

HB 4046 Talking Points

Business & Labor Committee Feb. 8, 2018 Room HR E

Good Afternoon. For the Record, I am Gene Whisnant, State Rep HD 53.

Chair Holvey, co-chairs and Honorable Committee Members:

Thank you for hearing HB 4046. HB 4046 is the type bill which should be worked in the 35- day session. It addresses a 2017 bill which needed clarification and it is a bi-partisan bill with Democrat and Republican chief sponsors.

SB 206 allowed Community college professors to have the right to have outside employment. In working SB 206 at the end of the 2017 session in Chair Reardon's Higher Education & Workforce Development Committee, we decided to support and pass SB 206 and work on a separate 2017 bill to address a Legislative Counsel concern that higher education professors could possibly use their outside employment pay to increase the employees' retirement pay. However, 2017 time ran out.

With the support of my colleagues at the witness table – Reps Reardon and Gomberg; we drafted HB 4046 which: **Provides that outside compensation of employee of public university or community college is not included in employee's salary for purposes of Public Retirement System.**

The bill has two amendments: one from PERS which requested the bill not be retroactive. This is address in SECTION 6. The second one from OHSU clarifies that compensation for retirement is only that compensation paid from the 4-year Oregon universities, community colleges and OHSU. The bold text in the bill which states "Compensation described and authorized under subsection (1) of this section is not salary for purposes of ORS Chapter 238 and 238A.

I requested that representatives who worked with me drafting the bill be present. If the chair or committee members have questions.

I urge passage of this bipartisan bill which clarifies previous legislation.

I yield to Rep Reardon and Rep. Gomberg.

Respectfully submitted,

Gene Whisnant