

SENATE AMENDMENTS TO HOUSE BILL 2544

By COMMITTEE ON WORKFORCE

June 9

1 On page 1 of the printed bill, delete lines 5 through 30.

2 On page 2, delete lines 1 and 2 and insert:

3 “**SECTION 1.** ORS 243.698 is amended to read:

4 “243.698. (1) When the employer is obligated to bargain over employment relations during the
5 term of a collective bargaining agreement and the exclusive representative demands to bargain, the
6 bargaining may not, without the consent of both parties and provided the parties have negotiated
7 in good faith, continue past 90 calendar days after the date the notification specified in subsection
8 (2) of this section is received.

9 “(2) The employer shall notify the exclusive representative in writing of anticipated changes
10 that impose a duty to bargain. **Such notice may not be given:**

11 “(a) **For a collective bargaining agreement with a term of less than two years, within 60**
12 **days after the ratification date of the most recent collective bargaining agreement or 60 days**
13 **prior to the expiration date of the collective bargaining agreement.**

14 “(b) **For a collective bargaining agreement with a term of two years or more, within 180**
15 **days after the ratification date of the most recent collective bargaining agreement or 180**
16 **days prior to the expiration date of the collective bargaining agreement.**

17 “(3) Within 14 calendar days after the employer’s notification of anticipated changes specified
18 in subsection (2) of this section is sent, the exclusive representative may file a demand to bargain
19 **with the employer and the Employment Relations Board.** If a demand to bargain is not filed
20 within 14 days of the notice, the exclusive representative waives its right to bargain over the change
21 or the impact of the change identified in the notice.

22 “(4) **If no agreement is reached within 30 days of the exclusive representative’s demand**
23 **to bargain, the Employment Relations Board shall assign a mediator to meet with the parties**
24 **during the following 45-day period.**

25 “[~~(4)~~] (5) The expedited bargaining process shall cease 90 calendar days after the written notice
26 described in subsection (2) of this section is sent, and the employer may implement the proposed
27 changes without further obligations to bargain. [*At any time during the 90-day period, the parties*
28 *jointly may agree to mediation, but that mediation shall not*] **Mediation may** continue past the 90-day
29 period from the date the notification specified in subsection (2) of this section is sent **with mutual**
30 **agreement of the parties.** Neither party may seek binding arbitration during the 90-day period.”

31