

**REVENUE:** No revenue impact

**FISCAL:** Fiscal statement issued

---

**Action:** Do Pass with Amendments to the A-Engrossed Measure. (Printed B-Engrossed)

**Vote:** 3 - 2 - 0

**Yeas:** Beyer, Burdick, Rosenbaum

**Nays:** Ferrioli, Starr

**Exc.:** 0

**Prepared By:** Lori Brocker, Administrator

**Meeting Dates:** 6/26, 6/27

---

**WHAT THE MEASURE DOES:** Modifies definition of “supervisory employee” for purposes of public employee collective bargaining law. Specifies public employee prohibited from striking who merely assigns, transfers, or directs work of another, and does not have authority to impose economic discipline on employees, is not supervisory employee. Specifies that certain nurses are not considered supervisory employees. Specifies employees of police departments in cities with less than 14,000 in population are not included in measure. Declares emergency, effective on passage.

**ISSUES DISCUSSED:**

- Treatment of nurses within definition of “supervisory employee”
- Definitions within National Labor Relations Act
- Number of cities affected by amendments
- Amendments

**EFFECT OF COMMITTEE AMENDMENT:** Specifies that modification of definition of “supervisory employee” does not apply to employees of police departments in cities with populations of less than 14,000. Adds emergency clause.

**BACKGROUND:** The Public Employee Collective Bargaining Act (PECBA), enacted in 1973, codifies laws governing employment relations and public employers and employees in state, counties, cities, school districts, transportation districts, and other local governments, as well as private employees not subject to the jurisdiction of the National Labor Relations Board. Employees who are covered under PECBA, and who are prohibited by law from organizing, include elected officials, persons appointed to serve on boards or commissions, certain incarcerated persons, or persons who are confidential employees, managerial employees, or supervisory employees.

House Bill 2418B modifies the definition of supervisory employees to exclude deputy district attorneys, 9-1-1 operators, employees of the Oregon Youth Authority who have custody, control or supervision of youth offenders, firefighters, guards at correctional institutions or mental hospitals, parole and probation officers and police officers. The measure specifies that these employees who merely assign, transfer, or direct the work of another and do not have authority to impose economic discipline on other employees qualify for exclusion as a supervisory employee. The definition change does not apply to employees in police departments in cities with populations under 14,000.