Chapter 177

1968 REPLACEMENT PART

(1969 reprint)

Secretary of State

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177.010 Oath and bond. The Secretary of State shall, within 20 days after receiving notice of his election, and before entering upon the duties of his office, take and subscribe the oath required by the constitution, and give a bond, with sufficient sureties, to the State of Oregon, in the sum of $10,000, conditioned for the faithful discharge of the duties of his office as Secretary of State and as Auditor, and that he will deliver over to his successor in office, or to any other person authorized by law to receive the same, all moneys, books, records and all papers pertaining to his office. The bond shall be approved by the Governor and, together with the oath of office, shall be preserved in the executive office.

177.020 Successive recoveries on bond. One recovery had on the official bond given by the Secretary of State shall not render the bond void, but the bond may be prosecuted upon a breach thereof, from time to time, until the whole penalty is collected.

177.030 Duties of Secretary of State. The Secretary of State shall:

(1) Keep a record of the official acts of the Executive Department; and, when required, lay the same and all matters relative thereto before each branch of the legislature.

(2) Affix the seal of the state to, and countersign all commissions and other official acts issued or done by the Governor, his approbation of the laws excepted, and make a register of such commissions, specifying to whom given or granted, the office conferred, with the date and tenor of the commission, in a book to be provided for that purpose.

(3) Be charged with the safekeeping of all enrolled laws and resolutions and not permit them to be taken out of his office or inspected, except in his presence, unless by order of the Governor, or by resolution of one or both houses of the legislature, under penalty of $100.

(4) Keep his office open during business hours at all times, Sundays excepted.

177.040 Assistant Secretary of State. The Secretary of State may appoint in writing one Assistant Secretary of State who shall hold his office during the pleasure of the Secretary of State. The Secretary of State is responsible for the acts of the Assistant Secretary of State. The Assistant Secretary of State shall qualify by taking the oath of the principal, to be indorsed upon and filed with the certificate of appointment, and when so qualified he has the power to perform any act or duty of the Secretary of State pertaining to his office but does not have the power to act as a member of any board or commission of which the Secretary of State is a member.

177.050 Employment of clerks, deputies and assistants. The Secretary of State may employ and appoint necessary personnel, including clerks, deputies and assistants, to aid in the performance of the duties of his office whose compensation shall be paid out of the State Treasury and shall not exceed the appropriation of the Legislative Assembly therefor. The clerks, deputies and assistants shall take an oath to support the Oregon Constitution and faithfully to discharge the duties of their positions.
[Amended by 1955 c.287 §17]

177.060 Designation of persons to sign in name of Secretary of State. The Secretary of State may designate one or more of his clerks, deputies or assistants, in his name, to sign or countersign or sign and countersign warrants, vouchers, official acts of the Governor or the Legislative Assembly and other papers, documents and certificates requiring the signature of the Secretary of State.

177.070 Bonds may be required for clerks or positions. The Secretary of State may require corporate surety bonds executed by a company licensed to transact business in the State of Oregon for the clerks or positions he deems proper. The surety bonds shall run to the State of Oregon in the amounts the Secretary of State approves. The premiums for the surety bonds shall be paid by the State of Oregon.

177.080 Depositing in Supreme Court Library Acts of Congress and the several states. The Secretary of State shall cause the Acts of the Congress of the United States, and of the several states, which may be received at his office, to be deposited in the Supreme Court Library.

177.090 Custody of deeds, leases, bonds and other securities for moneys belonging to state. All deeds, conveyances, leases, bonds, mortgages and other securities for money belonging to this state, shall, unless otherwise specially directed, be deposited and preserved, open to public inspection, in the office of the Secretary of State.

177.100 [Repealed by 1953 c.224 §4]

177.110 Oregon Guide. The Secretary of State may provide for the distribution or sale of the Oregon Guide, a publication edited and compiled under the auspices of the United States Government, relating to the scenery, natural resources, history and general information of the State of Oregon, under the terms and conditions deemed advisable by the Oregon State Board of Control. All moneys realized from the sale and distribution of the Oregon Guide shall be placed to the credit of the General Fund.

177.120 Oregon Blue Book. (1) The Secretary of State shall compile and issue biennially on or about January 15 of the same year as the regular sessions of the Legislative Assembly, an official directory of all state officers, state institutions, boards and commissions and district and county officers of the state, to be known as the Oregon Blue Book, and include therein the information regarding the functions of the same that he deems most valuable to the people of the state, together with such other data and information as usually is included in similar publications.

(2) In order to fully carry out the intent and purposes of this section, the Secretary of State may request of any state, district or county official any information concerning their offices, institutions or departments that he desires to include in the Oregon Blue Book. The officials shall furnish the information.

(3) The Secretary of State may distribute the Oregon Blue Book free of charge, under such regulations as he may establish, to schools and to state, county and city officials of the State of Oregon.

(4) The Secretary of State shall determine a reasonable price, and charge such price, for each copy of the Oregon Blue Book distributed to the general public. The sum collected shall be paid over to the State Treasurer and credited to the General Fund.
[Amended by 1953 c.586 §1; 1967 (s.s.) c.10 §1]

177.130 Fees of the Secretary of State. (1) The fees of the Secretary of State, except as otherwise provided by law, shall be as follows:

(a) For certifying and affixing the seal of the state to any document or paper, unless excepted in this section, $2.

(b) For making a copy of any law, resolution, record or other document or paper on file in his office, 25 cents per page.

(c) For recording any paper or document by law required to be recorded by him, not otherwise provided for, for each page, 25 cents.

(d) For affixing the seal of the state and countersigning or attesting each commission to commissioners of deeds or other document issued by the Governor, except pardons, commutations, paroles, military commissions, extradition papers, certificates of election to state and district officers and other commissions and appointments under which the appointee enjoys no emolument, $2.

(e) For issuing certificates of official character, $2.

(2) No member of the legislature or state officer shall be charged any fee for any certificate or certified copy relative to his official duties.

(3) This section does not apply to any commission issued by the Governor except commissions to commissioners of deeds.
[Amended by 1961 c.350 §1]

CERTIFICATE OF LEGISLATIVE COUNSEL

Pursuant to ORS 173.170, I, Robert W. Lundy, 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 July 1, 1968.

Legislative Counsel
Robert W. Lundy