Chapter 292

2013 EDITION

Salaries and Expenses of State Officers and Employees

PROCEDURE FOR PAYMENT OF SALARY AND EXPENSES OF STATE OFFICERS AND EMPLOYEES

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PROCEDURE FOR PAYMENT OF SALARY AND EXPENSES OF STATE OFFICERS AND EMPLOYEES

292.010 Salaries of state officers and employees payable monthly or biweekly. The salaries of the Governor, Secretary of State, State Treasurer, Attorney General, judges of the Supreme and circuit courts, district attorneys, and all other state officers, and all persons employed by the state whose salary or compensation is payable by law out of the State Treasury, shall be paid monthly or on a biweekly basis. [Amended by 1969 c.378 §1; 1989 c.894 §1]

292.014 Definitions for ORS 292.014 to 292.036. As used in ORS 292.014 to 292.036:

(1) "Authorized employee deductions" includes all authorized deductions made from the salary and wages of an officer or employee of a state agency.

(2) "Salaries and wages" means payments to officers and employees of a state agency for services rendered other than on a fee basis. [1955 c.495 §1; 1961 c.108 §9]

292.016 Centralized payroll procedure. The salaries and wages of the officers and employees of any state agency whose salaries and wages are payable out of the State Treasury shall be paid through the medium of payrolls as provided in ORS 292.014 to 292.036. [1955 c.495 §2; 1969 c.378 §2]

292.018 Designation of agent. The chief administrative officer of any state agency electing to use the procedure provided by ORS 292.014 to 292.036 shall designate the Oregon Department of Administrative Services as an agent to act for the chief administrative officer under ORS 292.014 to 292.036. The designation shall be in writing signed by the chief administrative officer of the state agency and filed with the department. The designation shall remain in effect until the chief administrative officer of the state agency revokes it by written notice to the department. [1955 c.495 §3]

292.020 [Renumbered 292.038]

292.022 Preparation of payroll. (1) The chief administrative officer of the state agency using the procedure provided in ORS 292.014 to 292.036 shall cause to be prepared payrolls in the form prescribed by the Oregon Department of Administrative Services.

(2) The payroll shall be certified as correct by the chief administrative officer of the state agency or by the officer designated pursuant to ORS 293.330 to approve disbursements for the state agency.

(3) The payroll in a form acceptable to the department shall be transmitted to the department. [1955 c.495 §4; 1967 c.454 §80; 1969 c.378 §3; 1979 c.468 §32]

292.024 Warrant for aggregate amount allowed plus assessments; limits. (1) The Oregon Department of Administrative Services shall, as it determines and may at any time redetermine, either draw a warrant for or transfer the aggregate amount allowed of a payroll transmitted under ORS 292.022 plus additional amounts specified in subsection (2) of this section. The aggregate amounts allowed shall be deposited with the State Treasurer, to be held in a special account to be designated as the Joint Payroll Account.

(2) In addition to the aggregate amount allowed of a payroll in subsection (1) of this section, the department may assess a fee equal to the State Treasury short term investment pool interest rate against any portion of any payroll reimbursement the source of funds of which is other than from a General Fund appropriation, and which is transmitted to the department 45 or more days after the issue date of the payroll. All moneys received by the department under the provisions of this subsection shall be deposited in the State Treasury to the credit of the General Fund. [1955 c.495 §5; 1961 c.108 §10; 1967 c.454 §81; 1969 c.378 §4; 1991 c.611 §1]

292.026 Payroll payments. (1) After preparation of the payroll, the aggregate amount as prescribed by ORS 292.024 shall be deposited in the Joint Payroll Account. The Oregon Department of Administrative Services may issue payment in the proper amount even though reimbursement funds payable to the Joint Payroll Account are not available on the date of issuance. The payments shall be drawn on the State Treasurer and be payable from the Joint Payroll Account. The payments shall be issued to:

(a) The officers and employees of the state agency who are entitled to receive payments under the payroll as allowed by the department.

(b) The persons, public or private, including persons responsible for holding or investing an officer or employee's individual retirement account, section 408, Internal Revenue Code of 1954, in effect on January 1, 1987, entitled to receive the authorized employee deductions under the payroll as allowed by the department.

(c) Banks, savings and loan associations or credit unions, including persons responsible for holding or investing an officer or employee's individual retirement account entitled to receive direct deposit of payroll payments as preauthorized by the officer or employee.

(2)(a) An officer or employee paid under the state payroll system shall receive payment of net salary and wages through direct electronic deposit to a financial institution specified by the officer or employee.

(b) The department shall electronically provide itemized statements of payroll deductions to the recipient.

(c) If the department determines that the electronic payment of net salary and wages is not practicable or efficient, payment may be made by:

(A) Paper check; or

(B) A credit to a bank-issued payroll card if the employee consents to payment by a bank-issued payroll card that is made in accordance with 12 C.F.R. 1005.5 as in effect on June 13, 2013.

(d) Notwithstanding paragraph (b) of this subsection, if an officer or employee wants to receive payment of net salary and wages by check or to receive a paper statement of itemized payroll deductions, the officer or employee shall request paper statements or payment by check in accordance with the procedures adopted by rule by the department.

(3) Payments issued under subsection (1)(b) or (c) of this section may be for the aggregate amount due under the payroll to the person, public or private, entitled to receive the money. The department may, where monthly payments are not required, issue payments less frequently than monthly to the persons, public or private, entitled to receive payments under subsection (1)(b) of this section. [1955 c.495 §6; 1967 c.454 §82; 1969 c.378 §5; 1979 c.718 §1; 1981 c.567 §1; 1985 c.355 §1; 2013 c.369 §1]

292.028 [1955 c.495 §7; repealed by 1961 c.108 §13]

292.030 [Amended by 1953 c.347 §3; renumbered 292.039]

292.032 Records of payroll payments. Records of payments issued under ORS 292.026, after the payments have been paid, shall be filed with the chief administrative officer of the state agency. Payments not transferred to the person entitled to receive the payment shall be treated as unpresented checks under ORS 293.450 to 293.460. [1955 c.495 §8; 2013 c.369 §2]

292.033 Advances of regular and terminal salary or wages. (1) As used in this section:

(a) "Regular salary advance" means any portion of the accrued salary or wages payable to an officer or employee who has filed a written request for the approval of such advance with the administrative head of the state agency by which the employee is employed.

(b) "State agency" means a state agency using the procedure provided in ORS 292.010 to 292.036.

(c) "Terminal salary or wages" means the salary or wages payable to an officer or employee who is terminating the office or employment with the state and includes cash payments made in lieu of accrued vacation time.

(2) Where a state agency does not have an alternative procedure for advances of regular salary or wages or terminal salary or wages, the Oregon Department of Administrative Services may make advances of regular salary or wages or terminal salary or wages to an officer or employee of a state agency by payments made as provided under ORS 292.026 and drawn on the Joint Payroll Account. The provisions of ORS 292.032 apply to such payments. The department shall require the officer or employee to whom the advance is made to execute an assignment of regular salary or wages or terminal salary or wages in the amount of the advancement. The assignment shall be made to the department. The assignment shall have priority over any other claims against the regular salary or wages or terminal salary or wages owed to the officer or employee by the state. The department shall withhold the amount specified in the assignment from the next salaries or wages or the terminal salary or wages payable to such officer or employee, and the amount so withheld shall be credited to the Joint Payroll Account in payment of the advance made under this section. [1957 c.93 §2; 1961 c.108 §11; 1969 c.378 §6; 1981 c.567 §2; 2013 c.369 §3]

292.034 Payment for use of centralized payroll services. (1) A state agency using the procedure provided by ORS 292.014 to 292.036 shall pay for the expense of the services (including labor), facilities and materials furnished by the Oregon Department of Administrative Services under ORS 292.014 to 292.036.

(2) All moneys received by the department under the provisions of this section shall be deposited in the State Treasury to the credit of the Oregon Department of Administrative Services Operating Fund. [1955 c.495 §9; 1961 c.108 §12; 1967 c.454 §83; 1969 c.378 §7; 1993 c.500 §44a]

292.036 Rules. The Oregon Department of Administrative Services may prescribe such rules and regulations as are necessary to carry out the provisions of ORS 292.014 to 292.036. [1955 c.495 §10]

292.038 [Formerly 292.020; 1959 c.588 §18; 1959 c.687 §5; 1967 c.346 §3; repealed by 1969 c.378 §11]

292.039 Paying officers and employees of certain state institutions and agencies. (1) The payment of the salary or compensation of the employees of the Department of Transportation and the officers and employees of any state agency, as defined in ORS 291.002, if such agency is authorized by the Director of the Oregon Department of Administrative Services, where such salary

or compensation is payable out of the State Treasury and is fixed by law or the proper governing board or authority at a definite rate per day, week, month or year, shall be made monthly, as provided in this section.

(2) The superintendent, president or chief executive officer of the institutions, boards, commissions or state agencies listed in subsection (1) of this section, or such other officer thereof as may be, with the approval of the department, designated by the proper governing board or authority, shall, at the end of each month, make out, certify and transmit to the department, a payroll, duly verified by the superintendent, president or chief executive officer or designated other officer and approved by the proper auditing committee or officer, showing the names of the several officers and employees during the preceding payroll period, the rate of compensation of each by the day, week, month or year, the time employed, the amount due and any other facts the department requires. The department, if it approves the payroll, shall draw a warrant on the State Treasurer for the aggregate amount allowed by it thereon, in favor of the superintendent, president or other officer of the institution, board, commission or state agency, who shall immediately pay over the moneys received thereon to the several parties entitled thereto, taking receipts therefor, which shall be transmitted to the department. [Formerly 292.030; 1957 c.482 §1; 1959 c.183 §1; 1959 c.566 §5; 1967 c.454 §84; 1969 c.378 §8; 1995 c.612 §20; 2003 c.734 §16]

292.040 Bond of payroll officer. Before the superintendent, president or other officer of an institution, board or commission listed in ORS 292.039, forwards a payroll or receives from the Oregon Department of Administrative Services a warrant issued thereon, the superintendent, president or other officer shall file with the department a bond running to the State of Oregon, for the benefit of whomsoever it may concern, in such sum and amount as the department may require, not less, however than 50 percent of the probable aggregate amount of the monthly payroll nor more than $50,000, with an approved surety company as surety. The bond shall be conditioned that the superintendent, president or other officer will faithfully pay over the moneys received on the warrant issued by the department to the several parties entitled thereto, and properly account for the same. The premium on the bond shall be considered an expense of the state and payable from any funds appropriated for the benefit of the institution, board, commission or state agency listed in ORS 292.039 (1). [Amended by 1953 c.95 §2; 1967 c.454 §85; 1969 c.378 §9; 1989 c.171 §38]

292.042 Paying employees by single payment to designated financial institutions. (1) Notwithstanding the provisions of ORS 292.039 or any other law, any state official authorized to disburse funds in payment of salaries or wages of state officers or employees is authorized, upon written request of state officers or employees to whom salaries and wages are to be paid, and may pay the same to any financial institution designated by the officers or employees for credit to their accounts. A single payment may be issued in favor of such financial institution, for the total amount due the officers or employees involved, and written directions provided to such financial institution of the amount to be credited to the account of each officer or employee. Financial institutions permitted to participate in the payroll program shall be those only which are qualified state depositories as provided by ORS 295.001 to 295.108.

(2) The issuance and delivery by the disbursing officer of a payment in accordance with the procedure set forth in subsection (1) of this section and proper acceptance thereof by the financial institution shall constitute full acquittance for the amount due to the officer or employee. [1967 c.69 §§2,3; 1969 c.378 §10; 1997 c.631 §443; 1999 c.311 §3; 2001 c.29 §1]

292.043 Deduction for payment to foundations; rules. (1) As used in this section:

(a) "Foundation" means:

(A) A tax exempt organization designated by a rule adopted by a state agency; or

(B) A tax exempt organization designated by the State Board of Higher Education or the governing board of a public university with a governing board listed in ORS 352.054 to solicit contributions for the support of a public university listed in ORS 352.002.

(b) "Salary and wages" has the meaning given that term in ORS 292.014.

(2) Any state official authorized to disburse funds in payment of salaries or wages of the officers and employees of a state agency, or of the officers, teachers, instructors and other employees of a public university listed in ORS 352.002, is authorized, upon written request of the individual, to deduct each month from the salary or wages of the individual the amount of money designated by the individual for payment to a foundation.

(3) The individual may withdraw the authorization at any time if the individual so notifies such officer in writing.

(4) The moneys so deducted shall be paid over promptly to the foundation designated by the individual. Subject to any rules prescribed by a state agency, the State Board

of Higher Education or the governing board of the public university, the state official authorized to disburse the funds in payment of salaries and wages may prescribe any procedures necessary to carry out this section. [1975 c.385 §1; 1995 c.612 §21; 2007 c.676 §4; 2009 c.762 §55; 2011 c.637 §99; 2013 c.768 §130]

Note: The amendments to 292.043 by section 130, chapter 768, Oregon Laws 2013, become operative July 1, 2014. See section 171, chapter 768, Oregon Laws 2013. The text that is operative until July 1, 2014, is set forth for the user's convenience.

292.043. (1) As used in this section:

(a) "Foundation" means:

(A) A tax exempt organization designated by a rule adopted by a state agency; or

(B) A tax exempt organization designated by the State Board of Higher Education to solicit contributions for the support of a public university listed in ORS 352.002.

(b) "Salary and wages" has the meaning given that term in ORS 292.014.

(2) Any state official authorized to disburse funds in payment of salaries or wages of the officers and employees of a state agency, or of the officers, teachers, instructors and other employees of the Oregon University System, is authorized, upon written request of the individual, to deduct each month from the salary or wages of the individual the amount of money designated by the individual for payment to a foundation.

(3) The individual may withdraw the authorization at any time if the individual so notifies such officer in writing.

(4) The moneys so deducted shall be paid over promptly to the foundation designated by the individual. Subject to any rules prescribed by a state agency or the State Board of Higher Education, the state official authorized to disburse the funds in payment of salaries and wages may prescribe any procedures necessary to carry out this section.

292.044 Deduction by employees of public universities for payment to nonprofit organization; approval by governing board. (1) As used in this section:

(a) "Employee" means officers, faculty, teachers, instructors and other employees of a public university listed in ORS 352.002.

(b) "Nonprofit organization" means an organization described in section 501(c)(3) of the Internal Revenue Code that is exempt from income tax under section 501(a) of the Internal Revenue Code.

(2)(a) The Chancellor of the Oregon University System or a designee of the chancellor may approve a written request made by a public university or office, department or activity under the jurisdiction of the State Board of Higher Education, in which an employee of the public university or office, department or activity may designate an amount from the salary or wages of the employee for payment to a qualifying nonprofit organization. A request made to the chancellor under this section must identify the nonprofit organization to whom payments would be made.

(b) The governing board of a public university with a governing board listed in ORS 352.054 may approve a written request made by the university or office, department or activity under the board's jurisdiction, in which an employee of the university or office, department or activity may designate an amount from the salary or wages of the employee for payment to a qualifying nonprofit organization. A request made under this section must identify the nonprofit organization to whom payments would be made.

(3) Upon written approval and a written request of an employee of the public university or office, department or activity to which the approval applies, the state official within the Oregon University System or public university with a governing board listed in ORS 352.054 authorized to disburse funds in payment of salaries or wages shall deduct from the salary or wages of the employee the amount of money designated by the employee for payment to the nonprofit organization.

(4) The moneys deducted from the salaries or wages under subsection (3) of this section shall be paid over promptly to the nonprofit organization.

(5) The Oregon University System and the governing board of a public university with a governing board listed in ORS 352.054 shall prescribe procedures for determining whether an organization qualifies as a nonprofit organization under this section. [2009 c.251 §1; 2011 c.637 §100; 2013 c.768 §131]

Note: The amendments to 292.044 by section 131, chapter 768, Oregon Laws 2013, become operative July 1, 2014. See section 171, chapter 768, Oregon Laws 2013. The text that is operative until July 1, 2014, is set forth for the user's convenience.

292.044. (1) As used in this section:

(a) "Employee" means officers, faculty, teachers, instructors and other employees of the Oregon University System as described in ORS 352.002.

(b) "Nonprofit organization" means an organization described in section 501(c)(3) of the Internal Revenue Code that is exempt from income tax under section 501(a) of the Internal Revenue Code.

(2) The Chancellor of the Oregon University System or a designee of the chancellor may approve a written request made by a public university or office, department or activity under the jurisdiction of the State Board of Higher Education, in which an employee of the public university or office, department or activity may designate an amount from the salary or wages of the employee for payment to a qualifying nonprofit organization. A request made to the chancellor under this section must identify the nonprofit organization to whom payments would be made.

(3) Upon written approval of the chancellor or of a designee of the chancellor and a written request of an employee of the public university or office, department or activity to which the approval applies, the state official within the Oregon University System authorized to disburse funds in payment of salaries or wages shall deduct from the salary or wages of the employee the amount of money designated by the employee for payment to the nonprofit organization.

(4) The moneys deducted from the salaries or wages under subsection (3) of this section shall be paid over promptly to the nonprofit organization.

(5) The Chancellor of the Oregon University System or a designee of the chancellor shall prescribe procedures for determining whether an organization qualifies as a nonprofit organization under this section.

Note: 292.044 was enacted into law by the Legislative Assembly but was not added to or made a part of ORS chapter 292 or any series therein by legislative action. See Preface to Oregon Revised Statutes for further explanation.

292.045 Annual charitable fund drive program; charitable fund drive committee; members; powers; deduction for payment to charitable fund drive program; disclosure of administrative costs; rules. (1) As used in this section, "annual charitable fund drive program" means the single, annual, consolidated effort conducted by the charitable fund drive committee appointed under subsection (2) of this section to secure funds from state officers or employees for distribution to organizations engaged in charitable, public health, public welfare or service or similar purposes that directly benefit individuals in this state.

(2)(a) The Director of the Oregon Department of Administrative Services shall appoint seven members to a charitable fund drive committee. Each member must be an officer or employee of the State of Oregon. The term of office of a member is two years. A member may be reappointed to one additional term.

(b) The committee shall set policies for and implement an annual charitable fund drive program in the manner described by the Oregon Department of Administrative Services by rule.

(c) With the written approval of the director, the committee may enter into a contract with a charitable fund drive management organization to administer the annual charitable fund drive program. The contract shall include the maximum amount, or percentage rate of contributions, that may be retained by the charitable fund drive management organization as administrative costs, as specified in rules adopted pursuant to subsection (7) of this section.

(3) A state official authorized to disburse funds in payment of salaries or wages of state officers or employees is authorized, upon written request of the officer or employee, to deduct each month from the salary or wages of that officer or employee the amount of money designated by the officer or employee for payment, in the manner designated by the officer or employee, to the annual charitable fund drive program, to a charitable fund drive management organization or directly to an organization that participates in the annual charitable fund drive program.

(4) The state official authorized to disburse funds in payment of salaries or wages shall promptly pay the moneys deducted under this section to the annual charitable fund drive program, to a charitable fund drive management organization or directly to an organization that participates in the annual charitable fund drive program.

(5) Subject to rules adopted by the department, the state official authorized to disburse funds in payment of salaries or wages may prescribe any procedures necessary to carry out this section.

(6) The department shall disclose on its website and in any promotional materials for the annual charitable fund drive program the maximum amount, or percentage rate of contributions, that may be retained as administrative costs by any charitable fund drive management organization that has entered into a contract with the department under subsection (2)(c) of this section.

(7) The department shall adopt rules:

(a) Setting a maximum amount, or percentage rate of contributions, that may be retained as administrative costs by a charitable fund drive management organization under a contract entered into under subsection (2)(c) of this section; and

(b) Listing the specific expenses that may qualify as administrative costs.

(8) In addition to rules adopted under subsection (7) of this section, the department may adopt rules necessary to implement this section. [1955 c.255 §1; 2011 c.497 §1]

292.047 Deduction for payment to Oregon State Capitol Foundation; rules. Any state official authorized to disburse funds in payment of salaries or wages of state officers or employees is authorized, upon written request of the officer or employee, to deduct each month from the salary or wages of the officer or employee the amount of moneys designated by the officer or employee for payment to the Oregon State Capitol Foundation Fund created under ORS 276.003 or to an organization created by the Oregon State Capitol Foundation under ORS 173.500 (3)(d). Moneys deducted from salaries or wages under this section shall be paid over promptly and as directed by the Oregon State Capitol Foundation, to either the Oregon State Capitol Foundation Fund or to the organization created by the foundation under ORS 173.500 (3)(d), to be used solely for the purposes set forth in ORS 173.500 (2)(e). Subject to any rules adopted by the Oregon Department of Administrative Services, the state official authorized to disburse funds in payment of salaries or wages may prescribe any proce-

dure necessary to carry out this section. [2009 c.281 §1]

Note: 292.047 was enacted into law by the Legislative Assembly but was not added to or made a part of ORS chapter 292 or any series therein by legislative action. See Preface to Oregon Revised Statutes for further explanation.

292.050 [Repealed by 1965 c.23 §2]

292.051 Deduction of cost of group insurance and other services; fee; payment of moneys deducted. (1) Except as authority over contracts for health benefit plans described in ORS 243.135 is vested in the Public Employees' Benefit Board, upon receipt of the request in writing of an officer or employee so to do, the state official authorized to disburse funds in payment of the salary or wages of the officer or employee may deduct from the salary or wages of the officer or employee an amount of money indicated in the request for payment of the applicable amount set forth in benefit plans selected by the officers or employees or in their behalf for:

(a) Group life insurance, including life insurance for dependents of officers or employees.

(b) Group dental and related services and supplies, or any other remedial care recognized by state law and related services and supplies, other than medical, surgical or hospital care, recognized under state law, including such insurance for dependents of state officers or employees.

(c) Group indemnity insurance for accidental death and dismemberment and for loss of income due to accident, sickness or other disability, including such insurance for dependents of state officers or employees.

(d) Automobile casualty insurance under a monthly payroll deduction program endorsed or offered by an employee organization representing 500 or more state employees. Membership in the employee organization is not a requirement for participation in this program.

(e) Legal insurance under a monthly payroll deduction program endorsed or offered by an employee organization representing 500 or more state employees.

(f) Self-insurance programs that are approved and provided by the Public Employees' Benefit Board.

(2) The Oregon Health Authority may establish and collect a fee to cover costs of administering this section.

(3) No state official authorized to disburse funds in payment of salaries or wages is required to make deductions as authorized by subsection (1) of this section for more than one benefit plan of the type referred to in each of the paragraphs in subsection (1) of this section per eligible employee.

(4) Moneys deducted under subsection (1) of this section shall be paid over promptly:

(a) To the insurance companies, agencies or hospital associations, or persons responsible for payment of premiums to the companies, agencies or associations, in accordance with the terms of the contracts made by the officers or employees or in their behalf; or

(b) With respect to self-insurance benefits, in accordance with rules, procedures and directions of the Public Employees' Benefit Board.

(5) As used in this section, "officer or employee" means all persons who receive salaries or wages disbursed by any state official. [1965 c.23 §1; 1971 c.527 §12; 1975 c.475 §1; 1979 c.469 §1; 1979 c.717 §1; 1997 c.222 §43; 2003 c.640 §5; 2011 c.720 §74]

292.053 [1987 c.201 §2; repealed by 1999 c.49 §1]

292.055 Deduction for payment to labor organization. (1) Upon receipt of the request in writing of a state officer or employee so to do, the state official authorized to disburse funds in payment of the salary or wages of such state officer or employee each month shall deduct from the salary or wages of such officer or employee the amount of money indicated in such request, for payment thereof to a labor organization as the same is defined in ORS 243.650.

(2) Such state official each month shall pay such amount so deducted to any such labor organization so designated to receive it.

(3) Unless there is a contract to the contrary, upon receipt of the request in writing of such officer or employee so to do, such state official shall cease making such deductions and payments.

(4) In addition to making such deductions and payments to any labor organization certified under the rules of the Employment Relations Board as representatives of employees in a bargaining unit, any department, board, commission, bureau, institution or other agency of the state shall make deductions for and payments to noncertified, yet bona fide, labor organizations, if requested to do so by officers and employees in that department, board, commission, bureau, institution, or other state agency, and for so long as the requests are not revoked. No deductions for and payments to any labor organization under this section shall be deemed an unfair labor practice under ORS 243.672.

(5) Upon receipt from the Oregon Department of Administrative Services of a copy of a valid fair-share agreement in a collective bargaining unit, the state official

authorized to disburse funds in payment of the salary or wages of the employees in such unit each month shall deduct from the salary or wages of the employees covered by the agreement the in-lieu-of-dues payment stated in the agreement and pay such amount to the labor organization party the agreement in the same manner as deducted dues are paid to a labor organization. Such deduction and payment shall continue for the life of the agreement. [1959 c.316 §1; 1969 c.414 §1; 1971 c.510 §1; 1973 c.536 §31; 1975 c.347 §1; 1995 c.286 §28]

292.057 Deduction for payment to Oregon Veterans' Home Account; rules. Any state official authorized to disburse funds in payment of salaries or wages of state officers or employees is authorized, upon written request of the officer or employee, to deduct each month from the salary or wages of the officer or employee the amount of money designated by the officer or employee for payment to the Oregon Veterans' Home Account created under ORS 408.368. The moneys deducted from the salaries or wages shall be paid over promptly to the Oregon Veterans' Home Account to be used solely for the purposes set forth in ORS 408.368 (1). Subject to any rules adopted by the Oregon Department of Administrative Services, the state official authorized to disburse funds in payment of salaries or wages may prescribe any procedures necessary to carry out this section. [2007 c.208 §1]

Note: 292.057 was enacted into law by the Legislative Assembly but was not added to or made a part of ORS chapter 292 or any series therein by legislative action. See Preface to Oregon Revised Statutes for further explanation.

292.060 [Repealed by 1965 c.23 §2]

292.061 Deduction for payment of delinquent taxes. (1) Any state official authorized to disburse funds in payment of salaries or wages of state officers or employees is authorized, upon written request of the state officer or employee, to deduct each pay period from the salary or wages of the officer or employee the amount of money designated by the officer or employee for the purpose of paying delinquent taxes, including interest and penalties, due state or federal agencies. Such deductions must be in accordance with an agreement between the officer or employee and the state or federal agency.

(2) The state official each month shall pay such amount so deducted to the state or federal agency designated to receive it.

(3) Upon receipt of the request in writing of the officer or employee so to do, the state official shall cease making such deductions and payments. [1987 c.444 §2]

292.063 Deduction of wage overpayment; procedure; rules. (1) When a state employee receives payment of salary or wages in an amount greater than the employee's entitlement, the amount of overpayment may be deducted from salary or wages earned by the employee.

(2) The deduction may be in such form and manner as the Oregon Department of Administrative Services, by rule, may prescribe. [1995 c.452 §7]

292.065 Deduction of payment for parking fees; agreements for parking in state lots; rules. (1) As used in this section, unless the context requires otherwise:

(a) "Department" means the Oregon Department of Administrative Services.

(b) "State agency" means any elected or appointed officer, board, commission, department, institution, branch or other agency of the state government.

(c) "State officer or employee" means every person, including a minor, who receives a salary or wages disbursed by any state official.

(d) "Payroll officer" means any person authorized to disburse funds in payment of state salaries or wages to state officers and employees.

(2) As soon as practical, not to exceed 30 days, after receiving a written authorization from a state officer or employee of a state agency, the payroll officer authorized to disburse funds in payment of the salary or wages of such officer or employee shall deduct monthly from such salary or wages the amount of money designated by such officer or employee for payment of parking fees in accordance with an agreement made by such officer or employee with the department.

(3) Any authorization given under subsection (2) of this section is subject to cancellation by giving a written notice of such cancellation to the payroll officer authorized to make the deduction. As soon as practical, not to exceed 30 days, after receiving a written notice from the state officer or employee to cancel the deduction, the payroll officer shall cease making such deductions.

(4) The authorization for deduction and cancellation of deduction shall be made to the payroll officer in such form and manner and under such rules as prescribed by the department.

(5) A state agency or municipal government may enter into an agreement with a state officer or employee for parking in lots or parking structures owned or controlled by a state agency or municipal government under rules prescribed by the Oregon Department of Administrative Services.

(6) As soon as practical, not to exceed 30 days, after receiving a written authorization from a state officer or employee of a state

agency as provided under subsection (5) of this section, the payroll officer authorized to disburse funds in payment of the salary or wages of such officer or employee shall deduct monthly from such salary or wages the amount of money designated by such officer or employee for payment of parking fees in accordance with an agreement made by such officer or employee with the state agency or municipal government.

(7) Any authorization given under subsection (6) of this section is subject to cancellation by giving a written notice of such cancellation to the payroll officer authorized to make the deduction. As soon as practical, not to exceed 30 days, after receiving a written notice from the state officer or employee to cancel the deduction, the payroll officer shall cease making such deductions.

(8) The authorization for deduction and cancellation of deduction shall be made to the payroll officer in such form and manner and under such rules as prescribed by the Oregon Department of Administrative Services. [1969 c.445 §§1,2,3,4; 1975 c.634 §1; 1993 c.500 §45]

292.067 Deduction of requested payments to financial institutions; payment to designated central depositories. (1) Upon receipt of the request in writing of a state officer or employee to do so, the state officer authorized to disburse funds in payment of the salary or wages of such state officer or employee each month shall deduct from the salary or wages of such officer or employee the amount of money indicated in such request, for payment thereof to any designated financial institution that is a member of the Oregon Automated Clearing House Association or its successor, designated by such officer or employee to receive it.

(2) Such state official each month shall pay such amount so deducted to a single central depository or clearinghouse facility designated by participating credit unions for credit union payments, savings and loans for savings and loan payments, banks for bank payments, to receive payments on their behalf.

(3) Upon receipt of the request in writing of such officer or employee to do so, such state official shall cease making such deductions and payments.

(4) As used in this section, "financial institution" means a financial institution as defined in ORS 706.008 or any other entity authorized to hold or invest individual retirement accounts under section 408, Internal Revenue Code of 1954, in effect on January 1, 1987. [1971 c.71 §2; 1979 c.718 §2; 1985 c.355 §2; 1997 c.631 §444]

292.068 [1977 c.642 §2; repealed by 1979 c.718 §3]

292.070 Withholding compensation to purchase United States Savings Bonds or other obligations; Employes' Bond Savings Account; rules. (1) As used in ORS 292.070 to 292.110:

(a) "Compensation" means salaries and wages.

(b) "State employees" means state officers and employees, including minors.

(2) The Oregon Department of Administrative Services, pursuant to such rules as it may adopt, is authorized, with the approval of state employees, to withhold from their compensation sums with which to purchase for them United States Savings Bonds or other obligations of the United States of America and to deposit such sums with the State Treasurer in a trust account entitled Employes' Bond Savings Account. The account shall be subject to withdrawal, in whole or in part, upon the check or written order of the department, or of such persons as may be deputized by it, for the purposes provided in ORS 292.070 to 292.110. The account, with its component items, shall be exempt from garnishment, attachment or execution under the laws of this state. [Amended by 1981 c.567 §3]

292.080 Issuance of bonds; delivery to employee. (1) The Oregon Department of Administrative Services shall maintain a record of all deductions made from the compensation of employees under authority of ORS 292.070. When sufficient funds have accumulated to the credit of an employee to permit the issuance of a United States Savings Bond or other federal obligation of the kind and in the denomination desired by the employee, the department shall issue or procure the bond or other obligation purchased by the employee.

(2) All such bonds or other obligations issued by the department in behalf of the federal government shall be:

(a) Forwarded to the purchasing employee by the department by mail in envelopes furnished by the federal government; or

(b) Delivered by the department to the board, department, commission or other state agency by which the purchaser is employed, for redelivery to the employee. [Amended by 1981 c.567 §4]

292.090 Use of balances to purchase bonds in advance. Balances to the credit of the Employes' Bond Savings Account may be used for the purchase in advance, from the federal government or from any federal reserve bank or other authorized federal agency, of savings bonds or other obligations of the federal government, either in blank or in inscribed form, in convenient denomi-

nations to meet the requirements of the purchasers thereof. [Amended by 1981 c.567 §5]

292.100 Refunds from account. The Oregon Department of Administrative Services may make refunds from the Employes' Bond Savings Account, of the uninvested amounts therein, of employees' salary deductions. [Amended by 1981 c.567 §6]

292.110 Procedure where employee dies having credit in account. (1) If a state employee dies having moneys to the credit of the state employee in the Employes' Bond Savings Account, the moneys shall be paid to the co-owner or beneficiary named in the employee's payroll allotment authorization for the purchase of such bonds or obligations. If no co-owner or beneficiary is designated therein, then, if the employee is married, the moneys shall be paid or refunded to the employee's surviving spouse, or, if the employee is unmarried, to a next of kin.

(2) Uncashed refund checks or orders issued and delivered to state employees before death, may be paid to the like parties in the order named, upon indorsement of the checks or orders by such parties in the name of the deceased payee and individually. [Amended by 1981 c.567 §7]

292.120 [Repealed by 1955 c.316 §4]

292.130 [Repealed by 1955 c.316 §4]

292.140 [Repealed by 1955 c.316 §4]

292.150 Advances upon mileage allowances of members of legislature and upon salaries of legislative employees and other state employees; rules. (1) The State Treasurer is authorized, under such rules as the treasurer shall promulgate, to make cash advances in payment of mileage allowances of members of the Legislative Assembly, and in payment of earned wages and salaries of clerks and employees thereof, and of state employees during sessions of the Legislative Assembly and in emergency cases, pursuant to assignments executed by payees in favor of the State Treasurer.

(2) Wages and salaries of clerks and employees of the Legislative Assembly shall be so advanced only pursuant to certificates, showing the amount of salary earned and unpaid, signed by the chief clerk of the branch of the Legislative Assembly with which the party receiving the advance is identified and by the Oregon Department of Administrative Services or its duly authorized representative.

(3) The amounts of earned wages and salaries of state employees shall be so advanced only if payable solely from appropriations made by the Legislative Assembly, and then only upon vouchers approved by the proper state officer, board or commission, as the case may be.

292.160 Repayment of amounts advanced. (1) The amounts advanced by the State Treasurer under ORS 292.150 shall be repaid to the State Treasurer through warrants issued by the Oregon Department of Administrative Services in payment of properly approved vouchers.

(2) The State Treasurer, as assignee of the parties to whom such advances have been made, is authorized to:

(a) Verify the vouchers.

(b) Indorse, as assignee, the warrants drawn in favor of the parties to whom the advances have been made, or to such parties and to the State Treasurer as assignee jointly.

(c) Reimburse, from the proceeds of the warrants, the funds or accounts from which the advances have been made.

292.170 Procedure when employee leaves employment after overpayment. If a state employee leaves state employment after having received payment of salary or wages in an amount greater than the employee's entitlement, the amount of overpayment shall be considered a delinquent account and shall be subject to collection by the Collections Unit in the Department of Revenue under ORS 293.250. [1981 c.567 §12]

292.180 Invoice reflecting certain savings; use of savings; refunding. (1) The Oregon Department of Administrative Services may render a monthly or quarterly invoice to all state agencies utilizing or intending to utilize the joint payroll system in the future. This monthly or quarterly invoice shall be equal to demonstrated savings of Workers' Compensation workday tax costs which are a direct result of the savings from payment of the workday tax based on actual days worked by the employee.

(2) It is the intention of this section to allow the department to use demonstrated savings of Workers' Compensation workday tax costs to pay for the implementation costs of ORS 238.350, 240.546, 292.026, 292.033, 292.070 to 292.110, 292.170 and this section and the moneys received are continuously appropriated for the purposes of ORS 238.350, 240.546, 292.026, 292.033, 292.070 to 292.110, 292.170 and this section.

(3) Any excess moneys remaining after the implementation of ORS 238.350, 240.546, 292.026, 292.033, 292.070 to 292.110, 292.170 and this section shall be returned pro rata on the basis of total moneys to agency contributions to the agencies from which received. However, if the amount remaining is less than $10,000, that amount may be trans-

ferred to the General Fund as a miscellaneous receipt. [1981 c.567 §11; 1983 c.81 §1]

292.190 [1991 c.530 §1; repealed by 1995 c.162 §94]

292.200 [1975 c.4 §1; repealed by 1985 c.565 §47]

SUBSISTENCE AND MILEAGE ALLOWANCES FOR TRAVEL BY STATE OFFICERS AND EMPLOYEES

292.210 Definitions for ORS 292.210 to 292.230. As used in ORS 292.210 to 292.230, unless the context otherwise requires:

(1) "State agency" has the same meaning as provided in ORS 291.002.

(2) "State officer" means any elected or appointed state officer, including members of boards and commissions. [Amended by 1953 c.623 §3; 1971 c.153 §1]

292.220 Department to regulate subsistence and mileage allowances for travel; rules. The amounts and nature of subsistence allowances for travel, and the rate of mileage allowance for travel by private automobile, payable by state agencies, shall be adopted and regulated by the Oregon Department of Administrative Services within any limits that may be prescribed by statute. The department shall prescribe by rule the conditions under which allowances for travel by private automobile may be made. [Amended by 2005 c.22 §215; 2011 c.88 §3]

292.230 Policy on out-of-state travel; guidelines; use of travel awards; rules. (1) It is the policy of the state that all out-of-state travel by state agency personnel shall be allowed only when the travel is essential to the normal discharge of the agency's responsibilities. Out-of-state travel shall be conducted in the most efficient and cost-effective manner resulting in the best value to the state. The travel must comply with requirements of rules adopted under subsection (5) of this section. State agencies shall adhere to the following guidelines when using out-of-state travel:

(a) All out-of-state travel must be for official state business.

(b) Use of out-of-state travel must be related to the agency's scope of responsibilities.

(c) Each state agency is charged with the responsibility for determining the necessity and justification for and method of travel.

(d) Each state agency shall make every effort possible to minimize employee time spent on out-of-state travel.

(2) Notwithstanding any other law, including but not limited to ORS 243.650 to 243.782, it is the policy of the state that travel awards earned while conducting state business shall be used to reduce the costs of state travel expenses except as otherwise required as a prerequisite to receipt of federal or other granted funds. The use of travel awards obtained while conducting state business for personal travel constitutes personal gain from state employment and violates ORS 244.040.

(3) The Oregon Department of Administrative Services shall work with commercial airlines to make travel awards available to the state rather than individual employees.

(4) Notwithstanding subsection (5) of this section, each state agency shall manage all travel awards earned by personnel employed by them who travel for the state. Agencies shall establish procedures in accordance with Oregon Department of Administrative Services rules to monitor the earning and use of awards by individual employees.

(5) The Oregon Department of Administrative Services shall adopt by rule standards regulating out-of-state travel including but not limited to:

(a) Limiting the number of officers and employees who may attend the same meeting;

(b) Requiring state agencies to establish practices for travel that are consistent with the agency's resources;

(c) Requiring agencies to develop information sharing for reporting and other aspects that have benefits to more than one agency;

(d) Developing telecommunication resources to be used in lieu of travel;

(e) Requiring agency administrators or their designees, as designated in writing, to approve out-of-state travel; and

(f) Setting up procedures to audit agency use of travel and travel awards including appropriate sanctions for misuse.

(6) As used in this section:

(a) "Official state business" means activity conducted by any agency personnel that has been authorized by that agency in support of approved state programs.

(b) "Out-of-state travel" means all travel from a point of origin in Oregon to a point of destination in another state and return therefrom.

(c) "Travel award" means any object of value awarded by any business providing commercial transportation or accommodations to an individual or agency which can be used to reduce the cost of travel including, but not limited to, frequent flier miles, discounts or coupons. [Amended by 1993 c.750 §1]

292.240 [Repealed by 1953 c.623 §3]

292.250 Reimbursement for use of privately owned motor vehicle on official business; statewide tiered mileage reimbursement rate schedule. (1) A person

may not be reimbursed by a state agency for the use on official or state related business of a privately owned motor vehicle at a rate to exceed the rates established and regulated by the Oregon Department of Administrative Services. Reimbursement shall be paid only for distances actually traveled and trips made in the performance of official or state related duties.

(2) The department shall adopt a statewide policy for implementation of a tiered mileage reimbursement rate schedule for reimbursement by state agencies for the use of a privately owned motor vehicle while conducting state business.

(3) The reimbursement rates adopted by the department must be equivalent to the reimbursement rates established by the United States General Services Administration for reimbursement for the use of privately owned motor vehicles when conducting government business.

(4) The rates adopted under subsection (2) of this section shall be deemed to be in full compensation for all and every expense, charge or liability incurred through the use of the privately owned motor vehicle, including the cost of gasoline, oil, repair parts, depreciation, taxes, insurance and maintenance and upkeep of every kind and nature.

(5) No law enacted before August 2, 1951, allowing the recovery by any person of necessary and reasonable traveling expenses incurred in the performance of official duties shall be construed to authorize payment by the state for the use of a privately owned motor vehicle on a basis in excess of the rate provided in subsection (1) of this section. [Amended by 1965 c.8 §1; 1971 c.153 §2; 1971 c.244 §1; 1973 c.224 §1; 1974 c.10 §1; 1975 c.525 §1; 1979 c.179 §1; 2011 c.88 §1]

Note: Section 2, chapter 88, Oregon Laws 2011, provides:

Sec. 2. The Oregon Department of Administrative Services shall periodically report to the Legislative Assembly, by January 2 of 2013, 2015 and 2017, findings about the use of the tiered mileage reimbursement rate schedule adopted under the amendments to ORS 292.250 by section 1 of this 2011 Act. The report shall be made in the manner prescribed by ORS 192.245. [2011 c.88 §2]

292.260 [Amended by 1965 c.8 §2; repealed by 1971 c.244 §6]

292.280 Advance for expenses of travel and subsistence. Notwithstanding ORS chapters 291, 292 and 293, any officer or employee of any state agency may receive an advance for approved necessary expenses of travel and subsistence arising out of official duties or employment, in the manner provided in ORS 292.286 and 292.288. [1955 c.765 §1; 1973 c.158 §1]

292.283 [1955 c.765 §2; 1971 c.244 §2; repealed by 1973 c.158 §5]

292.286 Approval of advance by agency head; payment; rules. (1) Any officer or employee of a state agency who desires a cash advance for the expenses of travel and subsistence arising out of official duties or employment shall file a written request for the approval of such advance with the administrative head of the state agency by which the officer or employee is employed.

(2) The administrative head of the state agency by which the officer or employee requesting the advance is employed shall forward a copy of the written approval to the official authorized to disburse funds of such agency. The advance shall be paid from funds available to the agency for the payment of claims.

(3) The Oregon Department of Administrative Services shall make rules setting forth procedures for request and disbursal of travel advances provided in ORS 292.286 and 292.288. [1955 c.765 §3; 1971 c.244 §3; 1973 c.158 §2; 1993 c.18 §57; 2005 c.22 §216]

292.288 State claim on advances. The state shall have a prior claim against and a right to withhold any and all funds payable, or to become payable, by the state to any officer or employee up to the amount of such advance. [1971 c.244 §5]

292.289 [1955 c.765 §4; repealed by 1971 c.244 §6]

292.292 [1955 c.765 §5; repealed by 1971 c.244 §6]

292.295 [1955 c.765 §6; repealed by 1971 c.244 §6]

292.298 [1955 c.765 §8; repealed by 1973 c.158 §5]

292.310 [Repealed by 1953 c.307 §4]

SALARIES AND EXPENSES OF ELECTED STATE OFFICERS

292.311 Governor, Secretary of State, State Treasurer, Attorney General, Commissioner of Bureau of Labor and Industries. The incumbents of each of the following offices shall be paid an annual salary on a monthly basis, as follows:

(1) Governor, $98,600 for the year beginning January 1, 2014, and for each year thereafter. The Governor shall also be paid $1,000 per month regularly for expenses necessarily incurred but not otherwise provided for.

(2) Secretary of State, $77,000 for the year beginning January 1, 2014, and for each year thereafter. The Secretary of State shall also be paid $250 per month regularly for expenses necessarily incurred but not otherwise provided for.

(3) State Treasurer, $77,000 for the year beginning January 1, 2014, and for each year thereafter. The State Treasurer shall also be paid $250 per month regularly for expenses necessarily incurred but not otherwise provided for.

(4) Attorney General, $82,200 for the year beginning January 1, 2014, and for each year thereafter. The Attorney General shall also be paid $250 per month regularly for expenses necessarily incurred but not otherwise provided for.

(5) Commissioner of the Bureau of Labor and Industries, $77,000 for the year beginning January 1, 2014, and for each year thereafter. The commissioner shall also be paid $250 per month regularly for expenses necessarily incurred but not otherwise provided for. [2009 c.899 §5; 2011 c.731 §18; 2013 c.722 §45]

Note: 292.311, 292.406, 292.411, 292.416 and 292.426 were enacted into law by the Legislative Assembly but were not added to or made a part of ORS chapter 292 or any series therein by legislative action. See Preface to Oregon Revised Statutes for further explanation.

292.312 [Repealed by 1953 c.307 §4]

292.313 [1953 c.307 §1; 1955 c.706 §1; 1957 c.578 §1; 1959 c.693 §1; 1961 c.392 §1; 1963 c.572 §55; 1965 c.14 §1; 1967 c.7 §1; 1969 c.644 §1a; 1971 c.642 §4; 1973 c.628 §1; 1977 c.896 §2; 1979 c.635 §1; 1981 c.736 §5; 1981 c.739 §1; 1985 c.782 §4; 1987 c.894 §4; 1989 c.977 §1; 1997 c.572 §1; 2001 c.854 §1; 2002 s.s.3 c.12 §11; repealed by 2007 c.901 §11]

292.314 [Repealed by 1953 c.307 §4]

292.315 [1953 c.517 §1; 1955 c.529 §1; 1957 c.685 §1; renumbered 292.410]

292.316 Governor, Secretary of State, State Treasurer and Attorney General to pay fees and commissions into treasury; biennial report. All fees and commissions of any kind, name or nature collected by the Governor, Secretary of State, State Treasurer or Attorney General for any service performed by the Governor, Secretary of State, State Treasurer or Attorney General by virtue of office or collected by the Governor, Secretary of State, State Treasurer or Attorney General by virtue of office, shall be paid into the State Treasury on or before the 10th day of the month following the collection thereof, accompanied by a statement designating the fund or account to which the payment is to be credited. Each of such officers shall, in the biennial report of the officer, set forth a statement of all moneys so collected and paid over to the State Treasury. [Amended by 1953 c.307 §4; 1969 c.141 §1]

292.317 [1953 c.542 §1; 1955 c.705 §1; last sentence of 1957 Replacement Part enacted as 1955 c.705 §5; 1957 c.486 §1; sentence before last sentence of 1957 Replacement Part enacted as 1957 c.486 §2; 1959 c.588 §15; 1959 c.596 §68; renumbered 292.505 to 292.790]

292.318 [1953 c.542 §2; subsection (2) of 1957 Replacement Part enacted as 1955 c.705 §6; 1957 c.486 §3; renumbered 292.855]

292.319 [1953 c.542 §3; renumbered 292.860]

292.320 [Amended by 1953 c.542 §5; renumbered 292.905]

292.322 [Amended by 1953 c.542 §5; renumbered 292.910]

292.324 [Amended by 1953 c.542 §5; renumbered 292.915]

292.325 [1959 c.50 §1; repealed by 1975 c.614 §20]

292.326 [Repealed by 1953 c.307 §4]

292.328 [Repealed by 1953 c.307 §4]

292.330 [Repealed by 1953 c.517 §4]

292.332 [Repealed by 1953 c.382 §4]

292.334 [Amended by 1953 c.542 §5; renumbered 292.940]

292.336 [Repealed by 1953 c.542 §5]

292.338 [Repealed by 1953 c.68 §19]

292.340 [Repealed by 1953 c.542 §5]

292.342 [Repealed by 1955 c.705 §7]

292.344 [Renumbered 292.975]

292.346 [Repealed by 1953 c.25 §2]

292.348 [Amended by 1955 c.705 §2; repealed by 1957 c.486 §5]

292.350 [Amended by 1955 c.705 §3; renumbered 292.945]

292.352 [Repealed by 1953 c.542 §5]

292.354 [1953 c.723 §11; 1955 c.705 §4; 1957 c.486 §4; repealed by 1959 c.55 §1]

292.405 [1969 c.198 §9; 1971 c.642 §5; 1973 c.786 §1; 1977 c.896 §3; 1979 c.635 §2; 1981 c.739 §2; 1985 c.782 §5; 1987 c.894 §5; 1989 c.977 §2; 1993 c.725 §28; 1995 c.658 §139; 1997 c.572 §2; 2001 c.854 §2; 2007 c.911 §10; repealed by 2007 c.901 §11]

292.406 Court of Appeals judges. (1) The annual salary of the Chief Judge of the Court of Appeals shall be $130,688 for the year beginning January 1, 2014, and for each year thereafter.

(2) The annual salary of each other judge of the Court of Appeals shall be $127,820 for the year beginning January 1, 2014, and for each year thereafter. [2009 c.899 §1; 2013 c.722 §41]

Note: The amendments to 292.406 by section 41a, chapter 722, Oregon Laws 2013, become operative January 1, 2015. See section 45a, chapter 722, Oregon Laws 2013. The text that is operative on and after January 1, 2015, is set forth for the user's convenience.

292.406. (1) The annual salary of the Chief Judge of the Court of Appeals shall be $135,688 for the year beginning January 1, 2015, and for each year thereafter.

(2) The annual salary of each other judge of the Court of Appeals shall be $132,820 for the year beginning January 1, 2015, and for each year thereafter.

Note: See note under 292.311.

292.410 [Formerly 292.315; 1961 c.702 §3; 1965 c.171 §3; 1967 c.38 §3; 1969 c.365 §3; 1971 c.642 §6; 1973 c.786 §2; 1977 c.896 §4; 1979 c.635 §3; 1981 c.739 §3; 1985 c.782 §6; 1987 c.894 §6; 1989 c.977 §3; 1993 c.725 §29; 1995 c.658 §139a; 1997 c.572 §3; 2001 c.854 §3; 2007 c.911 §11; repealed by 2007 c.901 §11]

292.411 Supreme Court Chief Justice and judges. (1) The annual salary of the Chief Justice of the Supreme Court shall be $133,556 for the year beginning January 1, 2014, and for each year thereafter.

(2) The annual salary of each other judge of the Supreme Court shall be $130,688 for the year beginning January 1, 2014, and for each year thereafter. [2009 c.899 §2; 2013 c.722 §42]

Note: The amendments to 292.411 by section 42a, chapter 722, Oregon Laws 2013, become operative January 1, 2015. See section 45a, chapter 722, Oregon Laws 2013. The text that is operative on and after January 1, 2015, is set forth for the user's convenience.

292.411. (1) The annual salary of the Chief Justice of the Supreme Court shall be $138,556 for the year beginning January 1, 2015, and for each year thereafter.

(2) The annual salary of each other judge of the Supreme Court shall be $135,688 for the year beginning January 1, 2015, and for each year thereafter.

Note: See note under 292.311.

292.415 [1971 c.642 §43; 1973 c.786 §3; 1977 c.896 §5; 1979 c.635 §4; 1981 c.739 §4; 1985 c.782 §7; 1987 c.894 §7; 1989 c.977 §4; 1993 c.725 §30; 1995 c.658 §139b; 1997 c.572 §4; 2001 c.854 §4; 2007 c.911 §12; repealed by 2007 c.901 §11]

292.416 Circuit court judges. The annual salary of each judge of a circuit court shall be $119,468 for the year beginning January 1, 2014, and for each year thereafter. [2009 c.899 §3; 2013 c.722 §43]

Note: The amendments to 292.416 by section 43a, chapter 722, Oregon Laws 2013, become operative January 1, 2015. See section 45a, chapter 722, Oregon Laws 2013. The text that is operative on and after January 1, 2015, is set forth for the user's convenience.

292.416. The annual salary of each judge of a circuit court shall be $124,468 for the year beginning January 1, 2015, and for each year thereafter.

Note: See note under 292.311.

292.420 [1971 c.642 §44; 1973 c.786 §4; 1977 c.896 §6; 1979 c.635 §5; 1981 c.739 §5; repealed by 1981 c.816 §3]

292.422 [1981 c.816 §2; 1985 c.782 §8; 1987 c.894 §8; 1989 c.977 §5; 1993 c.725 §31; 1995 c.658 §139c; 1997 c.572 §5; repealed by 1995 c.658 §127]

292.425 [1977 c.896 §8; 1979 c.635 §6; 1981 c.739 §6; 1985 c.782 §9; 1987 c.894 §9; 1989 c.977 §6; 1993 c.725 §32; 1995 c.658 §139d; 1997 c.572 §7; 2001 c.854 §5; 2007 c.911 §13; repealed by 2007 c.901 §11]

292.426 Tax court judge. The annual salary of the judge of the Oregon Tax Court shall be $123,164 for the year beginning January 1, 2014, and for each year thereafter. [2009 c.899 §4; 2013 c.722 §44]

Note: The amendments to 292.426 by section 44a, chapter 722, Oregon Laws 2013, become operative January 1, 2015. See section 45a, chapter 722, Oregon Laws 2013. The text that is operative on and after January 1, 2015, is set forth for the user's convenience.

292.426. The annual salary of the judge of the Oregon Tax Court shall be $128,164 for the year beginning January 1, 2015, and for each year thereafter.

Note: See note under 292.311.

292.430 Retirement and insurance benefits extension to state elected officers. (1) In addition to the annual salaries established as provided in ORS 292.907 to 292.930, the Oregon Department of Administrative Services may "pick-up," assume and pay to the Public Employees Retirement Fund any employee contributions, otherwise required by ORS 238.200, for the Governor, Secretary of State, State Treasurer, Attorney General, Commissioner of the Bureau of Labor and Industries and members of the Legislative Assembly.

(2) The department may provide health, dental, life and long-term disability insurance without cost to the officers referred to in subsection (1) of this section and to judges of the Supreme Court, Court of Appeals, Oregon Tax Court and circuit courts in such amounts as are provided from time to time to employees in the unclassified service of the state. [1979 c.635 §9; 2003 c.67 §35; 2007 c.901 §9; 2011 c.731 §19]

SALARIES AND EXPENSES OF NONELECTIVE STATE OFFICIALS

292.495 Compensation and expenses of members of state boards and commissions. (1) Subject to the availability of funds therefor in the budget of the state board or commission, and except as otherwise provided by law, any member of a state board or commission, other than a member who is employed in full-time public service, who is authorized by law to receive compensation for time spent in performance of official duties, shall receive a payment of $30 for each day or portion thereof during which the member is actually engaged in the performance of official duties.

(2) Except as otherwise provided by law, all members of state boards and commissions, including those employed in full-time public service, may receive actual and necessary travel or other expenses actually incurred in the performance of their official duties within the limits provided by law or by the Oregon Department of Administrative Services under ORS 292.210 to 292.250.

(3) As used in subsection (2) of this section, "other expenses" includes expenses incurred by a member of a state board or commission in employing a substitute to perform duties, including personal, normally performed by the member which the member is unable to perform because of the performance of official duties and which by the nature of such duties cannot be delayed without risk to health or safety. No member shall be reimbursed for expenses incurred in employing a substitute in excess of $25 per day. [1969 c.314 §1; 1973 c.224 §2; 1975 c.441 §1; 1979 c.616 §1]

292.500 Compensation and expenses of members of Oregon Council on Developmental Disabilities. (1) As used in this section, "council" means the Oregon Council on Developmental Disabilities that receives federal financial support under the Developmental Disabilities Assistance and Bill of Rights Act (42 U.S.C. 6000 et seq.).

(2) Each member of the Oregon Council on Developmental Disabilities is entitled to compensation as provided in ORS 292.495 (1).

(3) Subject to limits provided by law or by the Oregon Department of Administrative Services under ORS 292.210 to 292.250, each member of the council may receive actual and necessary travel or other expenses incurred in the performance of the member's

official duties and not reimbursed from other sources.

(4) As used in subsection (3) of this section, "other expenses" means:

(a) Expenses not exceeding $25 for each day that are incurred by a member of the council in employing another person to perform duties, including personal duties, normally performed by the member that the member is unable to perform because of other official duties that cannot be delayed without risk to health or safety.

(b) Notwithstanding paragraph (a) of this subsection, the actual cost of personal assistant services necessary for a member of the council to perform official duties of the member.

(c) Notwithstanding paragraph (a) of this subsection, the actual cost of care for children or family members with disabilities that is required to allow a parent or caregiver to perform the duties of a member of the council. [1999 c.426 §1; 2009 c.11 §37]

Note: 292.500 was enacted into law by the Legislative Assembly but was not added to or made a part of ORS chapter 292 or any series therein by legislative action. See Preface to Oregon Revised Statutes for further explanation.

292.505 [Formerly part of 292.317; 1961 c.530 §1; 1963 c.572 §1; 1965 c.14 §4; 1967 c.7 §3; 1969 c.644 §2; 1971 c.642 §7; repealed by 1977 c.589 §1]

292.510 [Formerly part of 292.317; 1961 c.530 §2; repealed by 1963 c.38 §2]

292.515 [Formerly part of 292.317; 1961 c.530 §3; 1963 c.572 §2; 1965 c.14 §5; 1967 c.7 §4; 1969 c.644 §3; 1971 c.642 §8; 1973 c.787 §1; repealed by 1977 c.589 §1]

292.520 [Formerly part of 292.317; 1961 c.530 §4; 1963 c.572 §3; repealed by 1965 c.14 §45]

292.525 [Formerly part of 292.317; 1961 c.530 §5; 1963 c.572 §4; 1965 c.14 §6; 1967 c.7 §5; 1969 c.644 §4; 1971 c.642 §9; 1973 c.787 §2; repealed by 1977 c.589 §1]

292.530 [Formerly part of 292.317; 1961 c.530 §6; 1963 c.572 §5; repealed by 1965 c.14 §45]

292.535 [Formerly part of 292.317; 1961 c.530 §7; repealed by 1963 c.572 §50]

292.540 [Formerly part of 292.317; 1961 c.530 §8; 1963 c.572 §6; repealed by 1965 c.14 §45]

292.545 [Formerly part of 292.317; 1961 c.530 §9; 1963 c.572 §7; 1965 c.14 §7; 1967 c.7 §6; 1969 c.644 §5; repealed by 1971 c.301 §26 and 1971 c.642 §10]

292.550 [Formerly part of 292.317; 1961 c.530 §10; 1963 c.572 §8; repealed by 1965 c.14 §45]

292.551 [1965 c.14 §9; 1967 c.7 §7; 1969 c.644 §6; 1971 c.642 §11; 1973 c.787 §3; repealed by 1977 c.589 §1]

292.553 [1967 c.7 §9; 1969 c.644 §7; 1971 c.642 §12; 1973 c.787 §4; repealed by 1977 c.589 §1]

292.555 [Formerly part of 292.317; 1961 c.530 §11; 1963 c.572 §9; 1965 c.14 §10; 1967 c.7 §10; repealed by 1969 c.199 §59]

292.560 [Formerly part of 292.317; 1961 c.530 §12; 1963 c.572 §10; repealed by 1965 c.14 §45]

292.565 [Formerly part of 292.317; 1961 c.530 §13; 1963 c.572 §11; 1965 c.14 §11; repealed by 1967 c.7 §40]

292.566 [1967 c.7 §12; 1969 c.644 §9; repealed by 1971 c.642 §13]

292.570 [Formerly part of 292.317; 1961 c.530 §14; repealed by 1963 c.572 §50]

292.575 [Formerly part of 292.317; 1961 c.530 §15; 1963 c.572 §12; 1965 c.14 §12; 1967 c.7 §13; 1969 c.644 §10; repealed by 1971 c.301 §26 and 1971 c.642 §14]

292.580 [Formerly part of 292.317; 1961 c.530 §16; repealed by 1963 c.572 §50]

292.582 [1967 c.7 §38; 1969 c.644 §11; 1971 c.642 §15; 1973 c.787 §5; repealed by 1975 c.554 §3]

292.585 [Formerly part of 292.317; 1961 c.530 §17; 1963 c.572 §13; 1965 c.14 §13; 1967 c.7 §14; 1969 c.644 §12; 1971 c.642 §16; 1973 c.787 §6; repealed by 1975 c.581 §29]

292.590 [Formerly part of 292.317; 1961 c.530 §18; repealed by 1963 c.572 §50]

292.595 [Formerly part of 292.317; 1961 c.530 §19; 1963 c.572 §14; repealed by 1965 c.14 §45]

292.597 [1971 c.642 §48; 1973 c.787 §7; repealed by 1977 c.589 §1]

292.600 [Formerly part of 292.317; 1961 c.530 §20; 1963 c.572 §15; repealed by 1965 c.14 §45]

292.602 [1969 c.644 §38a; 1971 c.642 §17; 1973 c.787 §8; repealed by 1977 c.589 §1]

292.605 [Formerly part of 292.317; 1961 c.530 §21; 1963 c.572 §16; 1965 c.14 §14; 1967 c.7 §15; 1967 c.419 §15; repealed by 1969 c.644 §39]

292.606 [1969 c.644 §37; repealed by 1971 c.642 §18]

292.607 [1963 c.572 §53; repealed by 1965 c.14 §45]

292.608 [1971 c.642 §47; 1973 c.787 §9; repealed by 1977 c.55 §29 and 1977 c.589 §1]

292.610 [Formerly part of 292.317; 1961 c.530 §22; 1963 c.572 §17; 1965 c.14 §15; 1967 c.7 §16; 1969 c.644 §14; 1971 c.642 §19; 1973 c.787 §10; repealed by 1977 c.589 §1]

292.615 [Formerly part of 292.317; repealed by 1961 c.530 §60]

292.620 [Formerly part of 292.317; 1961 c.530 §23; 1963 c.572 §18; 1965 c.14 §16; 1967 c.7 §17; 1969 c.644 §15; 1971 c.642 §20; 1973 c.787 §11; repealed by 1977 c.589 §1]

292.625 [Formerly part of 292.317; 1961 c.530 §24; 1963 c.572 §19; 1965 c.14 §17; 1967 c.7 §18; 1969 c.644 §16; 1971 c.642 §21; 1973 c.787 §12; repealed by 1977 c.589 §1]

292.627 [1967 c.419 §30; 1969 c.644 §34; 1971 c.642 §22; 1973 c.787 §13; repealed by 1977 c.589 §1]

292.630 [Formerly part of 292.317; 1961 c.530 §25; 1963 c.572 §20; 1965 c.14 §18; 1967 c.7 §19; 1969 c.644 §17; 1971 c.642 §23; 1973 c.787 §14; repealed by 1977 c.589 §1]

292.635 [Formerly part of 292.317; 1961 c.530 §26; 1963 c.572 §21; 1965 c.14 §19; 1967 c.7 §20; 1969 c.644 §18; repealed by 1971 c.642 §24]

292.640 [Formerly part of 292.317; 1961 c.530 §27; 1963 c.572 §22; 1965 c.14 §20; 1967 c.7 §21; repealed by 1969 c.599 §68]

292.642 [1971 c.642 §46; 1973 c.787 §15; repealed by 1977 c.589 §1]

292.645 [Formerly part of 292.317; 1961 c.530 §28; 1963 c.572 §23; 1965 c.14 §21; repealed by 1967 c.7 §40]

292.650 [Formerly part of 292.317; 1961 c.530 §29; 1963 c.572 §24; repealed by 1965 c.14 §45]

292.655 [Formerly part of 292.317; 1961 c.530 §30; 1963 c.572 §25; repealed by 1965 c.14 §45]

292.660 [Formerly part of 292.317; 1961 c.530 §31; 1963 c.572 §26; repealed by 1965 c.14 §45]

292.662 [1971 c.642 §45; 1973 c.787 §16; repealed by 1977 c.589 §1]

292.665 [Formerly part of 292.317; 1961 c.530 §32; 1963 c.572 §27; repealed by 1965 c.14 §45]

292.670 [Formerly part of 292.317; 1961 c.530 §33; 1963 c.572 §28; repealed by 1965 c.14 §45]

292.675 [Formerly part of 292.317; 1961 c.530 §34; 1963 c.572 §29; 1965 c.14 §22; 1967 c.7 §22; 1967 c.182 §1; 1969 c.644 §20; 1971 c.642 §25; 1973 c.787 §17; repealed by 1977 c.589 §1]

292.677 [1969 c.644 §38; 1971 c.642 §26; 1973 c.787 §18; repealed by 1977 c.589 §1]

292.680 [Formerly part of 292.317; 1961 c.530 §35; 1963 c.572 §30; repealed by 1965 c.14 §45]

292.685 [Formerly part of 292.317; repealed by 1961 c.690 §22]

292.690 [Formerly part of 292.317; 1961 c.530 §36; 1963 c.572 §31; repealed by 1965 c.14 §45]

292.695 [Formerly part of 292.317; 1961 c.530 §37; 1963 c.572 §32; 1965 c.14 §23; 1967 c.7 §23; 1969 c.644 §21; 1971 c.642 §27; 1973 c.787 §19; repealed by 1977 c.589 §1]

292.700 [Formerly part of 292.317; 1961 c.530 §38; 1963 c.572 §33; 1965 c.14 §24; 1967 c.7 §24; 1969 c.644 §22; 1971 c.642 §28; 1973 c.787 §20; repealed by 1977 c.589 §1]

292.705 [Formerly part of 292.317; 1961 c.530 §39; 1963 c.572 §34; 1965 c.14 §25; repealed by 1967 c.7 §40]

292.707 [1961 c.530 §58; 1963 c.572 §35; repealed by 1965 c.14 §45]

292.710 [Formerly part of 292.317; 1961 c.530 §40; repealed by 1963 c.572 §50]

292.711 [1965 c.14 §27; 1967 c.7 §25; 1969 c.644 §23; repealed by 1971 c.642 §29]

292.715 [Formerly part of 292.317; 1961 c.530 §41; 1963 c.572 §36; 1965 c.14 §28; 1967 c.7 §26; repealed by 1969 c.599 §68]

292.720 [Formerly part of 292.317; 1961 c.530 §42; repealed by 1963 c.572 §50]

292.725 [Formerly part of 292.317; 1961 c.530 §43; 1963 c.572 §37; 1965 c.14 §29; 1967 c.7 §27; 1969 c.644 §25; repealed by 1971 c.642 §30]

292.730 [Formerly part of 292.317; 1961 c.530 §44; 1963 c.572 §38; 1965 c.14 §30; repealed by 1967 c.7 §40]

292.735 [Formerly part of 292.317; 1961 c.530 §45; 1963 c.572 §39; 1965 c.14 §31; 1967 c.7 §28; 1969 c.644 §26; 1971 c.642 §31; 1973 c.787 §21; repealed by 1977 c.589 §1]

292.737 [1963 c.572 §52; 1965 c.14 §32; repealed by 1965 c.405 §4 and 1967 c.7 §40]

292.740 [Formerly part of 292.317; 1963 c.572 §40; 1965 c.14 §33; 1967 c.7 §29; repealed by 1969 c.644 §39]

292.745 [Formerly part of 292.317; 1961 c.530 §46; 1963 c.572 §41; repealed by 1965 c.14 §45]

292.750 [Formerly part of 292.317; 1961 c.530 §47; 1963 c.572 §42; 1965 c.14 §34; 1967 c.7 §30; 1969 c.644 §27; 1971 c.642 §32; 1973 c.787 §22; repealed by 1977 c.589 §1]

292.752 [1961 c.530 §56; repealed by 1963 c.572 §50]

292.755 [Formerly part of 292.317; 1961 c.530 §48; 1963 c.572 §43; repealed by 1965 c.14 §45]

292.760 [Formerly part of 292.317; 1961 c.530 §49; 1963 c.572 §44; 1965 c.14 §35; 1967 c.7 §31; repealed by 1969 c.520 §49]

292.762 [1969 c.644 §28b; 1971 c.642 §33; 1973 c.787 §23; repealed by 1977 c.589 §1]

292.765 [Formerly part of 292.317; repealed by 1961 c.125 §1]

292.767 [1969 c.597 §80n; repealed by 1971 c.642 §34]

292.770 [Formerly part of 292.317; 1961 c.530 §50; 1963 c.572 §45; 1965 c.14 §36; 1967 c.7 §32; 1969 c.644 §29; repealed by 1971 c.642 §35]

292.772 [1969 c.599 §66d; 1971 c.642 §36; 1973 c.787 §24; repealed by 1977 c.589 §1]

292.775 [Formerly part of 292.317; 1961 c.530 §51; 1963 c.572 §46; 1965 c.14 §37; 1967 c.7 §33; 1969 c.644 §30; 1971 c.642 §37; 1973 c.787 §25; repealed by 1977 c.589 §1]

292.777 [1969 c.644 §36; repealed by 1971 c.642 §38]

292.780 [Formerly part of 292.317; 1961 c.530 §52; 1963 c.572 §47; 1965 c.14 §38; 1967 c.7 §34; 1969 c.644 §31; 1971 c.642 §39; 1973 c.787 §26; repealed by 1977 c.589 §1]

292.785 [Formerly part of 292.317; 1961 c.530 §53; 1963 c.572 §48; 1965 c.14 §39; 1967 c.7 §35; 1969 c.644 §32; repealed by 1971 c.642 §40]

292.790 [Formerly part of 292.317; 1961 c.530 §54; 1963 c.572 §49; 1965 c.14 §40; 1967 c.7 §36; 1969 c.644 §33; repealed by 1971 c.642 §41]

292.855 [Formerly 292.318; 1961 c.530 §59; 1969 c.597 §54; repealed by 1977 c.589 §1]

292.860 [Formerly 292.319; 1969 c.597 §55; repealed by 1989 c.171 §96]

292.905 [Formerly 292.320; repealed by 1961 c.530 §60]

PUBLIC OFFICIALS COMPENSATION COMMISSION

292.907 Public Officials Compensation Commission; eligibility; term. (1) There is established a Public Officials Compensation Commission consisting of 11 members appointed or selected as follows:

(a) Two members who have a background in compensation management, appointed by the Governor, subject to confirmation by the Senate under ORS 171.562 and 171.565;

(b) One member appointed by the Chief Justice of the Supreme Court;

(c) One member appointed by the President of the Senate;

(d) One member appointed by the Speaker of the House of Representatives; and

(e) Six members selected by lot by the Secretary of State in the manner described in ORS 292.908.

(2) The term of office of each member is four years. A member is eligible for reappointment or reselection. If there is a vacancy for any cause, the authority having made the appointment or selection of the member representing the vacancy shall make an appointment or selection to become immediately effective for the unexpired term.

(3)(a) None of the following is eligible to serve on the commission:

(A) An individual who holds an office or position the salary of which is subject to ORS 292.907 to 292.930;

(B) A member of the individual's household; or

(C) A relative of the individual.

(b) As used in this subsection:

(A) "Member of the individual's household" means any person who resides with an individual who holds an office or position the salary of which is subject to ORS 292.907 to 292.930.

(B) "Relative" means the spouse or domestic partner of an individual who holds an office or position the salary of which is sub-

ject to ORS 292.907 to 292.930, any children of the individual or of the individual's spouse or domestic partner, and brothers, sisters, half brothers, half sisters, brothers-in-law, sisters-in-law, sons-in-law, daughters-in-law, mothers-in-law, fathers-in-law, aunts, uncles, nieces, nephews, stepparents, stepchildren or parents of the individual or of the individual's spouse or domestic partner.

(4) To be eligible to serve on the commission, an individual must have voted in the two general elections next preceding the individual's appointment, reappointment, selection or reselection. [1983 c.790 §1; 2007 c.901 §1]

292.908 Selection of members by lot; rules. (1) The Secretary of State shall select by lot from elector registration records six persons for membership on the Public Officials Compensation Commission. The Secretary of State shall select one elector from each congressional district and one elector from the state at large.

(2) The Secretary of State shall adopt rules concerning the method by which electors are selected by lot. The rules shall include but are not limited to:

(a) Procedures for notifying the electors selected;

(b) Procedures for making a new selection by lot if an elector who is selected declines to serve on the commission; and

(c) Procedures for filling a vacancy on the commission if a selected member does not complete the member's term. [2007 c.901 §3]

292.910 [Formerly 292.322; repealed by 1961 c.530 §60]

292.912 Duties; legislative measures. (1) The Public Officials Compensation Commission shall review and make recommendations to the Legislative Assembly regarding the amount of the annual salary to be paid to each elective officer subject to ORS 292.907 to 292.930 and all compensation of members of the Legislative Assembly for the succeeding biennium.

(2) The commission shall establish the salary recommendations based upon the following criteria:

(a) Comparable positions in neighboring states.

(b) The qualifications and skills necessary for each office.

(c) The level of responsibility implicit in each office.

(d) The cost of living.

(e) The total compensation of the positions, including benefits other than salary.

(f) Budget limitations.

(g) Any other factors the commission may consider to be reasonable, appropriate and in the public interest.

(3) The commission shall cause to have prepared legislative measures that would implement the commission's recommendations on salaries of officers subject to ORS 292.907 to 292.930 and all compensation of members of the Legislative Assembly for the succeeding biennium. [1983 c.790 §3; 2007 c.901 §5; 2009 c.899 §7]

Note: The amendments to 292.912 by section 2, chapter 578, Oregon Laws 2013, apply to salaries established for biennia beginning on or after July 1, 2015. See section 4, chapter 578, Oregon Laws 2013. The text that is applicable on and after July 1, 2015, is set forth for the user's convenience.

292.912. (1) The Public Officials Compensation Commission shall review and make recommendations to the Legislative Assembly regarding the amount of the annual salary to be paid to each elective officer subject to ORS 292.907 to 292.930 for the succeeding biennium.

(2) The commission shall establish the salary recommendations based upon the following criteria:

(a) Comparable positions in neighboring states.

(b) The qualifications and skills necessary for each office.

(c) The level of responsibility implicit in each office.

(d) The cost of living.

(e) The total compensation of the positions, including benefits other than salary.

(f) Budget limitations.

(g) Any other factors the commission may consider to be reasonable, appropriate and in the public interest.

(3) The commission shall cause to have prepared legislative measures that would implement the commission's recommendations on salaries of officers subject to ORS 292.907 to 292.930 for the succeeding biennium.

292.915 [Formerly 292.324; repealed by 1961 c.530 §60]

292.917 Officers; quorum; compensation and expenses; staff. (1) The Public Officials Compensation Commission shall select one of its members as chairperson and another as vice chairperson, for such terms and with such duties and powers necessary for the performance of the functions of the offices as the commission determines.

(2) A majority of the members of the commission constitutes a quorum for the transaction of business.

(3) If a quorum is present when a vote is taken, the affirmative vote of a majority of the members present is required for the commission to establish salary recommendations under ORS 292.912.

(4) A member of the commission is eligible for compensation and expenses under ORS 292.495.

(5) The Oregon Department of Administrative Services shall assist the commission in carrying out its functions. [1983 c.790 §2; 2007 c.901 §6]

292.920 [1983 c.790 §4; repealed by 2007 c.901 §11]

292.930 Annual salary for certain elected officials. Each of the following elective officers shall be paid an annual salary on a monthly basis as determined by the Legislative Assembly each biennium:

(1) Governor.

(2) Secretary of State.

(3) State Treasurer.

(4) Attorney General.

(5) Commissioner of the Bureau of Labor and Industries.

(6) Chief Judge of the Court of Appeals.

(7) Court of Appeals Judge.

(8) Chief Justice of the Supreme Court.

(9) Supreme Court Judge.

(10) Circuit Court Judge.

(11) Tax Court Judge. [1983 c.790 §5; 1995 c.658 §102; 2007 c.901 §7; 2009 c.899 §8; 2011 c.731 §20]

Note: The amendments to 292.930 by section 3, chapter 578, Oregon Laws 2013, apply to salaries established for biennia beginning on or after July 1, 2015. See section 4, chapter 578, Oregon Laws 2013. The text that is applicable on and after July 1, 2015, is set forth for the user's convenience.

292.930. Each of the following elective officers shall be paid an annual salary on a monthly basis as determined by the Legislative Assembly each biennium:

(1) Governor.

(2) Secretary of State.

(3) State Treasurer.

(4) Attorney General.

(5) Commissioner of the Bureau of Labor and Industries.

(6) Chief Judge of the Court of Appeals.

(7) Court of Appeals Judge.

(8) Chief Justice of the Supreme Court.

(9) Supreme Court Judge.

(10) Circuit Court Judge.

(11) Tax Court Judge.

(12) State Senator.

(13) State Representative.

292.935 [1959 c.693 §2; repealed by 1961 c.530 §60]

292.940 [Formerly 292.334; repealed by 1961 c.530 §60]

292.945 [Formerly 292.350; repealed by 1961 c.530 §60]

292.950 [1959 c.686 §33; repealed by 1961 c.530 §60]

COMPARABLE VALUE OF WORK

292.951 Definitions for ORS 292.951 to 292.971. As used in ORS 240.190 and 292.951 to 292.971:

(1) "Comparability of the value of work" means the value of the work measured by the needs of the employer and the knowledge, composite skill, effort, responsibility and working conditions required in the performance of the work.

(2) "Compensation" means wages or salary.

(3) "Compensation plan" means the ranges of compensation for all classifications within a branch of state government, as approved by the appropriate authority.

(4) "Point factor job evaluation system" means a method of assigning points to classifications based upon the degree that the factors are required in the performance of the work.

(5) "Point value" means a numerical score representing total points resulting from application of a point factor job evaluation system. [1987 c.772 §1]

Note: 292.951 to 292.971 were enacted into law by the Legislative Assembly but were not added to or made a part of ORS chapter 292 or any series therein by legislative action. See Preface to Oregon Revised Statutes for further explanation.

292.956 Methodology for determining comparability of value of work; rules. For purposes of analyzing the state's classification and compensation system to assess progress in achieving policies stated in ORS 240.190, and for the purpose of determining undervalued jobs in need of wage adjustments, the Oregon Department of Administrative Services, the Chief Justice of the Supreme Court and the Legislative Administration Committee shall by rules, pursuant to ORS chapter 183, adopt a neutral and objective method of determining the comparability of the value of work as defined in ORS 292.951 (1). [1987 c.772 §3; 1991 c.842 §7]

Note: See note under 292.951.

292.961 Pay Equity Adjustment Fund; use; priority; review of distribution by legislative body. (1) There is created a Pay Equity Adjustment Fund. Any moneys appropriated for pay equity adjustment purposes shall be applied as a first priority to compensation adjustments for the most undervalued jobs in the lowest salary ranges.

(2) For the biennium beginning July 1, 1987, the pay equity adjustment priority described in this section shall include all classes and class series which are 15 percent or more below the male payline of December 1985 and begin at a rate equal to or less than Standard Salary Range 19 of the Executive Department Unrepresented Compensation Plan in effect on July 1, 1986. The Oregon Department of Administrative Services shall determine corresponding equivalent salary ranges for the compensation plans applicable to the legislative and judicial branches of government.

(3) The distribution of funds to each employee bargaining unit and unrepresented employees by this section shall be determined by collective bargaining agreement or by compensation plan in accordance with the

priority described in subsection (2) of this section.

(4) Pay equity wage adjustments authorized by ORS 240.190 and 292.951 to 292.971 shall be in addition to any general salary adjustments authorized by the Legislative Assembly.

(5) No employee shall have wages decreased as a result of implementation of this section.

(6) The appropriate legislative body shall review the distribution process described in subsection (3) of this section prior to the expenditure of funds appropriated or authorized by ORS 240.190 and 292.951 to 292.971. [1987 c.772 §5]

Note: See note under 292.951.

292.966 [1987 c.772 §6; repealed by 1991 c.842 §8]

292.971 Job Evaluation Teams; duties. The appropriate authority within each branch of government shall establish procedures for creation of Job Evaluation Teams, consisting of state employees, including representatives of management, bargaining unit employees and unrepresented employees who possess occupational experience and other characteristics of the workforce, to advise the authority on the evaluation of classifications. [1987 c.772 §7]

Note: See note under 292.951.

292.975 [Formerly 292.344; repealed by 1961 c.454 §213]

PENALTIES

292.990 Penalties. If any of the officers mentioned in ORS 292.316 fails to pay over to the State Treasurer any and all moneys collected by virtue of office, the officer shall be deemed guilty of theft and shall be punished accordingly. [Amended by 1971 c.743 §352; 1997 c.249 §90; 2003 c.794 §247; 2005 c.121 §2]