

Requested by Senator TAYLOR

**PROPOSED AMENDMENTS TO
SENATE BILL 968**

1 On page 1 of the printed bill, line 2, after “and” delete the rest of the line
2 and delete line 3 and insert “repealing ORS 292.063.”.

3 Delete lines 5 through 28 and delete pages 2 and 3 and insert:

4 **“SECTION 1. (1) As used in this section ‘public employee’ and**
5 **‘public employer’ have the meanings given those terms under ORS**
6 **243.650.**

7 **“(2) When a public employee receives an erroneous overpayment of**
8 **wages in an amount greater than the employee’s entitlement, the**
9 **public employer may deduct the amount of the overpayment from**
10 **wages earned by the public employee provided that:**

11 **“(a) The deduction is for an overpayment that occurred during the**
12 **90-day period immediately preceding the date on which the public em-**
13 **ployer provides to the public employee the written statements de-**
14 **scribed under paragraph (b) of this subsection; and**

15 **“(b) The public employer provides the following to the public em-**
16 **ployee at least 10 calendar days before making the deduction:**

17 **“(A) A written statement itemizing the overpayment amount and**
18 **purpose of each deduction;**

19 **“(B) A written statement that provides that in no event may the**
20 **total amount of a deduction exceed five percent of the public**
21 **employee’s gross pay each pay period, unless the public employee**

1 otherwise requests and specifies that a greater percentage or amount
2 be deducted; and

3 “(C) A written statement informing the public employee that, if the
4 public employee is terminated or otherwise separates from employ-
5 ment, the public employer can recoup the balance owed from the
6 public employee’s final paycheck.

7 “SECTION 2. ORS 292.063 is repealed.”.

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