

# TITLE 18

## STATE EXECUTIVE DEPARTMENT AND ADMINISTRATIVE ORGANIZATION

- Chapter 176. Governor  
177. Secretary of State  
178. State Treasurer  
179. State Board of Control; Supervision of State Institutions  
180. Attorney General and Department of Justice  
181. State Police; Crime Reporting; Police Standards and Training  
182. State Administrative Agencies  
183. Administrative Procedures and Rules of State Agencies  
184. State Planning and Development; Department of Commerce

---

### Chapter 176

#### 1961 REPLACEMENT PART (1963 reprint)

#### Governor

- |  |   |
|--|---|
| 176.010 Commencement of term; inauguration   | 176.050 Finding that Governor's disability is, or is not, removed |
| 176.020 Cessation of term  | 176.510 Secretary to Governor                                     |
| 176.040 Disability of Governor, how determined; succession to office, when permitted |   |

#### CROSS REFERENCES

- |   |   |
|---|---|
| Administrative procedures and rules of state agencies, Ch. 183                                    | Militia, Governor as Commander in Chief, 396.125  |
| Constitutional provisions relating to Governor, Const. Art. V                                     | Oath of officer, Const. Art. XV, § 3  |
| Continuity of government in event of enemy attack, settling disputes regarding, 236.475           | Powers and duties of Governor, Const. Art. V, § 9 et seq.                                     |
| Deposit of public records with State Archivist, 358.030   | Qualifications and eligibility, Const. Art. V, §§ 2, 3  |
| Maintaining liaison with local governments providing services to state agencies, 190.210, 190.220 | 176.040   |
| Military staff, 396.145   | Absence or disability of Governor, salary of Governor and person serving as Governor, 292.325 |
| Provisions applicable to state agencies generally, Ch. 182  | Emergency interim succession to office of Governor, 236.420                                   |
| 176.010   | Salary of Governor, 292.313   |
| Election of Governor, Const. Art. V, §§ 4 to 6  | Term of office of Governor, Const. Art. V, §§ 1, 7  |
| Filling vacancy in office of Governor, Const. Art. V, § 8   |   |

**176.010 Commencement of term; inauguration.** The official term of the Governor shall commence upon the publication of the returns by the Speaker of the House of Representatives, as provided in section 4, Article V, Oregon Constitution; or in case of an election of the Governor by the Legislative Assembly, as provided in section 5, Article V, Oregon Constitution, his official term shall commence immediately upon such election; and he shall be inaugurated by taking the oath of office.

**176.020 Cessation of term.** The term of office of the Governor ceases when his successor, having been declared elected by the Legislative Assembly as provided in the Constitution, is inaugurated by taking the oath of office.

**176.030** [Renumbered 176.510]

**176.040 Disability of Governor, how determined; succession to office, when permitted.** (1) Whenever it appears that the Governor is unable to discharge the duties of the office, the person next in line of succession to the office of Governor or the person who is Chief Justice of the Supreme Court of Oregon may call a conference consisting of the person who is Chief Justice, the person who is superintendent of the state hospital in Salem and the person who is dean of the University of Oregon Medical School. The three members of the conference shall examine the Governor. After the examination, or if upon attempting to examine the Governor the members of the conference are unable to examine him because of circumstances beyond their control, they shall conduct a secret ballot and by unanimous vote may find that the Governor is temporarily unable to discharge the duties of the office.

(2) The finding of or failure to find a

disability shall be made public, and in case the Governor is found to be unable to discharge the duties of the office, the person next in line of succession to the office of Governor shall be notified. After receiving the notification such person may, under section 8, Article V of the Oregon Constitution, become Governor until the disability be removed.

[1959 c.672 §1]

**176.050 Finding that Governor's disability is, or is not, removed.** (1) Whenever a Governor who is unable to discharge the duties of the office believes his disability to be removed, he may call a conference consisting of the three persons referred to as members of such a conference in subsection (1) of ORS 176.040. The three members of the conference shall examine the disabled Governor. After the examination they shall conduct a secret ballot and by unanimous vote may find the disability removed.

(2) The finding of or failure to find the disability removed shall be made public.  
[1959 c.672 §2]

**176.060 to 176.500** [Reserved for expansion]

**176.510 Secretary to Governor.** (1) The Governor may appoint a Secretary to the Governor.

(2) The Secretary to the Governor shall:

(a) Hold his office during the pleasure of the Governor.

(b) Perform such duties as may be directed by the Governor or as the business of the office may require.

(3) The Secretary to the Governor shall not:

(a) Serve as clerk or secretary to any state board or commission.

(b) Receive any fees or emoluments in addition to his salary.

[Formerly 176.030]

#### **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 December 1, 1961.

Sam R. Haley  
Legislative Counsel