall report at least annually to the Governor and the Legislative Assembly on
 29 the status and progress of the JOBS Plus Program **and the Wage Option Program**. [*The chair-*
 30 *person of the board shall have the additional duty to work with and coordinate the local councils cre-*
 31 *ated in ORS 411.890.*]

32 **SECTION 8.** ORS 411.890 is amended to read:

33 411.890. A JOBS Plus Implementation Council [*shall*] **may** be established in service areas to be
 34 determined by the Director of Human Services to assist the JOBS Plus Advisory Board, the De-
 35 partment of Human Services and the Employment Department in the administration of the JOBS
 36 Plus Program **and the Wage Option Program** and to allow local flexibility in dealing with the
 37 particular needs of each county. [*Each council shall be primarily responsible for recruiting and en-*
 38 *couraging participation of employment providers in the county. Each council shall be composed of seven*
 39 *members who shall be appointed by the county commissioners in each county in the district. Council*
 40 *members shall be residents of the district in which they are appointed and shall serve four-year terms.*
 41 *Six members of the council shall be from the local business community. At least one member shall be*
 42 *a current or former recipient of the temporary assistance for needy families program, the food stamp*
 43 *program or the unemployment insurance program.*]

44 **SECTION 9.** ORS 411.892 is amended to read:

45 411.892. (1)(a) All employers, including public and private sector employers within the State of

1 Oregon, are eligible to participate in the JOBS Plus Program **and the Wage Option Program**. The
 2 Department of Human Services or Employment Department, as appropriate, shall adopt by rule a
 3 method to disqualify employers from participating in the program. No employer is required to par-
 4 ticipate in the JOBS Plus Program **or the Wage Option Program**. In the event that there are
 5 unassigned participants whom no employer desires to utilize, the participants may be assigned to
 6 work for a public agency.

7 (b) The maximum number of program participants that any employer is authorized to receive at
 8 any one time may not exceed 10 percent of the total number of the employer's employees. However,
 9 each employer may receive one participant. The Director of Human Services or Director of the
 10 Employment Department, as appropriate, may waive the limit in special circumstances.

11 (c) The Department of Human Services or Employment Department, as appropriate, by rule shall
 12 establish criteria for excluding employers from participation for failure to abide by program re-
 13 quirements, showing a pattern of terminating participants prior to the completion of training or
 14 other demonstrated unwillingness to comply with the stated intent of the program.

15 (2) The Department of Human Services or Employment Department, as appropriate, shall ensure
 16 that jobs made available to program participants:

17 [(a) Do not require work in excess of 40 hours per week;]

18 [(b)] (a) Are in conformity with section 3304(a)(5) of the Federal Unemployment Tax Act;

19 [(c)] (b) Are not used to displace regular employees or to fill unfilled positions previously es-
 20 tablished; and

21 [(d)] (c) Do not pay a wage that is substantially less than the wage paid for similar jobs in the
 22 local economy with appropriate adjustments for experience and training.

23 [(3)(a)] (3) Eligibility for the program shall be limited to residents who are:

24 [(A)] (a) Adults and caretaker relatives who are receiving temporary assistance for needy fam-
 25 ilies benefits;

26 [(B)] (b) Adult food stamp program recipients except as described in subsection (5)(b) of this
 27 section;

28 [(C)] (c) Unemployment compensation recipients; and

29 [(D)] (d) Unemployed noncaretaker parents of children who are receiving temporary assistance
 30 for needy families benefits.

31 [(b) In addition to those residents eligible for the program under paragraph (a) of this subsection,
 32 additional residents who are seeking employment may be eligible for the program if there are
 33 legislatively allocated funds available from the savings attributable to the program in the Unemploy-
 34 ment Compensation Trust Fund or in the temporary assistance for needy families budget of the De-
 35 partment of Human Services.]

36 (4)(a) Individuals desiring work through the program shall contact the nearest Department of
 37 Human Services office serving the county in which they reside if they are temporary assistance for
 38 needy families program or food stamp program applicants or recipients or noncustodial parents of
 39 individuals receiving temporary assistance for needy families. Unemployment insurance applicants
 40 or recipients or others seeking employment may gain access to the program through their local
 41 Employment Department office **or the local one-stop operator or other provider under contract**
 42 **with the Employment Department to provide program services.**

43 (b) [With the assistance of the local JOBS Plus Implementation Councils and the JOBS Plus Ad-
 44 visory Board,] The Department of Human Services shall develop a job inventory of sufficient size to
 45 accommodate all of the participants who desire to work in the program. In consultation with the

1 participant, the department shall try to match the profile of each participant with the needs of an
2 employer when assigning a participant to work with the employer.

3 (c) Either the employer or the participant may terminate the assignment by contacting the ap-
4 propriate Department of Human Services or Employment Department office **or the appropriate**
5 **one-stop operator or program services provider**. In such event, the Department of Human Ser-
6 vices [*or*], Employment Department, **one-stop operator or program services provider** shall reas-
7 sess the needs of the participant and assign the participant to another JOBS Plus Program **or Wage**
8 **Option Program** placement or another job opportunity and basic skills program component and, at
9 the employer's request, provide the employer with another participant.

10 (d)(A) Subject to ORS 657.925 [(6)(d)] **(6)(e)**, if after four months in a placement, a participant
11 has not been hired for an unsubsidized position, the employer shall allow the worker to undertake
12 eight hours of job search per week. Participating employers shall consider such time as hours
13 worked for the purposes of paying wages.

14 (B) Subject to ORS 657.925 [(6)(d)] **(6)(e)**, if after six months in a placement, a participant has
15 not been hired for an unsubsidized position, the placement shall be terminated, and the caseworker
16 shall reassess the participant's employment development plan.

17 (e) The Department of Human Services may pay placement and barrier removal payments to
18 temporary assistance for needy families and food stamp program participants as necessary to enable
19 participation in the JOBS Plus Program.

20 (f) The Department of Human Services shall accept eligible volunteers into the program prior
21 to mandating program participation by eligible persons.

22 (5)(a) Assignment of participants to available jobs shall be based on a preference schedule de-
23 veloped by the Department of Human Services and the Employment Department. Any temporary
24 assistance for needy families recipient or food stamp recipient may volunteer for the program.

25 (b) The following individuals may not be required to participate in the program:

26 (A) Temporary assistance for needy families and food stamp recipients who are eligible for
27 Supplemental Security Income benefits or other ongoing state or federal maintenance benefits based
28 on age or disability.

29 (B) Food stamp applicants or recipients who are employed full-time or are college students eli-
30 gible for food stamps and enrolled full-time in a community college or an institution of higher edu-
31 cation, or enrolled half-time in a community college or an institution of higher education and
32 working at least 20 hours per week.

33 (C) Teenage parents who remain in high school if progressing toward a diploma. Teenage par-
34 ents not in school are eligible for the JOBS Plus Program.

35 (c) The Department of Human Services shall provide life skills classes and opportunities to
36 achieve General Educational Development (GED) certificates to appropriate participants in con-
37 junction with working in the JOBS Plus Program **or the Wage Option Program**.

38 (d) Temporary assistance for needy families and food stamp benefits shall be suspended at the
39 end of the calendar month in which an employer makes the first wage payment to a participant who
40 is a custodial parent in a family that receives temporary assistance for needy families or to any
41 adult member of a household receiving food stamp benefits. Failure of the participant to cooperate
42 with the requirements of the JOBS Plus Program may result in the participant's removal, in ac-
43 cordance with rules adopted by the Department of Human Services, from the JOBS Plus Program
44 and suspension of the participant's temporary assistance for needy families grant and food stamp
45 benefits. A temporary assistance for needy families and food stamp benefits recipient who has been

1 removed from the program for failing to cooperate shall be eligible to reapply to participate in the
 2 program and shall have eligibility for program services determined without regard to the length of
 3 time the person was not participating following removal.

4 (6)(a) Employers shall pay all participating individuals at least the hourly rate of the Oregon
 5 minimum wage.

6 (b) Sick leave, holiday and vacation absences shall conform to the individual employer's rules
 7 for temporary employees.

8 (c) Group health insurance benefits shall be provided by the employer to program participants
 9 if, and to the extent that, state or federal law requires the employer to provide such benefits.

10 (d) All persons participating in the JOBS Plus Program **or the Wage Option Program** shall
 11 be considered to be temporary employees of the individual employer providing the work and shall
 12 be entitled only to benefits required by state or federal law.

13 (e) Employers shall provide workers' compensation coverage for each JOBS Plus Program **or**
 14 **Wage Option Program** participant.

15 (7) In the event that the net monthly full-time wage paid to a participant would be less than the
 16 level of income from the temporary assistance for needy families program and the food stamp benefit
 17 amount equivalent that the participant would otherwise receive, the Department of Human Services
 18 shall determine and pay a supplemental payment as necessary to provide the participant with that
 19 level of net income. The department shall determine and pay in advance supplemental payments to
 20 participants on a monthly basis as necessary to ensure equivalent net program wages. Participants
 21 shall be compensated only for time worked.

22 (8) In addition to and not in lieu of the payments provided for under subsections (6) and (7) of
 23 this section, participants shall be entitled to retain the full child support payments collected by the
 24 Department of Justice.

25 (9) Program participants who are eligible for federally and state funded medical assistance at
 26 the time they enter the program shall remain eligible as long as they continue to participate in the
 27 program. In conformity with existing state day care program regulations, child day care shall be
 28 provided for all program participants who require it.

29 (10) JOBS Plus Program **and Wage Option Program** employers shall:

30 (a) Endeavor to make JOBS Plus Program **and Wage Option Program** placements positive
 31 learning and training experiences;

32 (b) Maintain health, safety and working conditions at or above levels generally acceptable in the
 33 industry and no less than that of comparable jobs of the employer;

34 (c) Provide on-the-job training to the degree necessary for the participants to perform their du-
 35 ties;

36 (d) Recruit volunteer mentors from among their regular employees to assist the participants in
 37 becoming oriented to work and the workplace; and

38 (e) Sign an agreement to abide by all requirements of the program, including the requirement
 39 that the program not supplant existing jobs. All agreements shall include provisions noting the em-
 40 ployer's responsibility to repay reimbursements in the event the employer violates program rules.
 41 When a professional placement service, professional employment organization or temporary employ-
 42 ment agency is acting as an employer pursuant to subsection (14) of this section, agreements under
 43 this paragraph shall require a three-party agreement between the professional placement service,
 44 professional employment organization or temporary employment agency, the organization where the
 45 participant has been placed to perform services and the State of Oregon. The three-party agreement

1 shall include provisions requiring that all JOBS Plus **Program and Wage Option Program** re-
 2 imbursements received by the professional placement service, professional employment organization
 3 or temporary employment agency be credited to the organization where the participant has been
 4 placed to perform services.

5 (11) Program participant wages shall be subject to federal and state income taxes, Social Secu-
 6 rity taxes and unemployment insurance tax or reimbursement as applicable under ORS chapter 657,
 7 which shall be withheld and paid in accordance with state and federal law. Supplemental payments
 8 made pursuant to subsection (7) of this section shall not be subject to state income taxes under ORS
 9 chapter 316 and, to the extent allowed by federal law, shall not be subject to federal income taxes
 10 and Social Security taxes.

11 (12)(a)(A) The Department of Human Services shall reimburse employers for the employers'
 12 share of Social Security, unemployment insurance and workers' compensation premiums paid on be-
 13 half of program participants, other than those who are unemployment insurance claimants, referred
 14 to the employer by the Department of Human Services, as well as the minimum wage earnings paid
 15 by the employer to program participants referred to the employer by the Department of Human
 16 Services.

17 (B) The Employment Department shall reimburse employers [~~\$5~~] **between \$4 and \$8** per hour
 18 paid by the employer as earnings to [*JOBS Plus*] **Wage Option** Program participants, who are un-
 19 employment insurance claimants and are referred to the employer by **a local program services**
 20 **provider under contract with** the Employment Department. **However, the reimbursement**
 21 **amount may not exceed 75 percent of the hourly wage paid by the employer to the claimant.**
 22 **The local program services provider shall determine the reimbursement amount and the**
 23 **duration of the reimbursement, from 8 to 16 weeks, based on the claimant's training needs**
 24 **and the employer's needs.**

25 (b) **Contracts for placement services or placement services provided directly by the Em-**
 26 **ployment Department must restrict placement reimbursements to the following average**
 27 **amounts:**

28 (A) **The average reimbursement amount must not exceed \$6 per hour over each calendar**
 29 **year.**

30 (B) **The average duration of reimbursement must be a term of weeks over each calendar**
 31 **year determined by the Employment Department to make the average cost of the claims of**
 32 **participants in the Wage Option Program no greater than the average cost of the partic-**
 33 **ipants' claims if the Work Option Program did not exist.**

34 [(b)] (c) If the Department of Human Services or Employment Department finds that an employer
 35 has violated any of the rules of the JOBS Plus Program **or the Wage Option Program**, the ap-
 36 propriate department:

37 (A) Shall withhold any amounts due to employers under paragraph (a) of this subsection.

38 (B) May seek repayment of any amounts paid to employers under paragraph (a) of this sub-
 39 section.

40 (13) Subject to ORS 657.925 [(6)(d)] **(6)(e)**, for unemployment insurance claimants participating
 41 in the [*JOBS Plus*] **Wage Option** Program[:],

42 [(a) *If after nine weeks in a placement, a participant has not been hired for an unsubsidized posi-*
 43 *tion, the employer shall allow the worker to undertake up to five hours of job search per week.*] **if the**
 44 **participant has not been hired for an unsubsidized position when three weeks of a placement**
 45 **remain, the employer shall allow the worker to undertake up to four hours of job search per**

1 **week.** Participating employers shall consider this time as hours worked for the purposes of paying
 2 wages.

3 *[(b) If after 13 weeks in a placement, a participant has not been hired for an unsubsidized position,*
 4 *the employer shall terminate the placement and the Employment Department shall assess the partic-*
 5 *ipant's employment development plan.]*

6 (14) For purposes of this section, "employer" shall include professional placement services, pro-
 7 fessional employment organizations and temporary employment agencies.

8 **SECTION 10.** During the period from January 1, 2010, through January 1, 2012, the Di-
 9 rector of the Employment Department may use unemployment modernization incentive
 10 payments received pursuant to the American Recovery and Reinvestment Act of 2009 (P.L.
 11 111-5) as needed for purposes of implementing the Wage Option Program created under ORS
 12 657.925.

13 **SECTION 11.** ORS 411.894 is repealed.

14 **SECTION 12.** Notwithstanding ORS 411.894:

15 (1) On or after the effective date of this 2009 Act, employers shall make no contributions
 16 into participants' individual education accounts under ORS 411.894 (1) and no contributions
 17 from employers may be accepted.

18 (2) A participant eligible for access to education benefits from an individual education
 19 account under ORS 411.894 must use the account balance by the earlier of the time limitation
 20 under ORS 411.894 (2)(b) or January 1, 2015.

21 (3) Interest shall be transferred as provided in ORS 411.894 (3) until January 1, 2015. On
 22 January 1, 2015, all unexpended or unobligated moneys remaining in the Oregon JOBS Indi-
 23 vidual Education Account or an individual education account shall be transferred to the
 24 Oregon Student Assistance Commission for the Oregon Opportunity Grant program.

25 **SECTION 13.** The repeal of ORS 411.894 by section 11 of this 2009 Act becomes operative
 26 on January 2, 2015.

27 **SECTION 14.** This 2009 Act being necessary for the immediate preservation of the public
 28 peace, health and safety, an emergency is declared to exist, and this 2009 Act takes effect
 29 on its passage.

30