

## Chapter 240

### Merit System for State Employees

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CASE CITATIONS: *Beistel v. Pub. Emp. Relations Bd.*, (1971) 92 Or App Adv Sh 1794, 486 P2d 1305.

#### 240.005 to 240.180

ATTY. GEN. OPINIONS: Unpaid volunteer inspectors, (1970) Vol 35, p 125.

#### 240.010

ATTY. GEN. OPINIONS: Employment contracts with state employes, 1962-64, p 321; civil service status of positions in Department of Commerce, 1964-66, p 51.

#### 240.015

#### NOTES OF DECISIONS

The president of the University is authorized to designate the director of personnel of the University as the appointing authority in civil service matters. *Beistel v. Pub. Emp. Relations Bd.*, (1971) 92 Or App Adv Sh 1794, 486 P2d 1305.

ATTY. GEN. OPINIONS: Rights of provisional employe upon dismissal, 1958-60, p 120; civil service status of one employed over a long period under provisional, temporary or emergency appointment, 1960-62, p 81.

#### 240.055

#### NOTES OF DECISIONS

The president of the University is authorized to designate the director of personnel of the University as the appointing authority in civil service matters. *Beistel v. Pub. Emp. Relations Bd.*, (1971) 92 Or App Adv Sh 1794, 486 P2d 1305.

#### 240.086

ATTY. GEN. OPINIONS: Authority to hold hearings concerning the classified state employes with other than regular status, 1950-52, p 300; authority for military leave without pay, 1966-68, p 319; limited duration appointments not provided layoff rights, (1968) Vol 34, p 134; authority to agree to arbitrate grievances (1968) Vol 34, p 329.

#### 240.100

ATTY. GEN. OPINIONS: Payment of witness fees to persons appearing for parties to a hearing before the Civil Service Commission and to persons appearing for the commission, 1948-50, p 70.

#### 240.120

ATTY. GEN. OPINIONS: Confidentiality of student records at higher education institutions, (1968) Vol 34, p 70.

#### 240.125

ATTY. GEN. OPINIONS: Director serving on city civil service commission, 1958-60, p 10; certification of payrolls by administrator, (1970) Vol 34, p 1161.

#### 240.145

ATTY. GEN. OPINIONS: Tuition aid for employe of Division of State Lands, (1970) Vol 34, p 1029; certification of payrolls by administrator, (1970) Vol 34, p 1161.

#### 240.150

ATTY. GEN. OPINIONS: Authority to certify payrolls for emergency employes, 1958-60, p 121; delegation of certification duty, (1970) Vol 34, p 1161.

#### 240.165

ATTY. GEN. OPINIONS: Payment of administrative and operations costs as mandatory, 1944-46, pp 328, 356.

#### 240.195 to 240.245

ATTY. GEN. OPINIONS: Unpaid volunteer inspectors, (1970) Vol 35, p 125.

#### 240.195

ATTY. GEN. OPINIONS: Employes of commodity commissions, 1958-60, p 259; chief Medical Investigator subject to state civil service, 1958-60, p 368; civil service status of one employed over a long period under provisional, temporary or emergency appointment, 1960-62, p 81; college professor running for office, 1962-64, p 464; vacation accrued upon termination after 10 months' employment, 1964-66, p 273; limited duration appointments not provided layoff rights, (1968) Vol 34, p 134; unpaid volunteer inspectors, (1970) Vol 35, p 125.

#### 240.200

ATTY. GEN. OPINIONS: Physicians employed part-time, 1956-58, p 258; payment to resigned state officer for accrued vacation, 1956-58, p 295; chief Medical Investigator subject to state civil service, 1958-60, p 368; civil service status of one employed over a long period under provisional, temporary or emergency appointment, 1960-62, p 81; administrator of Mental Health Division, 1960-62, p 282; employment contracts with state employes, 1962-64, p 321; college professor running for office, 1962-64, p 464; civil service status of positions in Department of Commerce, 1964-66, p 51; compensating employe in exempt service for vacation leave accumulated while in the classified service, 1966-68, p 301; limited duration appointments not provided layoff rights, (1968) Vol 34, p 134.

## 240.205

ATTY. GEN. OPINIONS: Power of Civil Service Commission to question status and duties of unclassified service employe appointments, 1946-48, p 18; civil service status of the administrator of the Unemployment Compensation Commission and director of the Oregon State Employment Service, 1946-48, p 127; civil service status of employes in State Budget Division, 1946-48, p 418; civil service status of auditor of State Highway Commission, 1948-50, p 419; librarian, executive secretary, registrar, grounds superintendent, and like positions in the state system of higher education as subject to classification, 1950-52, p 357; right of faculty members in institutions of higher education to run for public office, 1952-54, p 207; physicians employed part-time, 1956-58, p 258; chief Medical Investigator subject to state civil service, 1958-60, p 368; civil service status of one employed over a long period under provisional, temporary or emergency appointment, 1960-62, p 81; political activities by faculty members of institutions of higher education, 1960-62, p 146; employment contracts with state employes, 1962-64, p 321; college professor running for office, 1962-64, p 464; civil service status of positions in Department of Commerce, 1964-66, p 51; vacation accrued upon termination after 10 months' employment, 1964-66, p 273; limited duration appointments not provided layoff rights, (1968) Vol 34, p 134.

## 240.210

ATTY. GEN. OPINIONS: Officers and employes of racing commission, 1956-58, p 203; physicians employed part-time, 1956-58, p 258; effect of State Civil Service Law on commodity commission employes, 1958-60, p 259; chief Medical Investigator subject to State Civil Service Law, 1958-60, p 368; civil service status of one employed over a long period under provisional, temporary or emergency appointment, 1960-62, p 81; administrator of Mental Health Division, 1960-62, p 282; employment contracts with state employes, 1962-64, p 321; civil service status of positions in Department of Commerce, 1964-66, p 51; limited duration appointments not provided layoff rights, (1968) Vol 34, p 134.

## 240.215

ATTY. GEN. OPINIONS: Civil service status of one employed over a long period under provisional, temporary or emergency appointment, 1960-62, p 81; employment contracts with state employes, 1962-64, p 321; limited duration appointments not provided layoff rights, (1968) Vol 34, p 134.

## 240.220

ATTY. GEN. OPINIONS: Grievances subject to arbitration, (1968) Vol 34, p 329.

## 240.225

ATTY. GEN. OPINIONS: Change of civil service classification by retirement board, 1956-58, p 270; limited duration appointments not provided layoff rights, (1968) Vol 34, p 134.

## 240.230

ATTY. GEN. OPINIONS: Power of Civil Service Commission to question status and duties of unclassified service employe appointments, 1946-48, p 18; employment contracts with state employes, 1962-64, p 321; limited duration appointments not provided layoff rights, (1968) Vol 34, p 134.

## 240.235

ATTY. GEN. OPINIONS: Payment of time and one-half to state employes for overtime, 1950-52, p 226; chief Medical Investigator subject to state civil service, 1958-60, p 368; expert witness fees, 1956-58, p 94; unpaid volunteer inspectors, (1970) Vol 35, p 125.

## 240.240

ATTY. GEN. OPINIONS: Compensation in lieu of accrued vacation time for position in unclassified service, 1954-56, p 150; expert witness fees, 1956-58, p 94; unclassified state employe as candidate for political office, 1956-58, p 227; applicability to director of State Apprenticeship Council, 1964-66, p 121; vacation accrued upon termination after 10 months' employment, 1964-66, p 273; compensating employe in exempt service for vacation leave accumulated while in the classified service, 1966-68, p 301.

## 240.245

ATTY. GEN. OPINIONS: Expert witness fees, 1956-58, p 94; applicability to director of State Apprenticeship Council, 1964-66, p 121.

## 240.305 to 240.395

ATTY. GEN. OPINIONS: Unpaid volunteer inspectors, (1970) Vol 35, p 125.

## 240.305

ATTY. GEN. OPINIONS: Civil service status of one employed over a long period under provisional, temporary or emergency appointment, 1960-62, p 81; employment contracts with state employes, 1962-64, p 321; limited duration appointments not provided layoff rights, (1968) Vol 34, p 134.

## 240.315

ATTY. GEN. OPINIONS: Limited duration appointments not provided layoff rights, (1968) Vol 34, p 134.

## 240.320

ATTY. GEN. OPINIONS: Limited duration appointments not provided layoff rights, (1968) Vol 34, p 134.

## 240.340

## NOTES OF DECISIONS

One of the organizations at which this type of statute is aimed is the Communist party. In re Patterson, (1957) 210 Or 495, 302 P2d 227, remanded for reconsideration, 353 US 952, 77 S Ct 869, 1 L Ed 2d 906, former opinion adhered to, (1958) 213 Or 398, 318 P2d 907, cert. denied, 356 US 947, 78 S Ct 795, 2 L Ed 2d 822.

## 240.345

ATTY. GEN. OPINIONS: Validity of rules barring non-residents and aliens from state employment, 1966-68, p 579.

## 240.360

ATTY. GEN. OPINIONS: Limited duration appointments not provided layoff rights, (1968) Vol 34, p 134.

## 240.375

ATTY. GEN. OPINIONS: Civil service status of one employed over a long period under provisional, temporary or emergency appointment, 1960-62, p 81; employment contracts with state employes, 1962-64, p 321.

## 240.380

ATTY. GEN. OPINIONS: Civil service status of one employed over a long period under provisional, temporary or emergency appointment, 1960-62, p 81; employment contracts with state employes, 1962-64, p 321; limited duration appointments not provided layoff rights, (1968) Vol 34, p 134.

## 240.405

ATTY. GEN. OPINIONS: Employment contracts with state employes, 1962-64, p 321; applicability to director of State Apprenticeship Council, 1964-66, p 121; limited duration appointments not provided layoff rights, (1968) Vol 34, p 134.

## 240.415

ATTY. GEN. OPINIONS: Limited duration appointments not provided layoff rights, (1968) Vol 34, p 134.

## 240.425

ATTY. GEN. OPINIONS: Unpaid volunteer inspectors, (1970) Vol 35, p 125.

## 240.505

ATTY. GEN. OPINIONS: Regulating hours of work, 1946-48, p 224; payment of time and one-half to state employes for overtime, 1950-1952, p 226; layoff of employes due to lack of funds, 1962-64, p 283; authority to give sick leave and vacation credits for fighting fires as an association employe, 1966-68, p 63.

## 240.510

ATTY. GEN. OPINIONS: Reinstatement of employe who voluntarily reenlisted in the service, 1952-54, p 177; authority to give sick leave and vacation credits for fighting fires as an association employe, 1966-68, p 63; authority for mili-

tary leave without pay, 1966-68, p 319; state employe on leave as legislator, 1966-68, p 537.

## 240.515

ATTY. GEN. OPINIONS: Construing this section, 1946-48, p 269; compensation in lieu of accrued vacation time for position in unclassified service, 1954-56, p 150; payment to resigned state officer for accrued vacation, 1956-58, p 295; compensation for employe dismissed for disciplinary reasons, 1956-58, p 314; vacation leave when service includes provisional, temporary or emergency service, 1960-62, p 81; vacation accrued upon termination after 10 months' employment, 1964-66, p 273; right to pay during military leave, 1966-68, p 251; compensating employe in exempt service for vacation leave accumulated while in the classified service, 1966-68, p 301; limited duration appointments not provided layoff rights, (1968) Vol 34, p 134.

## 240.520

ATTY. GEN. OPINIONS: Limited duration appointments not provided layoff rights, (1968) Vol 34, p 134.

## 240.525

ATTY. GEN. OPINIONS: Layoff of employes due to lack of funds, 1962-64, p 283; limited duration appointments not provided layoff rights, (1968) Vol 34, p 134.

## 240.555

ATTY. GEN. OPINIONS: Authority of commission to make rules, 1956-58, p 314; promulgation and construction of rules of commission, 1958-60, p 28; requirements for notice of dismissal and specification of charges, 1958-60, p 28; unpaid volunteer inspectors, (1970) Vol 35, p 125.

## 240.560

ATTY. GEN. OPINIONS: Promulgation and construction of rules of commission, 1958-60, p 28; requirements for notice of dismissal and specification of charges, 1958-60, p 28; rights of provisional employe upon dismissal, 1958-60, p 120; grievances subject to arbitration, (1968) Vol 34, p 329.

## 240.990

ATTY. GEN. OPINIONS: Application to law granting collective bargaining rights to employes, 1966-68, p 288.