

House Bill 3082

Sponsored by Representative HUNT

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**.

Authorizes common school district, union high school district or education service district that is self-insured or that has independent health insurance trust to provide or contract for employee benefit plan other than plan provided by Oregon Educators Benefit Board. Allows other specified district that has participated in plan provided and administered by board to opt out of plan.

A BILL FOR AN ACT

1
2 Relating to benefit plans provided by districts; amending ORS 243.886.

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

4 **SECTION 1.** ORS 243.886 is amended to read:

5 243.886. (1) Except as provided in subsections (2) and (3) of this section:

6 (a) A district may not provide or contract for a benefit plan unless the benefit plan is provided
7 and administered by the Oregon Educators Benefit Board under ORS 243.860 to 243.886; and

8 (b) Eligible employees of a district may participate only in benefit plans provided and adminis-
9 tered by the board.

10 (2)(a) Except for community college districts, a district that [*was self-insured before January 1,*
11 *2007, or a district that had an independent health insurance trust established and functioning before*
12 *January 1, 2007,*] **is self-insured or has an independent health insurance trust** may provide or
13 contract for benefit plans other than benefit plans provided and administered by the board if the
14 premiums for the benefit plans provided or contracted for by the district are equal to or less than
15 the premiums for comparable benefit plans provided and administered by the board.

16 (b) A community college district may provide or contract for benefit plans other than benefit
17 plans provided and administered by the board.

18 (c) In accordance with procedures adopted by the board to extend benefit plan coverage under
19 ORS 243.864 to 243.874 to eligible employees of a self-insured district, a district with an independent
20 health insurance trust or a community college district, these districts may choose to offer benefit
21 plans that are provided and administered by the board. [*Once employees of a district participate in*
22 *benefit plans provided and administered by the board, the district may not thereafter provide or con-*
23 *tract for benefit plans other than those provided and administered by the board.*]

24 (3)(a) A district that has not offered benefit plans provided and administered by the board before
25 June 23, 2009, may provide or contract for benefit plans other than benefit plans provided and ad-
26 ministered by the board if the premiums for the benefit plans provided or contracted for by the
27 district are equal to or less than the premiums for comparable benefit plans provided and adminis-
28 tered by the board. [*Once employees of a district or an employee group within a district participates*
29 *in benefit plans provided and administered by the board, the district may not thereafter provide or*
30 *contract for benefit plans for those employees or employee groups other than those provided and ad-*

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 *ministered by the board.]*

2 (b) To maintain the exception created in this subsection, the board must perform an actuarial
3 analysis of the district at least once every two years. If requested by the district or a labor organ-
4 ization representing eligible employees of the district, the board shall perform the actuarial analysis
5 annually.

6 (c) As used in this subsection, "district" does not include a community college district.

7 (4) Nothing in ORS 243.860 to 243.886 may be construed to expand or contract collective bar-
8 gaining rights or collective bargaining obligations.

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