

**75th OREGON LEGISLATIVE ASSEMBLY - 2010 Special Session**  
**STAFF MEASURE SUMMARY**  
**Senate Committee on Commerce and Workforce Development**

**MEASURE: SB 989**  
**CARRIER: Sen. Rosenbaum**

**REVENUE: No revenue impact**

**FISCAL: No fiscal impact**

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**Action:** Do Pass  
**Vote:** 3 - 2 - 0  
**Yeas:** Monroe, Prozanski, Rosenbaum  
**Nays:** George, Telfer  
**Exc.:** -  
**Prepared By:** Jim Stembridge, Administrator  
**Meeting Dates:** 2/8

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**WHAT THE MEASURE DOES:** Eliminates requirement that both issue of representation by labor organization and issue of designation of organization as exclusive representative be placed on ballot for representation elections for faculty of Oregon University System (OUS) members.

**ISSUES DISCUSSED:**

- Treatment of ballots in non-OUS education labor-representation elections
- Examples of confusion with two-part ballot
- Logic of two-part ballot
- Situations where there may be only a single representation candidate organization
- Procedures used by the Employment Relations Board

**EFFECT OF COMMITTEE AMENDMENT:** No amendment.

**BACKGROUND:** Currently, when faculty of an Oregon University System (OUS) institution wishes to consider organized representation for collective bargaining, the Employment Relations Board (ERB) is required to place on a ballot those labor organizations designated by more than ten percent of the employees in the prospective bargaining unit. Once the issue of eligible representing organizations is determined, two issues are placed on the ballot: 1) for or against representation, and 2) the labor organization to do the representing. If a majority of votes are cast against representation, ERB certifies no representative for the unit. If the majority votes for representation, however, ERB determines which labor organization has received the most votes and designates that organization as the bargaining unit's representative. Voters are expected to choose a representative organization, even if they voted "no" on representation. Voters must vote on representation in order for their choice of representation to be counted. Confusion results in void ballots.

In other education labor-representation elections, all choices are listed on a single ballot, with a second runoff election among the top two vote-getters, if necessary, until a single choice has a majority vote.

SB 989 removes the requirement that both issues be shown separately on the same ballot.

2/10/2010 10:21:00 AM

***This summary has not been adopted or officially endorsed by action of the committee.***

Committee Services Form – 2009 Regular Session