No fiscal impact Indeterminate Impact x Fiscal Impact

Preparer Name/Title: Laura Bastlen, DHS Sr Budget Analyst

Preparer Phone #: 503-947-2311

Date Submitted: 2-3-2016

## Effect on Expenditure (by Fund and Category):

|                       | Gene | ral Fund | Lotter | y Funds | Other | r Funds | Federa | al Funds | NL Othe | er Funds | NL Fede | ral Fundş   | TO. | TAL FUN | 1DS  |
|-----------------------|------|----------|--------|---------|-------|---------|--------|----------|---------|----------|---------|-------------|-----|---------|------|
| 2015-17 Biennium      |      |          |        |         |       |         |        |          |         |          |         |             |     |         |      |
| Personal Services     | \$   | 540      | \$     | 5.000   | \$    |         | \$     | *        | \$      | 1 1= 1   | \$      | -           | \$  |         | 399  |
| Services and Supplies | \$   | 560      | \$     | 500     | \$    | 16      | \$     | *        | 5       | 1        | \$      | -           | \$  |         |      |
| Special Payments      | \$   | (10)     | \$     | 200     | \$    | -       | \$     |          | 5       | 100      | \$      |             | \$  |         | 100  |
| Capital Outlay        | \$   | 0.00     | \$     | 5.46    | \$    |         | \$     |          | \$      |          | \$      | -9          | \$  |         |      |
| Capital Construction  | \$   | 3.60     | \$     |         | \$    |         | S      |          | \$      |          | \$      | -           | \$  |         | 150  |
| Debt Service          | \$   |          | \$     |         | \$    |         | \$     | *        | \$      | 15.      | \$      | <u>====</u> | \$  |         | 17.0 |
| Total                 | \$   | -        | \$     |         | \$    |         | \$     |          | \$      |          | \$      | -           | \$  |         | 128  |

|                       | General Fund |           | Lottery Funds |       | Other Funds |    | Fe | deral Funds | NL Oth | er Funds | NL Fede | ral Funds | TOTAL FUNDS |            |  |
|-----------------------|--------------|-----------|---------------|-------|-------------|----|----|-------------|--------|----------|---------|-----------|-------------|------------|--|
| 2017-19 Biennium      |              |           |               |       |             |    |    |             |        |          |         |           |             |            |  |
| Personal Services     | \$           |           | \$            |       | \$          | 4  | \$ | -           | \$     | -        | \$      |           | \$          | 200 E      |  |
| Services and Supplies | \$           |           | \$            |       | \$          |    | \$ | 2           | \$     |          | \$      |           | \$          | 100        |  |
| Special Payments      | \$           | 7,195,612 | \$            |       | \$          | 14 | \$ | 14,474,626  | \$     | -        | S       | *         | \$          | 21,670,238 |  |
| Capital Outlay        | \$           | · ·       | \$            |       | \$          | 4  | \$ | 2           | \$     |          | S       | 583       | \$          | 10- 0 100  |  |
| Capital Construction  | \$           |           | \$            |       | \$          | -  | \$ | 2           | \$     | =        | S       | 828       | \$          | 392        |  |
| Debt Service          | \$           |           | \$            |       | \$          |    | S  |             | \$     | 1        | \$      | (*)       | \$          | 10-2       |  |
| Tota                  | \$           | 7,195,612 | \$            | (0.0) | \$          |    | \$ | 14,474,626  | \$     |          | \$      | •         | \$          | 21,670,238 |  |

## Effect on Revenues (by Fund):

|                  | Ge | neral Fund | Lotte | ery Funds | Oti | her Funds | Fe | deral Funds | NL Othe | er Funds | NL Fed | deral Funds | TOTAL FUNDS   |
|------------------|----|------------|-------|-----------|-----|-----------|----|-------------|---------|----------|--------|-------------|---------------|
| 2015-17 Biennium | \$ | -          | \$    | 922       | \$  | 160       | \$ | ×           | \$      | -3       | \$     | •           | \$ -          |
| 2017-19 Biennium | \$ | 7,195,612  | \$    |           | \$  |           | \$ | 14,474,626  | \$      | 45       | \$     | -           | \$ 21,670,238 |

## Effect on Position(s) / FTE(s):

| Months o | f Impact | 2015-17        | 2015-17 | 2017-19        | 2017-19 |
|----------|----------|----------------|---------|----------------|---------|
| 2015-17  | 2017-19  | Position Count | FTE     | Position Count | FTE     |
| 2010 11  | 2011 10  | 0              | 0.00    | _0             | 0.00    |
| 6        | 24       |                |         |                |         |

Please complete detail Personal Services information using the DHS-OHA Position Pricing Model

The budgetary impact of this bill was reviewed and approved by the Interim Joint Committee on Ways and Means to be recommended to be included in the omnibus budget bill,

Yes x No

Does the proposal have a fiscal or revenue mandate effect on cities, counties, or special districts that triggers evaluation under section 15, Article XI of the Oregon Constitution?

## Written Analysis:

SB 1532-5: The Amendment proposes a tiered minimum wage structure that varies based on employee's work location in metropolitan area and those outside of metro area. It removes minimum wage differences based on the number of workers employed by the entity or business (25 employees is the threshold). Specific wage amounts have been provided in the bill. The Amendment also establishes minimum wage adjustment process. The Amendment removes the mandate that employers pay \$0.01 for each hour of work time that employee is gainfully employed to the Employment Department for the Wage Enforcement Fund established by the bill. The Amendment removes Minimum Wage Advisory Committee.

This amendment, as written, creates a 2017-2019 fiscal impact for Intellectual & Developmental Disabilities' providers or programs. I/DD funds providers through various models. Each model was analyzed to compare set funded hourly wages against the proposed minimum wage within this amendment. I/DD funded all staffing positions within the models above the proposed minimum wage for 2015-2017; therefore, there would be no fiscal impact for the remainder of 2015-2017. However, by July 1, 2017, increases to Direct Care Staff hourly wage will need to be increased. This also creates an increase with other areas that are tied to Direct Care Staff FTE; such as, OPE, Admin, Vacancy factor. The Fall 2015 forecast for 2017-2019 was assumed to project caseload growth. Current demographics were pulled to determine the percentage of services in the Portland Metro Area. The current average cost per case was applied as well as any approved policy changes that would alter the cost per case. For example, represented Adult Foster Care and DHS negotiated 2.5% COLAs on February 1, 2016 and February 1, 2017. Resulting in the base wage to increase from \$10.18 to \$10.69, this base rate was factored into the wage comparison for July 1, 2017-2018 and thereafter. The results of raising the minimum wage according to SB 1532-1 would create a fiscal impact, primarily in the Portland Metro Area.

Compression was not priced in this analysis; however, it is critical to point out that currently all funding for Direct Care Staff and other Staff employed by providers is above minimum wage. If an increase in minimum wage were to go in effect it is highly possible that providers of these services would demand an even higher wage than the new minimum wage; as well as adjust all other funded classifications within the funding models.

| 2017-2019 Fiscal Impact | GF          | FF |             | TF           |
|-------------------------|-------------|----|-------------|--------------|
| 17-19-PMA               | \$6,396,642 | \$ | 12,716,282  | \$18,496,423 |
| 17-19-OR, No PMA        | \$798,970   | •  | \$1,758,343 | \$2,557,313  |
|                         | \$7,195,612 | \$ | 14,474,626  | \$21,053,736 |

| SB 1532 - Amendment 5                        | Current | Proposed | Increase | -114 V p     | 11 200       | - Y        | Current  | Proposed  | increase |              |              |            |
|--|---------|----------|----------|--------------|--------------|------------|----------|-----------|----------|--------------|--------------|------------|
| Service                                      | Wage-OR | Wage -OR | OR       | General Fund | Federal Fund | Total Fund | Wage-PMA | Wage -PMA | PMA      | General Fund | Federal Fund | Total Fund |
| SESO - 24 Hour Residential Services - Adults | 63.9%   |          |          |              |              |            | 36,1%    |           |          |              |              |            |
| 7/1/2016 - 6/30/2017                         | \$13.54 | \$9.75   | 5 -      | \$ -         | \$           | \$         | \$ 13.54 | \$ 9.75   | \$ -     | \$ .         | \$ -         | \$ -       |
| 7/1/2017 - 6/30/2018                         | \$13.54 | \$10.25  | 5 -      | \$ -         | \$           | \$         | \$ 13.54 | \$ 11.25  | \$ -     | \$ -         | \$ -         | \$ -       |

From the Desk of Senator Tim Knopp

\_x\_No

| 7/1/2018 - 6/30/2019                         | \$13.54 | \$10.79 | S -     | 15 | 1/4     | Is |         | 15   |       |     | Is | 13 54 | 15 | 12.00 | 14    | - 1        | ¢        | - 1              | s    |                   | 14  |                      |
|--|---------|---------|---------|----|---------|----|---------|------|-------|-----|----|-------|----|-------|-------|------------|----------|------------------|------|-------------------|-----|----------------------|
| SE51-Supported Living Services - Adults      | 64.6%   |         |         |    |         |    |         | Ť    |       |     | 1  | 35,4% | Ť  | 12,00 | -     | +          | 4        | _                | 3    | -                 | 3   | *                    |
| 7/1/2016 - 6/30/2017                         | \$11.23 | \$9.75  | 5 -     | \$ | 6       | \$ |         | S    |       | _   | \$ | 11,23 | Ś  | 9.75  | Š.    | -          | ė        | _                | -    |                   | -   | _                    |
| 7/1/2017 - 6/30/2018                         | \$11.23 | \$10.25 | 5       | \$ | 22      | 5  | 3       | Š    |       |     | Š  | 11.23 | 5  | 11.25 | l '   |            | \$       | 6,025            | \$   | 12.250            | 3   | 40.00                |
| 7/1/2018 - 6/30/2019                         | \$11.23 | \$10.75 | 5       | 15 |         | s  |         | 5    |       |     | ě  |       | ś  |       |       |            |          |                  | \$   | 13,259<br>941,579 | \$  | 19,284               |
| SE142 - Kids Residential Services            | 68.6%   |         |         |    |         |    |         | Ť    |       |     | Y  | 31.4% | -  | 12.00 | 20    | -          | 3,       | +27,042          | 3    | 991,579           | 21  | 1,369,421            |
| 7/1/2016 - 5/30/2017                         | \$11.29 | \$9.75  | \$      | 5  | 5       | 5  |         | 5    | _     |     | \$ | 11.29 | Ś  | 9.75  | S     | -          | s        |                  | -    | _                 | -   | _                    |
| 7/1/2017 - 6/30/2018                         | \$11.29 | \$10.25 | \$ =    | s  | 8       | 5  | . 35    | 5    |       |     | 3  | 11.29 | Ś  | 11.25 | Ś     | 1          | ÷        | -                | 3    | 39                | \$  | *)                   |
| 7/1/2018 - 6/30/2019                         | \$11.29 | \$10.75 | \$ -    | s  |         | \$ | - 2     | 5    |       |     | s  | 11.29 | \$ |       |       | 71         | ə<br>d   | 134,907          | 3    | 706.000           | 1 3 |                      |
| SE54 - Employment Services-Day Services      | 59.2%   | -1/20-0 |         |    |         | 1  |         | 1    |       |     | -  | 40.8% | 7  | 12,00 | \$ U  | / <u>1</u> | ٠. د     | 134,907          | \$   | 296,899           | 5   | 431,807              |
| 7/1/2016 - 6/30/2017                         | \$11.23 | \$9.75  | \$ .    | 5  |         | s  | - 62    | Ś    |       |     | Ś  |       | \$ | 9,75  | \$ -  | -          | \$       | _                | 4    | _                 | -   |                      |
| 7/1/2017 - 6/30/2018                         | \$11.23 | \$10.25 | \$ -    | 15 | 1       | s  |         | Š    |       | 34  | Š  | 11.23 | Ś  | 11,25 | ١.    |            | \$<br>\$ | 7 422            | \$   | 46.004            | \$  | -                    |
| 7/1/2018 - 6/30/2019                         | \$11.23 | \$10.75 | 5 =     | 5  |         | Ś  | 1020    | Ś    |       | 9   | Ś  | 11.25 | \$ |       |       |            | -        | 7,422<br>285,743 |      | 16,334            | \$  | 23,756               |
| SES4 - Employment Services - Small Group     | 53.2%   |         |         | 1  |         |    |         | Ť    |       |     | -  | 46.8% | 3  | 12,00 | \$ U. | /3         | 2 2      | 285,743          | Ş    | 628,852           | Ś   | 914,595              |
| 7/1/2016 - 6/30/2017                         | \$11.23 | \$9.75  | 5       | Ś  | 3       | 5  |         | Ś    | _     |     | s  | 11.23 | \$ | 9.75  | \$ -  | +          | Ś        | _                | -    |                   | _   | _                    |
| 7/1/2017 - 6/30/2018                         | \$11.23 | \$10.25 | \$ -    | \$ |         | Ś  |         | 5    |       | 8   | č  | 11.23 | Ś  |       | \$ 0. | - 11       | ş<br>Ś   | 2,495            | \$   | 4 205             | \$  | -                    |
| 7/1/2018 - 6/30/2019                         | \$11.23 | \$10.75 | \$      | Ś  | 201     | Ś  |         | Ś    |       |     | Ś  | 11.25 | \$ | 12.00 | \$ 0. |            | *        |                  |      | 4,205             | \$  | 6,700                |
| SE54 - Employment Services - Employment Path | 68.4%   |         |         |    |         |    |         | Ť    |       |     | ~  | 31.6% | 2  | 12,00 | \$ 0, | 13         | ٥<br>ع   | 96,064           | >    | 161,877           | 3   | 257,941              |
| 7/1/2016 - 6/30/2017                         | \$11,23 | \$9.75  | \$      | s  | 27      | s  |         | 5    |       |     | \$ | 11.23 | 5  | 9,75  | \$ -  | +          | Ś        | _                |      |                   | _   | _                    |
| 7/1/2017 - 6/30/2018                         | \$11.23 | \$10.25 | \$      | 5  | -2.1    | S  | Ta .    | Š    |       | 3   | \$ | 11.23 | S  | 11.25 |       | - 1        | *        | 6.096            | 3    | 10.272            | >   |                      |
| 7/1/2018 - 6/30/2019                         | \$11.23 | \$10.75 | \$      | s  |         | 5  | 72      | S    |       | 2   | Ś  | 11.25 | S  | 12.00 |       |            |          | 34,695           |      |                   | 5   | 16,368               |
| SESB-Kids Foster Care                        | 59.4%   |         | TO A TO | 1  |         |    |         | Ť    |       |     | Ť  | 40.6% | -  | 12,00 | 2 0.  | -          | Ş Z      | 34,093           | 3    | 395,484           | Ş   | 630,179              |
| 7/1/2016 - 6/30/2017                         | \$9.88  | \$9.75  | 5       | 5  |         | S  | 7,51    | Ś    | -     |     | Ś  | 9.88  | \$ | 9.75  | \$ -  | -          | _        |                  | _    |                   |     |                      |
| 7/1/2017 - 6/30/2018                         | \$9,88  | \$10.25 | \$ 0.37 |    | 191,242 | 7  | 420,878 | 11.7 | 612,  | 120 |    | 9.88  | \$ |       |       |            | r: .     | 94.070           | \$   | 067,322           | \$  |                      |
| 7/1/2018 - 6/30/2019                         | \$10.25 |         |         |    | 449,490 |    | 989,221 |      |       |     |    | 11.25 | \$ | 12.00 |       |            |          |                  |      |                   |     | ,552,301             |
| SES8-Adult Foster Care                       | 58.7%   |         |         | -  |         |    |         | PA.  | 150,  | -   | 7  | 41.3% | 2  | 12.00 | 3 U.  | 3 1 9      | , /      | 49,631           | \$1, | 650,200           | 52, | ,400,031             |
| 7/1/2016 - 6/30/2017                         | \$10.43 | \$9.75  | \$ -    | s  | TEST    | 5  | 3       | S    |       |     | Ś  | 10.43 | Ś  | 9.75  | \$ -  | -          |          | _                | \$   |                   | -   | _                    |
| 7/1/2017 - 6/30/2018                         | \$10.69 | \$10.25 |         | Ś  | 150     | S  |         | 5    |       | 8   | ć  | 10.43 | \$ | 11.25 |       | - 1 7      |          | 04.014           | ,    | -                 | \$  |                      |
| 7/1/2018 - 6/30/2019                         | \$10.69 |         | \$ 0.06 | Š  | 158,238 | S  | 348,244 | Š    | 506,4 | 192 | Ś  | 11.25 | \$ | 12.00 |       |            |          |                  |      | 607,714           |     | ,792,628<br>.884,127 |

SB 1532-2: The Amendment proposes a tiered minimum wage structure that varies based on employee's work location in metropolitan area and those outside of metro area. It removes minimum wage differences based on the number of workers employed by the entity or business (25 employees is the threshold). Specific wage amounts have been provided in the bill. The amendment includes exclusion and conditions under ORS 652.020, particularly, under ORS 253.030 for "persons with mental or physical disabilities or who are student-learners". The Amendment also establishes minimum wage adjustment process. The Amendment removes the mandate that employers pay \$0.01 for each hour of work time that employee is gainfully employed to the Employment Department for the Wage Enforcement Fund established by the bill. The Amendment removes Minimum Wage Advisory Committee.

The Bill/Amendment may impact wage assumptions in certain provider rate calculation methodologies, thus possibly necessitating the increase in provider rates. Tiered provider rates may need to be establishes based on employee's work location, unless decision is made to establish one rate that will comply with highest minimum wage threshold. Establishing such as rate would have larger cost impact on the ODDS budget.

| 2015-2017 Fiscal Impact       | GF |                       | FF |                        | TF |                        |
|-------------------------------|----|-----------------------|----|------------------------|----|------------------------|
| 15-17-PMA<br>15-17-OR, No PMA | \$ | 1,015,379<br>\$46,305 | \$ | 2,346,657<br>\$101,907 | \$ | 3,362,036<br>\$148,212 |
|                               | 5  | 1,061,685             | \$ | 2,448,564              | \$ | 3,510,249              |

| 2017-2019 Fiscal Impact | GF |             | FF |             | TF |             |
|-------------------------|----|-------------|----|-------------|----|-------------|
| 17-19-PMA               | \$ | 4,860,686   | \$ | 10,543,504  | Ś  | 15,404,190  |
| 17-19-OR, No PMA        |    | \$2,675,561 |    | \$5,791,511 |    | \$8,467,071 |
|                         | \$ | 7,536,246   | 5  | 16,335,015  | 5  | 23,871,261  |

50

| SB 1532 - Amendment 2                        | Current | Proposed | Increase - |              |             | T   |            |                     | Τ.  |            |                  | Г    |            |              | Г   |            |
|--|---------|----------|------------|--------------|-------------|-----|------------|---------------------|-----|------------|------------------|------|------------|--------------|-----|------------|
| Service                                      | Wage-OR | Wage -OR |            | General Fund | Federal Fun | d   | Total Fund | Current<br>Wage-PMA |     | roposed    | Increase<br>-PMA | Ger  | noral Fund | Federal Fund | Ι,  | Total Fund |
| SESO - 24 Hour Residential Services - Adults | 63.9%   |          |            | THE PER      | -           |     |            | 36.1%               | -   | age of the | THE              | QC.  | icrair and | reactatruitu | -   | otal rong  |
| 1/1/2017-12/31/2017                          | \$13.54 | \$10.25  | 5 .        | \$           | \$ .        | 5   |            | \$ 13.54            | -   | 11.79      | S -              | ė    |            | ė            | -   |            |
| 1/1/2018-12/31/2018                          | \$13.54 | \$11.00  |            | 121          |             | "   |            | \$ 13.54            |     | 12.65      | \$ -             | ړ    | ~          | \$ 2         | 0   | - 3        |
| 1/1/2019-12/31/2019                          | \$13.54 | \$11.75  | 5 .        | \$ 1         | \$          | 5   |            | \$ 13.54            | и н | 13.51      | \$ -             | ې د  | * 1        | 9 *          | 3   | *          |
| SES1-Supported Living Services - Adults      | 64.6%   |          |            |              |             | Ť   |            | 35.4%               | -   | 13,31      | 3                | à    |            | <b>3</b> •   | 3   |            |
| 1/1/2017-12/31/2017                          | \$11 23 | \$10.25  | 5 .        | \$ .         | 5 .         | (   | 100        | \$ 11.23            | 4   | 11.79      | \$ 0.56          | S    | 90.563     | ć 240 224    | ļ   |            |
| 1/1/2018-12/31/2018                          | \$11.23 | \$11.00  |            | MILLI IS-01  | _           | 1   |            | \$ 11.79            | ŝ   |            | \$ 0.86          | 150  | 88,563     | \$ 210,334   | ?   | 298,898    |
| 1/1/2019-12/31/2019                          | \$11.23 | \$11.75  | \$ 0.52    | 5 129,741    | \$ 285,529  | 5   | 415,270    | \$ 12.65            | 5   | 9.0        | 100 Oct.         | 1700 | 464,391    | \$ 1,102,910 |     |            |
| SE142 - Kids Residential Services            | 68.6%   |          |            | 0.03,712     | 5 200,020   | ť   | 413,270    | 31.4%               | _   | 13,51      | \$ 0.86          | 2    | 368,304    | \$ 874,706   | \$  | 1,243,010  |
| 1/1/2017-12/31/2017                          | \$11.29 | \$10.25  | \$ -       | ς .          | s .         | 1   |            | \$ 11.29            | 6   | 11.79      | \$ 0.50          | Ś    | 44 500     | £ 400 000    | -   |            |
| 1/1/2018-12/31/2018                          | \$11.29 | 0 16     |            | 5            | 4           | 100 | -          | \$ 11.79            | s   | 12.65      | \$ 0.86          |      | 44,628     | \$ 105,990   | \$  | 150,618    |
| 1/1/2019-12/31/2019                          | \$11 29 |          |            | \$ 108,252   | \$ 238,259  | 1 6 | 346,521    | \$ 12.65            | 5   | 1177       | \$ 0.86          |      | 243,489    | \$ 578,276   | Ι΄. | 821,765    |
| SE54 - Employment Services-Day Services      | 59.2%   |          |            |              | y 250,255   | 1   | 5-10,521   | 40.8%               | -   | 15,51      | \$ U,86          | ٥    | 198,336    | \$ 471,041   | \$  | 669,377    |
| 1/1/2017-12/31/2017                          | \$11.23 | \$10.25  | 5 .        | ٠.           | e .         | -   |            |                     | _   | 41.70      | Ĉ O EG           |      | 445 700    |              | -   |            |
| 1/1/2018-12/31/2018                          | \$11.23 | \$11.00  | 5 .        | <            | 6           | 1 2 | n in       | \$ 11.23            | Ş   |            | \$ 0.56          |      | 115,739    | \$ 209,097   | \$  | 324,836    |
| 1/1/2019-12/31/2019                          | \$11 23 | \$11.75  | 5 0.52     | \$ 167,076   | 5 281,540   | 5   | 448.615    | \$ 11.79            | \$  |            | \$ 0.86          |      |            | \$ 1,075,614 |     | 1,670,987  |
| SES4 - Employment Services - Small Group     | 53.2%   | J.1.75   | 3.32       | ¥ 107,076    | 2 201,340   | 3   | 440,015    | \$ 12.65<br>46.8%   | Ş   | 13.51      | \$ 0.86          | \$   | 479,633    | \$ 866,517   | \$  | 1,346,150  |
| 1/1/2017-12/31/2017                          | \$11.23 | \$10.25  | \$ .       | \$ -         | s .         | 5   | 11.14      | \$ 11.23            | S   | 11.79      | \$ 0.56          | ċ    | 32,642     | \$ 58.971    | Ś   | 91,613     |