

Meeting:	Advisory Committee						
Date/time:	3/2/2022 1:00 pm (Virtual)						
Location:	Advisory Committee meetings are open to the public with the ability to listen by audio via Zoom. If you have questions about the PFMLI program, please Email us Join ZoomGov Meeting https://www.zoomgov.com/j/1611695979?pwd=Zis5LzdNUDF5dVBNNs9zY1E0cElqQT09						
Attendees:	P (Present)	A (Absent)	C (Conference Caller)	F (Facilitator)			
F	Karen Humelbaugh (Chair)	P	Linda Herrera (Member)	A	Eva Rippeteau (Member)	P	David Gerstenfeld (Executive Sponsor)
P	Amanda Dalton (Member)	P	Eric Hunter (Member)	P	Paloma Sparks (Member)	P	Jeannine Beatrice (Executive Sponsor)
P	Jenny Dresler (Member)	P	Andrea Paluso (Member)	P	Jessica Giannettino Villatoro (Member)	A	Kaitlynn Chritton (Staff)
A	Jason Bouley (Staff)	P	Shannon Ball (Staff)	P	Mackenzie Hanley (Staff)	A	Cameron Buzzell (Staff)
A	Rebeka Gipson-King (Staff)	P	Kelley Ofoni (Staff)	P	Leslie Chartier (Staff)	P	Xann Culver (staff)
P	Ayesha Khalid						

Agenda

Time	Docket #	Topic	Presenter
1:00 pm	1.0	Welcome	Karen Madden Humelbaugh
1:05 pm	2.0	Contribution Rate	Ayesha Khalid
<p>Ayesha Khalid shared a brief update on PFMLI’s Trust Fund Forecast (presentation provided). Since her previous presentation to the Advisory Committee, Ayesha has received additional information from Washington state in addition to the recently released Economic and Revenue Forecast for the first quarter of 2022.</p> <p>The most recent projections show that the number of months reserved has decreased from 6.1 to 5.7 at the 1% contribution rate. This change is largely based on WA state seeing a higher percentage of claims in the second year and more employers having their own plans.</p> <p>Paloma Sparks shared concerns about comparing WA state and Oregon programs because in WA, employers with 50 or fewer employers are not contributing.</p> <p>The PFMLI team shared they have been researching out to other states with similar programs, in addition to WA.</p> <p>The legislative concepts being discussed during this meeting were not factored in to the formula. For the high income earner, the calculation is based on up to \$132,900 per employee.</p> <p>Amanda Dalton notes that based on data and conversations, it’s likely that the contribution rate will need to start at 1% and can be reassessed after the first year. She suggested that an official decision should be made as soon as possible to allow people to prepare accordingly. The committee moved that a decision be made to set rate at 1%, sooner rather than later.</p>			
1:15 pm	3.0	Legislative Concepts	Shannon Ball

Shannon Ball shared that yesterday at 5:00pm the public comment period ended for Batch 2 administrative rules. The PFMLI team is reading through all comments they received. Batch 3 rules, related to benefits, will be sent the Advisory Committee tomorrow to discuss at the RAC meeting on March 10th.

Shannon reviewed the 13 provided legislative concepts with the group to receive feedback. PFMLI intends to group these legislative concepts in to two or three different legislative bills.

Andrea Paluso shared that she needs to further review these one-pagers, and will provide input via email within a week to 10 days.

Concerns, requests, and questions regarding the legislative concepts were captured:

Eligible Employee

- No vocalized concerns

Defining Employment

- Amanda Dalton – Some concern with the terms, would like to see if there are other statutory references to fall back on.
- Jenny Dresler– Issues raised by manufacturers and concerns from farm side.
- Paloma Sparks – Definition needs work.

Maximum Wages per Employer

- Paloma Sparks – Concerns with the department doing something in rule before having statutory authority. Employees may be paying into a program they will never benefit from and this would make that worse.
- Amanda Dalton – Curious to find legislative intent to set a statutory salary maximum that wasn't meant to be a salary tied to an employee. Doesn't recall conversation that it would be \$132,900 per employer.

Use of OAH for Disputes

- No vocalized concerns

Final Orders

- No vocalized concerns

Statutory Reference Change

- No vocalized concerns

EP Penalty Provisions

- Jenny Dresler – Would like to know the process EPs will go through in order to be certified as equivalent.
- Amanda Dalton – Could include clarifications about the violation when the plan is determined to be out of compliance.
- Andrea Paluso – Agrees with this concept

Confidentiality

- Paloma Sparks – Wants this concept to include more specific content around public records requests and what can and can't be disclosed. This text says a lot of what can be disclosed and not much about what can't be, which causes uncertainty.

Minimum Benefit Payments

- Amanda Dalton – Recalls conversation about the increment usage but needs additional time to review notes.
- Andrea Paluso – Agrees with this concept if the department feels the administrative cost would not be too burdensome

Small Balance Adjustments

- No vocalized concerns

Annual Filer

- No vocalized concerns

EP New Hire Coverage

- Paloma Sparks – Has serious concerns. Suggests that previous employer cover the employee for 30 days.

Simultaneous coverage for EPs

- Amanda Dalton – Not necessarily concerned but worried that removing 657B.210(10)(a) may be a concern to legislative council.

Shannon Ball will send the Advisory Committee an email with instructions and a timeline for members to provide additional input.

Amanda Dalton mentioned that she hopes to continue with the broader discussions on collections and alignment of PFMLI and OFLA over the next 6 months and put them in a bill for the 2023 session.

Action Items

Action	Assigned	Date Due	Completed
<i>Send equity framework documents to members once finalized</i>	<i>Karen Humelbaugh</i>		
<i>Send committee email with instructions/timeline for providing additional input on LCs</i>	<i>Shannon Ball</i>		<i>3/4/22</i>