Fiscal:	Has minimal fiscal impact
Revenue:	No Revenue Impact
Action Date:	05/18/15
Action:	Do Pass.
Meeting Dates:	05/13, 05/18
Vote:	

	Yeas**:**	10 **-** Barreto, Barton, Doherty, Esquivel, Evans, Fagan, Heard, Holvey, Kennemer, Nosse
	Nays**:**	1 **-** Weidner

Prepared By: Jan Nordlund, Committee Administrator

WHAT THE MEASURE DOES:

Provides Commissioner of Bureau of Labor and Industries with authority to issue warrant for unpaid amounts due resulting from final order or judgment. Allows 30 days from date that amount becomes due prior to issuing warrant. Requires warrant to include principal amount of debt, accumulated interest, and costs associated with recording or serving warrant.

ISSUES DISCUSSED:

- Bureau currently not authorized to issue order of collection
- Collection through a debt collection agency or Department of Revenue
- Ability of employer to appeal
- Importance of collecting quickly
- Collected money paid first to worker, then to Bureau

EFFECT OF COMMITTEE AMENDMENT:

No amendment.

BACKGROUND:

The Bureau of Labor and Industries (BOLI) is responsible for enforcing Oregon's wage and hour laws and civil rights laws. At times, BOLI enforcement may lead to an administrative order for payment of back wages or fines. The final order is appealable. A recent survey of BOLI cases showed over $30 million in unsatisfied judgments, the majority of which represents unpaid wages owed to workers.

Senate Bill 468-A provides the Commissioner of BOLI with the authority to file a warrant with the County Clerk Lien Record. A properly served and noticed warrant acts as a judgment against the debtor, who may then be subject to liens and garnishment. In order to issue the warrant, the judgment must be entered, the time for filing of notice of appeal expired, and the warrant must reflect the principal amount of the debt, any added interest, and any other costs.

This summary has not been adopted or officially endorsed by action of the Committee.

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