

House Bill 2925

Sponsored by COMMITTEE ON BUSINESS AND LABOR

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**.

Prohibits qualified nonprofit agency for individuals with disabilities from paying less than state minimum wage to employees who are individuals with disabilities if employees perform services at facility or site other than facility or site that qualified nonprofit agency for individuals with disabilities owns or leases.

Becomes operative 91 days after effective date of Act.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to wages that a qualified nonprofit agency for individuals with disabilities must pay to
3 certain employees; and declaring an emergency.

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

5 **SECTION 1. Section 2 of this 2015 Act is added to and made a part of ORS 279.835 to**
6 **279.855.**

7 **SECTION 2. (1) Notwithstanding any certification that a qualified nonprofit agency for**
8 **individuals with disabilities may obtain under section 14(c) of the Fair Labor Standards Act**
9 **of 1938, 29 U.S.C. 201 et seq., that authorizes the qualified nonprofit agency for individuals**
10 **with disabilities to pay a special minimum wage, a qualified nonprofit agency for individuals**
11 **with disabilities may not pay an employee who is an individual with a disability less than the**
12 **minimum wage rate specified under ORS 653.025 if the employee performs services at a fa-**
13 **ility or site other than a facility or site that the qualified nonprofit agency for individuals**
14 **with disabilities owns or leases.**

15 **(2) A public agency shall require as a material term of any contract the public agency**
16 **has with a qualified nonprofit agency for individuals with disabilities that the qualified**
17 **nonprofit agency for individuals with disabilities comply with subsection (1) of this section.**

18 **SECTION 3. Section 2 of this 2015 Act applies to contracts that a public agency enters**
19 **into or renews with a qualified nonprofit agency for individuals with disabilities on or after**
20 **the operative date specified in section 4 of this 2015 Act and to employment contracts that**
21 **a qualified nonprofit agency for individuals with disabilities enters into on or after the oper-**
22 **ative date specified in section 4 of this 2015 Act with an employee who is an individual with**
23 **a disability.**

24 **SECTION 4. (1) Section 2 of this 2015 Act becomes operative 91 days after the effective**
25 **date of this 2015 Act.**

26 **(2) The Director of the Oregon Department of Administrative Services and a public**
27 **agency that adopts rules under ORS 279A.065 may take any action that is necessary to enable**
28 **the director or the public agency to exercise all of the duties, functions and powers conferred**
29 **on the director or the public agency under section 2 of this 2015 Act.**

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.

1 **SECTION 5. This 2015 Act being necessary for the immediate preservation of the public**
2 **peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect**
3 **on its passage.**

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