

# House Bill 3167

Sponsored by COMMITTEE ON EDUCATION

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Permits school district to provide benefit plan to employees only if cost of plan does not exceed cost of comparable benefit plan available to state employees by Public Employees' Benefit Board.  
Declares emergency, effective July 1, 2005.

## A BILL FOR AN ACT

1  
2 Relating to school districts; and declaring an emergency.

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

4 **SECTION 1. (1) A school district may not provide a benefit plan, as defined in ORS**  
5 **243.105, for district employees except as provided in this section.**

6 **(2) A school district may elect to provide to district employees a benefit plan if the cost,**  
7 **including administrative expenses, to the school district of providing the benefit plan does**  
8 **not exceed the cost of a comparable benefit plan offered by the Public Employees' Benefit**  
9 **Board under ORS 243.105 to 243.285.**

10 **(3)(a) In determining whether the cost to a school district of providing a benefit plan**  
11 **under subsection (2) of this section exceeds the cost of a comparable benefit plan offered by**  
12 **the board, the school district shall consider the costs of the plans on the date the school**  
13 **district formally decides whether to enter into a contract to provide the benefit plan under**  
14 **subsection (2) of this section.**

15 **(b) A person may not challenge the election of a school district to provide a benefit plan**  
16 **under subsection (2) of this section on the grounds that the cost of providing the benefit plan**  
17 **exceeds the cost of a comparable benefit plan offered by the board if, on the date the district**  
18 **formally decided to enter into a contract to provide the benefit plan under subsection (2) of**  
19 **this section, the cost of the benefit plan did not exceed the cost of a comparable benefit plan**  
20 **offered by the board.**

21 **SECTION 2. Section 1 of this 2005 Act applies only to contracts entered into on or after**  
22 **the effective date of this 2005 Act. Section 1 of this 2005 Act does not require a school district**  
23 **that provides, under a contract, a benefit plan to district employees on the effective date of**  
24 **this 2005 Act to provide a benefit plan under section 1 of this 2005 Act until the contract**  
25 **expires or is extended.**

26 **SECTION 3. This 2005 Act being necessary for the immediate preservation of the public**  
27 **peace, health and safety, an emergency is declared to exist, and this 2005 Act takes effect**  
28 **July 1, 2005.**

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**NOTE:** Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.  
New sections are in **boldfaced** type.