TITLE 33

VETERANS' AND SERVICEMEN'S PRIVILEGES AND BENEFITS

Chapter 406. Director of Veterans' Affairs
407. Veterans' Bonuses and Loans
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Chapter 406

1959 REPLACEMENT PART
(1962 reprint)

Director of Veterans' Affairs

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POWERS AND DUTIES OF DIRECTOR

406.010 Definitions. As used in this chapter "director" means Director of Veterans' Affairs.

406.020 Creation of office; appointment of director. The office of Director of Veterans' Affairs is created and shall be filled by appointment of the Governor. Such appointment shall not be made without the written approval of the Advisory Committee provided for in ORS 406.210. The director shall be a war veteran, chosen on the basis of his executive and administrative ability.

406.030 Director to supervise administration of veterans' laws. The director, in the performance of his duties, shall organize and coordinate the administration of all present and future federal and state laws pertaining to war veterans and their dependents in this state. For such purpose he may establish such units or divisions as in his opinion will enhance the efficiency of the administration and promote the welfare of war veterans and their dependents. Any unit or division so established shall be directly responsible to the director and shall be under his supervision.

406.040 General powers and duties of director. The powers, authority and duties relating exclusively to war veterans' affairs now or hereafter imposed by law upon any officer or agency of this state, are hereby also granted to and imposed upon the director. Subject to ORS 406.090, the director shall be responsible for and shall supervise the administration of all such laws. The director may employ such personnel as may be necessary to carry into effect the purposes of this chapter and may prescribe the duties and responsibilities of all such employes.

406.050 Additional powers and duties of director. In addition to his other powers and duties, the director is authorized:

(1) To cooperate with officers and agencies of the United States in all matters affecting veterans' welfare.

(2) To accept grants, donations and gifts on behalf of this state for veterans' welfare, from any person, corporation, government or governmental agency, made for the benefit of a former member of the armed forces of this or any other country. Grants, donations and gifts so received shall be deposited with the State Treasurer and credited to a special fund expendable for the purposes specified in the grant, donation or gift, if any. If no special limitation upon the expenditure thereof is specified as a condition of the grant, donation or gift, it shall be credited to the fund expendable for administration of ORS 406.010 to 406.070, 406.090, 406.210, 406.220 and 406.340.

(3) To act as agent or attorney in fact for any war veteran and the dependents or beneficiaries of any war veteran relating to rights under any federal or state law.

(4) To be custodian of all the records and files of the selective service system in Oregon that may be turned over to this state by the United States or any department, bureau or agency thereof; and to adopt and promulgate, subject to the approval of the advisory committee mentioned in ORS 406.210, such rules and regulations as may be necessary for the preservation of such records and the proper use thereof in keeping with their confidential nature.

(5) The director shall have full power and authority on behalf of the State of Oregon to extend such assistance as he shall determine to be reasonably required to any war veteran and to the dependents of any such war veteran, in the prosecution of any claim or claims before the Veterans Administration of the United States, or any other federal or state agency, the securing of employment or relief and any other benefits to which they might be entitled. The director may adopt such rules and regulations with respect to all matters of administration to carry into effect the purposes of this subsection.

406.060 Director's use of services and facilities of other state agencies. The director may utilize the services and facilities of any state agency in the course of administration of any law of this state enacted for the benefit and welfare of war veterans and their dependents. All such agencies shall cooperate fully with the director in that regard and furnish such services and facilities when called upon by the director to do so. Neither the authority nor the duties referred to in this section shall be so exercised or performed as to impair the efficient administration of the laws applicable to any state agency.

406.070 Director to qualify and furnish bond; reimbursement for expenses; location of office. The director shall qualify in like manner as other heads of state departments, and furnish a fidelity bond in an amount to be fixed by the Governor. He

shall be reimbursed for his necessary expenses incurred in the performance of his duties as are other state officers. He shall maintain his main office at the State Capitol.

406.080 Appropriation for administration. Subject to any limits otherwise specified by law, from the money in the Oregon War Veterans' Bond Sinking Fund, other than the money therein derived from tax levies and sales of refunding bonds, and which is necessary for payment of expenses of administration of subsection (1) of ORS 407.020, ORS 407.030, 407.040, 407.070 and 407.120 to 407.210, there is appropriated such sum as is necessary for payment of expenses of administration of ORS 406.010 to 406.070, 406.090, 406.210 to 406.220 and 406.340. Disbursements from the sinking fund for payment of such expenses shall be made upon submission to the Secretary of State of claims approved by the director, in the same manner as other claims against the state.

406.090 Sections not affected by parts of this chapter. The administration of the provisions of ORS 273.420, 273.430, 407.510 to 407.541, 407.560 to 407.640 and 408.710 to 408.750 shall in no way be affected by ORS 406.010 to 406.070, 406.210, 406.220 and 406.340, and said provisions of law are excepted from the operation thereof. The director shall cooperate with the person or agency responsible for the administration of said provisions of law, and shall render such reasonable assistance in that regard as may be requested by any such person or agency.

406.100 to 406.200 [Reserved for expansion]

ADVISORY COMMITTEE

406.210 Appointment and term of members; vacancies. (1) The Governor shall designate and appoint eight persons, at least seven of whom are war veterans, including veterans of World War II, as defined by the laws of this state, who shall constitute the Advisory Committee and who shall act in an advisory capacity to the director concerning all matters upon which he requests counsel. The term of each committee member shall be for four years.

(2) The representation on the committee provided for in this section shall be maintained by the Governor in making appointments to fill vacancies. A vacancy occurring in the office of any member of the Advisory Committee previously recommended for appointment by the executive committee of the Oregon department of the Military Order of the Purple Heart, the Disabled American Veterans, the United Spanish American War Veterans, the Veterans of Foreign Wars, the American Legion, the Veterans of World War I of the U.S.A., or a congressionally chartered organization of war veterans of World War II shall be filled by appointment of some person recommended by the executive committee of such organization in this state if the recommendation is received by the Governor within 15 days after the vacancy occurs.

[Amended by 1959 c 675 §1]

406.220 Meetings and reports. The Advisory Committee shall meet within this state at least once each three months. At each such meeting the director shall report upon all matters concerning the administration of his office, and shall request the advice and counsel of the committee on matters concerning the policy thereof. Each August the Advisory Committee shall report to the Governor on all matters which it deems pertinent concerning the administration of the office of the director during the preceding year, and concerning any specific matters previously requested by the Governor, and on the administration of ORS 406.010 to 406.070, 406.090 and 406.340.

[Amended by 1957 c.25 §1]

406.230 Compensation of members. Each member of the Advisory Committee who is not an officer or employe of this state or of any of its political subdivisions shall receive as full compensation for each day actually engaged in the work of that committee the sum of $10. However, such compensation shall not exceed $150 for any one year. In addition to such per diem, each member shall be reimbursed for necessary expenses incurred in performance of duties pertaining to said office.

406.240 to 406.300 [Reserved for expansion]

DIRECTOR'S RELATIONS WITH VETERANS' ORGANIZATIONS

406.310 Director authorized to aid veterans' organizations. From funds available to his office for this purpose, the director, with the approval of the Advisory Committee, is authorized to aid war veterans' organizations that have been accredited by

the Veterans' Administration of the United States and counties of the state, in connection with their respective programs of service to war veterans.

406.320 Qualification of veterans' organization for state aid. Organizations desiring to apply for benefits under ORS 406.310 shall submit to the director statements of their expenditures incurred in conducting their rehabilitation programs, in acting under power of attorney for veterans in connection with claims for benefits, in assisting veterans in prosecutions of their claims and in solution of problems arising out of previous military service. However, a veterans' organization does not qualify for benefits under ORS 406.310 unless it has carried on a program of veterans' rehabilitation work in Oregon for not less than two years immediately preceding.

406.330 Director's power to establish regulations for aid program. The director, with the consent and approval of the Advisory Committee, may adopt such procedural rules and regulations as he deems advisable in making distribution of funds under ORS 406.310. He shall also establish a general and uniform policy to be followed by the various organizations and counties in carrying out the work to which the state contributes aid under ORS 406.310. In establishing such policy the director shall give primary consideration to the rehabilitation of the greatest possible number of war veterans in Oregon. To that end he shall eliminate, in so far as possible, a duplication of effort and inefficient expenditure of money.

406.340 Director authorized to accept voluntary services. In performance of the duties of his office, the director may accept services voluntarily tendered by any person or organization, and may cooperate with the established service agencies and officers of any organization for the benefit and welfare of all war veterans in this state and their dependents or beneficiaries. In so far as practicable and consistent with the faithful performance of his duties, the director shall avoid duplicating the efforts of voluntary service agencies and officers.

CERTIFICATE OF LEGISLATIVE COUNSEL

Pursuant to ORS 173.170, I, Sam R. Haley, Legislative Counsel, do hereby certify that I have compared each section printed in this chapter with the original section in the enrolled bill, and that the sections in this chapter are correct copies of the enrolled sections, with the exception of the changes in form permitted by ORS 173.160 and other changes specifically authorized by law.

Done at Salem, Oregon,
on November 1, 1959.

Sam R. Haley
Legislative Counsel