
MEMORANDUM

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To: *General Government Subcommittee*

From: *John Borden, Legislative Fiscal Office*
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Date: *March 12, 2013*

Subject: *Employment Relations Board – HB 5010 – Budget Presentation*

The budget for the Employment Relations Board is scheduled to begin public hearings on March 12th. Public testimony is also scheduled for this day.

The Subcommittee is schedule to have a Work Session on budget note (see Budget Note #3 below).

Materials for the hearing(s) are available through the Oregon Legislative Information System (OLIS) and include the following:

1. Agenda(s)
2. LFO Memorandum [this document]
3. HB 5010_LFO Budget Review_ERB
4. HB 5010_ERB Budget Presentation
5. HB 5010_ERB Governor's Budget document
6. HB 5010_CFO Presentation
7. Budget Note Report
8. HB 5010_ERB State Assessment FAQ

Additional information, including past budget notes and audits for the current biennium are noted below.

2011-13 Budget Notes

Budget Note #1 [SB 5510 (2011)]:

The Governor's Office is requested to convene a workgroup on the Employment Relations Board to develop options and make recommendations to the Joint Committee on Way and Means and the appropriate policy committee at the beginning of the February 2012 Legislative Session on the following:

- (a) Agency wide process improvements;
- (b) Improved timely disposition of cases;
- (c) Limiting the filing of frivolous actions;

- (d) Management input into nominations to the Employment Relations Board;
- (e) An assessment-based model to fund services provided to local governmental entities and its employees.

The workgroup shall be equally represented by management and labor and include a representative from each of the following entities: League of Oregon Cities; Oregon Education Association; Association of Oregon Counties; American Federation of State, County, and Municipal Employees; Special districts; Oregon State Firefighter Council; Oregon School Boards Association; American Federation of Teachers; Portland Public Schools; Confederation of Oregon School Administrators, and the Oregon School Employees Association.

Budget Note #2 [SB 5510 (2011)]:

As a contingency, the Employment Relations Board is to develop a budget plan for the second fiscal year of the biennium that is based exclusively on providing services to those entities that provide funding to the Board. The budget plan is to be submitted to the 2012 Legislative Session.

Budget Note #3 [SB 5701 (2012)]:

The Employment Relations Board is directed to undertake the following items and then report to the appropriate policy committee and the Joint Committee on Ways and Means during the 2013 legislative session:

- Review its administrative processes and procedures and make any necessary changes to improve the timely disposition of hearing and mediation cases;
- Propose to the 2013 Legislature an expedited hearings process as well as any statutory changes that will improve the timely disposition of its hearing and mediation cases;
- Conduct a review of recent opinions issued by the Board and its administrative law judges to evaluate the quality of opinions issued and how they can be improved upon; and
- Report on the number of frivolous claims received and recommendations for reducing the number of any such claims.

2011-13 Emergency Board Actions

- None

2012 Legislative Actions

- SB 5701 (2012) – The Legislature appropriated \$1 million General Fund to support local government services in the second year of the biennium.

2011-13 Audits

- None

Please let me know if you need any additional information.

Thank you.