

# Enrolled House Bill 2152

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of House Interim Committee on Higher Education)

CHAPTER .....

AN ACT

Relating to higher education employees; creating new provisions; amending ORS 351.708; and declaring an emergency.

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

**SECTION 1.** ORS 351.708 is amended to read:

351.708. (1) **As used in this section, “employee group” means each category of employee employed by a public institution of higher education, including at least categories for:**

- (a) **Administrative or management employees;**
- (b) **Faculty employees; and**
- (c) **Classified or professional nonfaculty employees.**

(2) *[The State Board of Education and]* The State Board of Higher Education shall establish baselines and conduct **an annual** *[reviews]* **review** of each *[public institution of higher education]* **public university listed in ORS 352.002** with respect to the employment of *[full-time faculty and of faculty working less than full-time]* **all employee groups**. Each *[public institution of higher education]* **public university** shall provide the necessary data for the board’s report prior to September 1 of each year. **The board shall use data available from a national post-secondary data collection system within the United States Department of Education.** The *[boards]* **board** shall report the results of the reviews to the Legislative Assembly and the Governor’s office prior to *[October]* **December 1** of each year.

(3) **The Department of Community Colleges and Workforce Development shall determine definitions and data that will be used for annual reviews and conduct an annual review of each community college district with respect to the employment of all employee groups. The department shall use data available from a national post-secondary data collection system within the United States Department of Education. The department shall report the results of the reviews to the Legislative Assembly and the Governor before December 1 of each year.**

(4) *[The reviews shall]* **An annual review under this section must include:**

*[(1)]* (a) Examination of data related to the ratio of *[courses taught]* **instruction provided** by the following faculty categories:

- [(a)]* (A) Full-time faculty;
  - [(b)]* (B) Part-time faculty; and
  - [(c)]* (C) Graduate assistants[;].
- [(2)]* (b) The pay differential for the faculty categories[; and].
- (c) **The average contracted wages for each employee group.**

(d) The number of employees in each employee group within a public university or community college district, and a ratio of the number of employees in each employee group to the number of students enrolled in the university or district, both full-time and part-time.

[(3)] (e) The health care and other benefits provided for each faculty category.

(f) A recommendation on whether a different method of data tracking would improve the ability of the Legislative Assembly to obtain the most precise and relevant data on staffing ratios without placing undue financial burdens on public universities and community colleges.

**SECTION 2.** The first report from the Department of Community Colleges and Workforce Development as required by the amendments to ORS 351.708 by section 1 of this 2013 Act shall be submitted no later than December 1, 2013.

**SECTION 3.** Not later than July 1 of each year, the State Board of Higher Education shall report to the Legislative Assembly in the manner provided by ORS 192.245:

(1) For each public university listed in ORS 352.002, the number of employees and the number of full-time equivalent employees of the university in the following categories:

(a) Supervisory employees, as defined in ORS 243.650 (23), who supervise classified employees covered by a collective bargaining agreement;

(b) Full-time faculty;

(c) Part-time faculty; and

(d) Classified employees.

(2) The number of supervisory employees as defined in ORS 243.650 (23) and the number of nonsupervisory employees in the office of the Chancellor of the Oregon University System.

(3) A recommendation on whether a different method of data tracking would improve the ability of the Legislative Assembly to obtain the most precise and relevant data on staffing ratios without placing undue financial burdens on public universities.

**SECTION 4.** The first report from the State Board of Higher Education required by section 3 of this 2013 Act shall be submitted no later than December 1, 2013.

**SECTION 5.** This 2013 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2013 Act takes effect on its passage.

**Passed by House June 28, 2013**

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Ramona J. Line, Chief Clerk of House

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Tina Kotek, Speaker of House

**Passed by Senate July 6, 2013**

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Peter Courtney, President of Senate

**Received by Governor:**

.....M,....., 2013

**Approved:**

.....M,....., 2013

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John Kitzhaber, Governor

**Filed in Office of Secretary of State:**

.....M,....., 2013

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Kate Brown, Secretary of State