

Chapter 292

1969 REPLACEMENT PART

Salaries and Expenses of State Officers and Employes

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

292.010 State officers and employes generally; circuit court judges; district attorneys. 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.

[Amended by 1969 c.378 §1]

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

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

(2) "Salaries and wages" means payments to officers and employes 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; may be used in lieu of other procedures. The salaries and wages of the officers and employes 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 Executive Department as an agent to act for him 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 Executive Department.

(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) After the requirements of ORS 240.150 have been met, 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]

292.024 Warrant for aggregate amount allowed. The Executive Department 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. Such amounts shall be deposited with the State Treasurer, to be held in a special account to be designated as the Joint Payroll Account. [1955 c.495 §5, 1961 c.108 §10; 1967 c.454 §81; 1969 c.378 §4]

292.026 Issuing payroll checks. (1) After depositing the amount as prescribed by ORS 292.024 in the Joint Payroll Account, the Executive Department shall issue checks in the proper amount. The checks shall be drawn on the State Treasurer and be payable from the Joint Payroll Account. The checks shall be issued to:

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

(b) The persons, public or private, entitled to receive the authorized employe deductions under the payroll as allowed by the department.

(2) Checks issued under paragraph (b) of subsection (1) 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 checks less frequently than monthly to the persons, public or private, entitled to receive payments under paragraph (b) of subsection (1) of this section.

[1955 c.495 §6; 1967 c.454 §82; 1969 c.378 §5]

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 Filing paid checks; unrepresented checks. Checks issued under ORS 292.026, after having been paid, shall be filed with the chief administrative officer of the state

agency. Unpresented checks shall be treated as are unpresented checks under ORS 293.450 to 293.460.

[1955 c.495 §8]

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

(a) "State agency" means a state agency using the procedure provided in ORS 292.014 to 292.036.

(b) "Terminal salary or wages" means the salary or wages payable to an officer or employe who is terminating his 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 terminal salary or wages, the Executive Department may make advances of terminal salary or wages to an officer or employe of a state agency by check drawn on the Joint Payroll Account. The provisions of ORS 292.032 apply to such checks. The department shall require the officer or employe to whom the advance is made to execute an assignment of his 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 terminal salary or wages owed to the officer or employe by the state. The department shall withhold the amount specified in the assignment from the terminal salary or wages payable to such officer or employe, 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]

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 Executive Department 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 Executive Department Revolving Fund.

[1955 c.495 §9; 1961 c.108 §12; 1967 c.454 §83; 1969 c.378 §7]

292.036 Rules and regulations. The Executive Department 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 employes of certain state institutions and agencies. (1)

The payment of the salary or compensation of the officers, teachers, instructors and other employes of the Department of Higher Education, employes of the Highway Division of the Department of Transportation and the officers and employes of any state agency, as defined in subsection (7) of ORS 291.002, if such agency is authorized by the Director of the Executive Department, 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 Executive Department, designated by the proper governing board or authority, shall, at the end of each month, make out, certify to and transmit to the department, a payroll, duly verified by him and approved by the proper auditing committee or officer, showing the names of the several officers and employes 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 Executive 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, amended by 1957 c.482 §1; 1959 c.183 §1; 1959 c.566 §5; 1967 c.454 §84; 1969 c.378 §8]

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 Executive Department a warrant issued thereon, he 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 he will faithfully pay over the moneys received by him 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 or commission.

[Amended by 1953 c.95 §2; 1967 c.454 §85; 1969 c.378 §9]

292.042 Paying employees of State Board of Higher Education by single checks to designated banks. (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 employes is authorized, upon written request of state officers or employes to whom salaries and wages are to be paid, and may pay the same to any bank designated by the officers or employes for credit to their accounts. A single check may be drawn in favor of such bank, for the total amount due the officers or employes involved, and written directions provided to such bank of the amount to be credited to the account of each officer or employe. Banks permitted to participate in the payroll program shall be those only which are qualified state depositories as provided by ORS 295.015 to 295.175.

(2) The issuance and delivery by the disbursing officer of a check in accordance with the procedure set forth in subsection (1) of this section and proper indorsement thereof by the bank shall constitute full acquittance for the amount due to the officer or employe. [1967 c.69 §§2, 3; 1969 c.378 §10]

292.045 Deduction of United Fund contribution; payment to United Fund. (1) As used in this section, "United Fund" means the organization conducting the single, annual, consolidated effort to secure funds for distribution to agencies engaged in charitable and public health, welfare and service purposes, which is commonly known as the United Fund, or the organization which serves in place of the United Fund organization in communities where an organization known as the United Fund is not organized.

(2) Any state official authorized to disburse funds in payment of salaries or wages

of state officers or employes is authorized, upon written request of the state officer or employe, to deduct each month from the salary or wages of the officer or employe the amount of money designated by the officer or employe for payment to the United Fund. The moneys so deducted shall be paid over promptly to the United Fund designated by the officer or employe. Subject to any regulations prescribed by the Executive Department, the state official authorized to disburse the funds in payment of salaries or wages may prescribe any procedures necessary to carry out this section.

[1955 c.255 §1]

292.050 [Repealed by 1965 c.23 §2]

292.051 Deduction of cost of group insurance and other services; payment to insurance companies or other contractors. (1) Upon receipt by him of the request in writing of an officer or employe so to do, the state official authorized to disburse funds in payment of the salary or wages of such officer or employe may deduct from the salary or wages of such officer or employe an amount of money indicated in such request for payment of the applicable amount set forth in contracts made by such officers or employes or in their behalf for:

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

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

(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 employes.

(2) 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 contract, of the type referred to in each of the paragraphs in subsection (1) of this section, per eligible employe.

(3) Moneys deducted pursuant to subsection (1) of this section shall be paid over promptly to the insurance companies, agencies or hospital associations, or persons responsible for payment of premiums to such companies, agencies or associations, in accordance with the terms of the contracts

made by the officers or employes or in their behalf.

(4) As used in this section, "officer or employe" means all persons who receive salaries or wages disbursed by any state official.

[1965 c.23 §1]

292.055 Deduction of payment for employe organization; payment to organization; fees payable to state. (1) Upon receipt by him of the request in writing of a state officer or employe so to do, the state official authorized to disburse funds in payment of the salary or wages of such state officer or employe each month shall deduct from the salary or wages of such officer or employe the amount of money indicated in such request, for payment thereof to an employe organization authorized by law to do business in this state and in such request designated by such officer or employe to receive it.

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

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

(4) No such deductions for, or payments to, more than two employe organizations shall be made in respect of any one department, board, commission, bureau, institution or other agency of the state. Should such deductions and payments be made for and to two such employe organizations in respect of any such department, board, commission, bureau, institution or other agency, they shall be made for and to the two thereof designated in the greatest and next greatest numbers of such requests of officers and employes in that department, board, commission, bureau, institution or other agency, so submitted and not so revoked.

[1959 c.316 §1; 1969 c.414 §1]

292.060 [Repealed by 1965 c.23 §2]

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

(a) "Department" means the Department of General 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 employe" 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 employes.

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

[1969 c.445 §§1, 2, 3, 4]

292.070 Withholding compensation to purchase United States War Savings Bonds or other obligations; Employes' War Savings Account; exemption from garnishment, attachment or execution. (1) As used in ORS 292.070 to 292.110:

(a) "Compensation" means salaries and wages.

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

(2) The Executive Department, pursuant to such rules and regulations as it may promulgate, is authorized, with the approval of state employes, to withhold from their compensation sums with which to purchase for them United States War 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' War 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.

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

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

(a) Forwarded to the purchasing employe by the department by mail in envelopes furnished by the Federal Government; or

(b) Delivered by the Executive Department to the board, department, commission or other state agency by which the purchaser is employed, for redelivery to the employe.

292.090 Balances may be used to purchase bonds in advance. Balances to the credit of the Employes' War 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 war savings bonds or other obligations of the Federal Government, either in blank or in inscribed form, in convenient denominations to meet the requirements of the purchasers thereof.

292.100 Refunds from account. The Executive Department may make refunds from the Employes' War Savings Account, of the uninvested amounts therein, of employes' salary deductions.

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

paid or refunded to the employe's surviving spouse, or, if the employe is unmarried, to a next of kin.

(2) Uncashed refund checks or orders issued and delivered to state employes 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.

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 clerks and other state employes. (1) The State Treasurer is authorized, under such rules as he 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 employes thereof, and of state employes 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 employes 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 Executive Department or its duly authorized representative.

(3) The amounts of earned wages and salaries of state employes 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 Executive Department 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.

SUBSISTENCE AND MILEAGE ALLOWANCES FOR TRAVEL BY STATE OFFICERS AND EMPLOYEES

292.210 Definitions and application of ORS 292.220 and 292.230. As used in ORS 292.210 to 292.230, unless the context otherwise requires:

(1) "State agency" means every state officer, board, commission, institution, branch or agency of the state government, whose costs are paid wholly or in part from funds held in the State Treasury.

(2) "State officer" means any elected or appointed state officer, including members of boards and commissions.

[Amended by 1953 c.623 §3]

292.220 Executive Department to regulate subsistence and mileage allowances for travel. 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 established and regulated by the Executive Department within any limits that may be prescribed by statute. The department shall prescribe by regulation the conditions under which allowances for travel by private automobile may be made.

292.230 Travel outside state at public expense by state officers and employes of state agencies; letter of authorization required. No state officer or employe of a state agency shall be reimbursed for travel expenses for out-of-state travel, nor shall any state agency incur any obligation for such travel, unless a letter of authorization for such travel has been issued by the Executive Department prior to the making of the travel or the incurring of the obligation. The issuance of such letters of authorization shall be based upon the department's determination of the propriety, legality and necessity of the proposed travel. The amounts allowable for out-of-state travel expenses shall be governed by regulations prescribed under ORS 292.220. For the purposes of this section, all travel from a point of origin in Oregon to a point of destination in another state, and return therefrom, constitutes out-of-state travel.

292.240 [Repealed by 1953 c.623 §3]

292.250 Rate of reimbursement for use of privately owned motor vehicle on official business. (1) No officer or employe of the state, or of any branch, department, board, commission, bureau, institution or other agency thereof, or other person, shall be reimbursed by the state for the use on official or state related business of a privately owned motor vehicle at a rate to exceed eight cents per mile. Reimbursement shall be paid only for distances actually traveled and trips made in the performance of official or state related duties.

(2) The rate prescribed in subsection (1) 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.

(3) No law enacted before August 2, 1951, allowing the recovery by an officer or employe of the state 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]

292.260 Audit or allowance of claim for excessive rate prohibited. The Secretary of State shall not audit and allow any claim for reimbursement for the use of a privately owned motor vehicle in the transaction of official or state related business which is computed at a rate greater than eight cents per mile.

[Amended by 1965 c.8 §2]

292.280 Advance for expenses of travel and subsistence. Notwithstanding ORS chapters 291, 292 and 293, any officer or employe of any state agency may receive an advance for approved necessary expenses of travel and subsistence arising out of his official duties or employment, in the manner provided in ORS 292.283 to 292.292.

[1955 c.765 §1]

292.283 Persons authorized to make advances. The advance referred to in ORS 292.280 shall be made in accordance with the procedure provided in ORS 292.286 and 292.289 by:

(1) If the state agency by which the officer or employe requesting the advance is employed has a revolving fund or account which may be used for travel and subsistence expenses, the official of the agency authorized to disburse such revolving fund or account from such revolving fund or account.

(2) If the state agency by which the officer or employe requesting the advance is employed has no revolving fund or account which may be used for travel and subsistence expenses, the Executive Department from the Travel Revolving Account created by ORS 292.298.

[1955 c.765 §2]

292.286 Approval of advance by agency head. (1) Any officer or employe of a state agency who desires a cash advance for the expenses of travel and subsistence arising out of his 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 he is employed. No advance shall be approved for a greater amount than the amount of salary and wages accrued to such officer or employe on the date the request for an advance is filed.

(2) The administrative head of the state agency by which the officer or employe requesting the advance is employed shall forward a copy of his written approval to:

(a) The official authorized to disburse the revolving fund or account of such agency if such agency has a revolving fund or account which may be used for travel and subsistence expenses.

(b) The Executive Department if such agency does not have a revolving fund or account which may be used for travel and subsistence expenses.

[1955 c.765 §3]

292.289 Assignment of accrued salary. Upon the receipt of written approval from the administrative head of the state agency by which the officer or employe requesting the advance is employed, the official authorized to disburse the revolving fund or account of such agency or the Executive Department, as the case may be, shall:

(1) Cause the officer or employe requesting the advance to execute two copies of an assignment of his accrued salary and wages in the amount of the advance requested. Such assignment shall have priority over any other claims against the wages and salary owed to such employe by the state agency by which he is employed. The assignment shall be made to:

(a) The state agency if the advance is to be made from the revolving fund or account of such agency.

(b) The Executive Department if the advance is to be made from the Travel Revolving Account created by ORS 292.298.

(2) Issue his warrant or check for the amount of the advance upon the execution of the assignment.

(3) Forward one copy of the assignment to the official charged with issuing payroll warrants or checks for the state agency by which the officer or employe who received the advance is employed.

[1955 c.765 §4]

292.292 Withholding amount of assignment from salary; payment to official making advance. Upon receipt of a copy of the assignment executed pursuant to ORS 292.289, the official charged with issuing payroll warrants or checks for the state agency by which the officer or employe who received the advance is employed shall:

(1) Withhold the amount specified in the assignment from the salary and wages paid to such officer and employe and record the amount withheld in the payroll records.

(2) Issue his warrant or check for the amount withheld pursuant to subsection (1) of this section, payable to the official who made the advance under subsection (2) of ORS 292.289.

[1955 c.765 §5]

292.295 Deposit of amount withheld from salary. Upon receipt of the warrant or check issued pursuant to subsection (2) of ORS 292.292, the official who made the advance under subsection (2) of ORS 292.289 shall deposit the proceeds of the warrant or check to the credit of the fund or account from which the advance was made.

[1955 c.765 §6]

292.298 Travel Revolving Account. There hereby is created in the General Fund in the State Treasury an account to be known as the Travel Revolving Account. All moneys in such account hereby are continuously appropriated to the Executive Department for the purposes of ORS 292.280 to 292.298.

[1955 c.765 §8]

SALARIES AND EXPENSES OF ELECTED STATE OFFICERS

292.310 [Repealed by 1953 c.307 §4]

292.312 [Repealed by 1953 c.307 §4]

292.313 Governor, Secretary of State, State Treasurer, Attorney General, Superintendent of Public Instruction, Commissioner of Labor. The incumbents of each of the following offices shall be paid an annual salary on a monthly basis, as follows:

(1) Governor, \$28,500, plus \$1,000 per month regularly for expenses necessarily incurred but not otherwise provided for.

(2) Secretary of State, \$24,000.

(3) State Treasurer, \$24,000.

(4) Attorney General, \$23,000.

(5) Superintendent of Public Instruction, \$24,000.

(6) Commissioner of Labor, \$21,500.

[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]

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 him by virtue of his office or collected by him by virtue of his office, shall be paid into the State Treasury on or before the tenth 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 his biennial report, 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 ORS 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 Person serving as Governor while Governor is temporarily absent or unable to serve. (1) When a person becomes Governor under section 8, Article V of the

Oregon Constitution because of the Governor's temporary absence from the state or other temporary inability to discharge the duties of the office, such person may claim for the period he serves as Governor a salary at a rate equal to that provided by law for the office of Governor and his travel and other expenses actually incurred in connection with the performance of his duties as Governor. The salary and expenses so claimed shall be paid from the moneys in the General Fund not otherwise appropriated and sufficient moneys hereby are continuously appropriated from the General Fund for such purpose.

(2) Nothing in subsection (1) of this section is intended to prevent the payment of the salary and expenses provided by subsection (1) of ORS 292.313 to the Governor who is temporarily absent from the state or temporarily unable to discharge the duties of the office.

[1959 c.50 §1]

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 Court of Appeals Judge. The annual salary of each judge of the Court of Appeals shall be \$25,000, payable monthly. [1969 c.198 §9]

292.410 Supreme Court Justice. The annual salary of each justice of the Supreme Court shall be \$26,000, payable monthly.

[Formerly 292.315; 1961 c.702 §3; 1965 c.171 §3; 1967 c.38 §3; 1969 c.365 §3]

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 his official duties, shall receive a payment of \$20 for each day or portion thereof during which he is actually engaged in the performance of his official duties.

(2) Except as otherwise provided by law, all members of state boards and commissions 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 Executive Department under ORS 292.210 to 292.260. [1969 c.314 §1]

292.505 Salary ranges for certain non-elective state officials. (1) Notwithstanding any other provision of law, the incumbents of the various state offices and positions named in ORS 292.505 to 292.790 shall be paid an annual salary, on a monthly basis, equal to the minimum amount set forth in ORS 292.505 to 292.790 after the designation of the respective offices or positions, unless such salary is or has been altered as prescribed in ORS 292.855.

(2) In no case shall an incumbent of a state office or position named in ORS 292.505 to 292.790, by reason of the minimum limit prescribed by ORS 292.505 to 292.790, be paid less than the monthly salary he was receiving before July 1, 1969. The setting forth in ORS 292.505 to 292.790 of a minimum and maximum annual salary for any office or position is not intended to create such office or position, but only indicates the minimum and maximum salary for any office or position if otherwise created. [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]

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

292.515 Adjutant General.

Adjutant General
Annual salary \$15,684 to \$20,028
[Formerly part of 292.317; amended by 1961 c.530 §3; 1963 c.572 §2; 1965 c.14 §5; 1967 c.7 §4; 1969 c.644 §3]

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

292.525 Director of Agriculture.

Director of Agriculture

Annual salary \$15,684 to \$20,028
[Formerly part of 292.317; amended by 1961 c.530 §5; 1963 c.572 §4; 1965 c.14 §6; 1967 c.7 §5; 1969 c.644 §4]

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

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

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

292.545 Superintendent of School for the Blind.

Superintendent of School for the Blind

Annual salary \$12,900 to \$16,476
[Formerly part of 292.317; amended by 1961 c.530 §9; 1963 c.572 §7; 1965 c.14 §7; 1967 c.7 §6; 1969 c.644 §5]

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

292.551 Director of Commerce.

Director of Commerce

Annual salary \$15,684 to \$20,028
[1965 c.14 §9; 1967 c.7 §7; 1969 c.644 §6]

292.553 Manager of State Accident Insurance Fund. Manager of the State Accident Insurance Fund

Annual salary \$16,476 to \$21,036
[1967 c.7 §9; 1969 c.644 §7]

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

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

292.566 Administrator of Corrections Division. Administrator of the Corrections Division

Annual salary \$19,068 to \$24,348
[1967 c.7 §12; 1969 c.644 §9]

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

292.575 Superintendent of School for the Deaf.

Superintendent of School for the Deaf

Annual salary \$12,900 to \$16,476
[Formerly part of 292.317; amended by 1961 c.530 §15; 1963 c.572 §12; 1965 c.14 §12; 1967 c.7 §13; 1969 c.644 §10]

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

292.582 Executive Secretary of Educational Coordinating Council. Executive Secretary of Educational Coordinating Council
Annual salary \$17,292 to \$22,092
[1967 c.7 §38; 1969 c.644 §11]

292.585 State Engineer.

State Engineer
Annual salary \$15,684 to \$20,028
[Formerly part of 292.317; amended by 1961 c.530 §17; 1963 c.572 §13; 1965 c.14 §13; 1967 c.7 §14; 1969 c.644 §12]

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

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

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

292.602 Executive Department Director.

Director of the Executive Department
Annual salary \$19,068 to \$24,348
[1969 c.644 §38a]

292.605 [Formerly part of 292.317; amended by 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 State Fire Marshal.

State Fire Marshal
Annual salary \$13,548 to \$17,292
[1969 c.644 §37]

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

292.610 State Fisheries Director

State Fisheries Director
Annual salary \$14,940 to \$19,068
[Formerly part of 292.317; amended by 1961 c.530 §22; 1963 c.572 §17; 1965 c.14 §15; 1967 c.7 §16; 1969 c.644 §14]

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

292.620 State Forester.

State Forester
Annual salary \$15,684 to \$20,028
[Formerly part of 292.317; amended by 1961 c.530 §23; 1963 c.572 §18; 1965 c.14 §16; 1967 c.7 §17; 1969 c.644 §15]

292.625 State Game Director.

State Game Director
Annual salary \$15,684 to \$20,028
[Formerly part of 292.317; amended by 1961 c.530 §24; 1963 c.572 §19; 1965 c.14 §17; 1967 c.7 §18; 1969 c.644 §16]

292.627 Director of Department of General Services. Director of Department of General Services

Annual salary \$16,476 to \$21,036
[1967 c.419 §30; 1969 c.644 §34]

292.630 State Geologist.

State Geologist
Annual salary \$13,548 to \$17,292
[Formerly part of 292.317; amended by 1961 c.530 §25; 1963 c.572 §20; 1965 c.14 §18; 1967 c.7 §19; 1969 c.644 §17]

292.635 State Health Officer.

State Health Officer
Annual salary \$23,184 to \$29,592
[Formerly part of 292.317; amended by 1961 c.530 §26; 1963 c.572 §21; 1965 c.14 §19; 1967 c.7 §20; 1969 c.644 §18]

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

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

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

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

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

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

292.675 Workmen's Compensation Board.

Workmen's Compensation Board (3)
Annual salary \$15,684 to \$20,028
[Formerly part of 292.317; amended by 1961 c.530 §34; 1963 c.572 §29; 1965 c.14 §22; 1967 c.7 §22; 1967 c.182 §1; 1969 c.644 §20]

292.677 Division of State Lands Director.

Director of the Division of State Lands
Annual salary \$13,548 to \$17,292
[1969 c.644 §38]

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

292.695 State Librarian.

State Librarian
Annual salary \$13,548 to \$17,292
[Formerly part of 292.317; amended by 1961 c.530 §37; 1963 c.572 §32; 1965 c.14 §23; 1967 c.7 §23; 1969 c.644 §21]

292.700 Liquor Control Administrator.

Liquor Control Administrator

Annual salary \$15,684 to \$20,028

[Formerly part of 292.317; amended by 1961 c.530 §38; 1963 c.572 §33; 1965 c.14 §24; 1967 c.7 §24; 1969 c.644 §22]

292.705 [Formerly part of 292.317; amended by 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; amended by 1961 c.530 §40; repealed by 1963 c.572 §50]**292.711 Administrator of Mental Health Division.**

Administrator of Mental Health Division

Annual salary \$24,348 to \$31,068

[1965 c.14 §27; 1967 c.7 §25; 1969 c.644 §23]

292.715 [Formerly part of 292.317; amended by 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; amended by 1961 c.530 §42; repealed by 1963 c.572 §50]**292.725 Director of Parole and Probation.**

Director of Parole and Probation

Annual salary \$14,232 to \$18,156

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

292.730 [Formerly part of 292.317; amended by 1961 c.530 §44; 1963 c.572 §38; 1965 c.14 §30; repealed by 1967 c.7 §40]**292.735 State Police Superintendent.**

State Police Superintendent

Annual salary \$16,476 to \$21,036

[Formerly part of 292.317; amended by 1961 c.530 §45; 1963 c.572 §39; 1965 c.14 §31; 1967 c.7 §28; 1969 c.644 §26]

292.737 [1963 c.572 §52; 1965 c.14 §32; repealed by 1965 c.405 §4 and by 1967 c.7 §40]**292.740** [Formerly part of 292.317; amended by 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; amended by 1961 c.530 §46; 1963 c.572 §41; repealed by 1965 c.14 §45]**292.750 Executive Secretary of Public Employes' Retirement Board.**

Executive Secretary of Public Employes' Retirement Board

Annual salary \$14,940 to \$19,068

[Formerly part of 292.317; amended by 1961 c.530 §47; 1963 c.572 §42; 1965 c.14 §34; 1967 c.7 §30; 1969 c.644 §27]

292.752 [1961 c.530 §56; repealed by 1963 c.572 §50]**292.755** [Formerly part of 292.317; amended by 1961 c.530 §48; 1963 c.572 §43; repealed by 1965 c.14 §45]**292.760** [Formerly part of 292.317; amended by 1961 c.530 §49; 1963 c.572 §44; 1965 c.14 §35; 1967 c.7 §31; repealed by 1969 c.520 §49]**292.762 Revenue Department Director.**

Director of the Department of Revenue

Annual salary \$19,068 to \$24,348

[1969 c.644 §286]

292.765 [Formerly part of 292.317; repealed by 1961 c.125 §1]**292.767 Special Schools Division Administrator.**

Administrator of Special Schools Division

Annual salary \$14,232 to \$18,156

[1969 c.597 §80n]

292.770 Administrator of Division of Employment.

Administrator of Employment Division

Annual salary \$16,476 to \$21,036

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

292.772 Transportation Department Director.

Director of the Department of Transportation

Annual salary \$19,068 to \$24,348

[1969 c.599 §66d]

292.775 Public Utility Commissioner.

Public Utility Commissioner

Annual salary \$18,156 to \$23,184

[Formerly part of 292.317; amended by 1961 c.530 §51; 1963 c.572 §46; 1965 c.14 §37; 1967 c.7 §33; 1969 c.644 §30]

292.777 Vocational Rehabilitation Division Administrator.

Administrator of the Vocational Rehabilitation Division

Annual salary \$16,476 to \$21,036

[1969 c.644 §36]

292.780 Director of Veterans' Affairs.

Director of Veterans' Affairs

Annual salary \$15,684 to \$20,028

[Formerly part of 292.317; amended by 1961 c.530 §52; 1963 c.572 §47; 1965 c.14 §38; 1967 c.7 §34; 1969 c.644 §31]

292.785 Director of Water Resources Board.

Director of Water Resources Board

Annual salary \$14,940 to \$19,068

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

292.790 Public Welfare Administrator.

Public Welfare Administrator

Annual salary \$19,068 to \$24,348

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

SALARIES AND EXPENSES OF STATE OFFICERS AND EMPLOYES § 292.990

292.855 Alteration of salaries within ranges specified for nonelective officials. Within the minimum and maximum limits prescribed by ORS 292.505 to 292.790, the annual salary of the incumbent of an office or position named in ORS 292.505 to 292.790 may from time to time be altered upon the appointing authority's filing in the office of the Executive Department written notification, approved by the Governor, or in the case of offices or positions under the control of the Division of State Lands, approved by such officer or agency, specifying the salary to be paid. The salary specified in such notification shall be the annual salary for the office or position therein named beginning with the first day of the month next following the filing of such notification and until subsequently altered pursuant to this section.

[Formerly 292.318; amended by 1961 c.530 §59; 1969 c.597 §54]

292.860 Nonelective officials to be charged for any maintenance furnished. Officials enumerated in ORS 292.505 to 292.790 who are provided maintenance by the state shall be charged for such maintenance a sum to be fixed by the Department of General Services.

[Formerly 292.319; amended by 1969 c.597 §55]

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

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

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

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]

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

PENALTIES

292.990 Penalties. (1) The provisions of ORS 291.990 shall apply to ORS 292.220 and 292.230 the same as such provisions apply to the sections enumerated in subsection (5) of ORS 291.990.

(2) 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 his office, he shall be deemed guilty of embezzlement, and shall be punished accordingly.

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 December 1, 1969.

Robert W. Lundy
Legislative Counsel

