

**STAFF MEASURE SUMMARY****House Committee On Business and Labor****Fiscal:** Fiscal impact issued**Revenue:** No Revenue Impact**Action Date:** 04/01/15**Action:** Do Pass As Amended, Be Printed Engrossed, And Bill Be Referred To Ways And Means.**Meeting Dates:** 03/11, 04/01**Vote:**

Yeas: 8 - Barreto, Barton, Doherty, Esquivel, Holvey, Kennemer, Nosse, Weidner

Exc: 3 - Evans, Fagan, Heard

**Prepared By:** Jan Nordlund, Committee Administrator**WHAT THE MEASURE DOES:**

Directs Commissioner of Bureau of Labor and Industries to publish poster regarding rights of independent contractors and employees who perform live entertainment. Directs Commissioner to operate toll-free hotline to receive inquiries and complaints from live entertainment employees. Requires operator of live entertainment facility to display poster.

**ISSUES DISCUSSED:**

- Occurrence of sex trafficking in Oregon
- Harm to entertainers from poorly maintained venues
- Workers' compensation coverage for independent contractors
- Complaint-driven inspection of facilities by Oregon Occupational Safety and Health Division
- Classification of live entertainers as employees or independent contractors
- Reluctance of entertainers to complain about working conditions or treatment

**EFFECT OF COMMITTEE AMENDMENT:**

Provides definition for live entertainment and live entertainment facility. Specifies that hotline can be staffed by person who has background in operation of crisis line. Allows hotline caller to remain anonymous and allows caller to request that inquiry or complaint remain confidential.

**BACKGROUND:**

Live entertainers working in Oregon include, but are not limited to, dancers, musicians, comedians, actors, and athletes. Entertainers working as independent contractors are particularly reluctant to complain about working conditions or unlawful practices occurring in the venues due to a lack of whistleblower protections. House Bill 3059-A directs the Bureau of Labor and Industries (BOLI) to maintain a telephone hotline to receive inquiries and complaints by live entertainers. Information received through the hotline may be shared, if anonymity or confidentiality is not requested, with the Interagency Compliance Network, law enforcement agencies, or other agencies designated by BOLI. In addition, the measure requires BOLI to publish a poster that lists the hotline telephone number, the services offered by the hotline, and a summary of the rights of independent contractors and employees who are live entertainers. The operators of live entertainment facilities will be required to display the poster.