Chapter 282

1967 REPLACEMENT PART
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Public Printing

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STATE PRINTING; STATE PRINTING SECTION; STATE PRINTER

282.010 Definitions for ORS 282.010 to 282.150. As used in ORS 282.010 to 282.150, unless the context otherwise requires:

(1) "Department" means the Department of General Services.

(2) "State printing section" means the administrative unit or division within the Department of General Services handling the printing functions.

282.020 Department of General Services to control state printing and printing purchases. (1) The Department of General Services shall:

(a) Control and manage the state printing section and all state printing.

(b) Control all printing purchases, including those outside of the state printing plant; and any printing done outside of the state printing plant may be done only through authority of the department.

(2) Printing and binding which advertises or promotes products, agricultural or manufactured, shall not be considered state printing.

(3) The department may advertise for bids and award contracts for state printing, etc., but the policy of the department in deciding what work shall be let by contract shall be dictated by questions of good business and economy.

[Amended by 1959 c.293 §1]

282.030 Submitting "copy" for approval of department. Before being printed all "copy" must be submitted to the department for approval. The department may in the interest of economy, revise or abridge the "copy" but not in such a manner as to destroy its sense or omit any material statement of facts.

282.040 Charges for printing by state printing section. The department shall determine and fix the charges to be made for all work done by the state printing section. In determining the charges, the cost of all labor, materials, office expense and depreciation shall be taken into consideration. All printing shall be paid for by the department for whose use and benefit it is secured and at the rate fixed and as per invoices rendered by the department. Duplicating services rendered by the department shall be deemed to be "printing" for the purposes of this section.

282.050 Multiple duplication work. (1) As used in this section, unless the context otherwise requires, the terms "state agency" or "agency" have the meaning given such terms in ORS 291.002.

(2) The department shall control and regulate the performance and production of all multiple duplication work required by state agencies and the purchase and use of multiple duplication equipment. The department shall itself perform, through the state printing plant, such duplicating services for the state agencies as may practicably and economically be performed centrally, and for that purpose may require that duplicating equipment possessed by any agency be transferred to the department. The department further may require transfers of duplicating equipment between agencies where so to do would result in efficiency and economy. Where any duplicating equipment is so transferred to the department or between agencies, the proper adjustment shall be made in the accounts and appropriation allotments of the department and of the agencies involved.

282.060 Exception to application of state laws where federal funds are involved. Notwithstanding any provision in ORS 282.020 or 282.050 to the contrary, in all cases where federal granted funds are involved, the federal laws, rules and regulations applicable thereto shall govern.

282.070 State university printing plant and journalistic laboratory; Oregon State University printing plant; limiting printing in these and other state plants. (1) Subject to subsection (3) of this section, the Department of Higher Education may operate:

(a) A printing plant and journalistic laboratory at the University of Oregon in connection with the university school of journalism.

(b) A printing plant at Oregon State University.

(2) Funds earned in the journalistic laboratory shall immediately be turned in to the comptroller of the university who shall be held responsible for the funds under his bond. Such funds may be administered in the same manner as other laboratory funds of the university or applied as otherwise ordered by the Department of Higher Education.

(3) No printing shall be done in the journalistic laboratory, or in any publicly

owned printing plant within the state, except such printing as is paid for wholly or in part out of funds regularly coming into the hands of the comptroller of the university, or paid for out of funds of the State of Oregon, the institution or the political subdivision owning the printing plant, or out of funds of the Federal Government appropriated for such printing purposes.

(4) Nothing in subsection (1) of ORS 282.020 or in ORS 282.050 is intended to affect the provisions of this section.

282.080 State Printer; assistants. (1) Subject to any applicable provisions of the Oregon Constitution and the State Merit System Law, the Department of General Services shall appoint a State Printer. The State Printer shall be paid out of the General Services Revolving Fund as provided in ORS 282.110.

(2) Subject to the State Merit System Law, the department shall employ such other assistance as may be necessary for carrying out the functions of the state printing section.

[Amended by 1959 c.662 §9]

282.090 Bonds of State Printer. Before entering upon the duties of his office, the State Printer shall file a bond as required by ORS 292.040 and shall furnish such other bond as in the judgment of the department may be necessary to insure the faithful performance of the duties of his office.

282.100 Payroll certification and approval; auditing and drawing warrants; State Printer's account; payroll checks. (1) At the end of each month and oftener if the department so requires, the State Printer shall cause a payroll to be made which shall show the name of each employe, the capacity in which employed, the rate of salary or wages, the deductions and the amount due.

(2) The payroll, when certified to by the State Printer as correct and approved by the department, shall be presented to the Secretary of State for audit. If found correct by the Secretary of State, a warrant shall be drawn by him upon the State Treasurer in favor of the State Printer for the aggregate amount allowed.

(3) The State Printer shall deposit the warrant promptly with the State Treasurer in an account in the name of the State Printer, and the State Printer shall pay therefrom, by check or order to the several persons entitled thereto, the amounts owing them. Payroll checks or orders issued by the State Printer against the account, after having been paid, shall be filed for a period of seven years in the office of the State Printer and, if indorsed by payee or his duly authorized representative, shall constitute a full receipt by the employe of payment for services rendered for the period covered. If any such check remains outstanding and unpaid for the period specified in ORS 293.450 to 293.460, it shall be disposed of in the manner provided in those sections.

[Amended by 1959 c.607 §1]

282.110 Use of General Services Revolving Fund. (1) All moneys received by the department for printing, ruling, binding, etc., including duplicating services rendered by the department, shall be promptly deposited in the State Treasury to the credit of the General Services Revolving Fund created by ORS 279.742.

(2) In addition to the other purposes for which the General Services Revolving Fund may be used, the General Services Revolving Fund hereby is appropriated continuously for and may be used for the purchase of all supplies and the payment of all labor and expense connected with the operation of the state printing section. The administrative costs incurred in the operation of the General Services Revolving Fund for the purposes of this section shall be paid from the fund and shall be added to the costs of the services rendered by the state printing section and collected by the department.

[Amended by 1959 c.662 §8]

282.120 Depreciation Fund Account. The department shall create a Depreciation Fund Account by adding to the charge for work done, as prescribed by ORS 282.040, an amount not exceeding four percent of the cost of all labor, materials and office expense. The department may deposit the amount collected pursuant to this section in the General Services Revolving Fund; and, from time to time as determined by the department, the department shall transfer the amounts collected pursuant to this section from the General Services Revolving Fund to the Depreciation Fund Account. The Depreciation Fund Account shall be placed in the hands of the State Treasurer and used by the department in making renewals to the plant and equipment and in purchasing additional equipment. "Equipment" includes duplicating equipment. The

expenditures from the fund shall be made in the usual manner upon vouchers approved by the department.
[Amended by 1959 c.662 §10]

282.130 Revolving fund for current expenses. The revolving fund of the state printing section, in the amount of $2,500, is continued in existence and shall be carried with the State Treasurer and shall be used by the state printing section for the purpose of providing funds to pay the current expenses of the state printing section when it is desirable or necessary to make immediate cash payments. All payments made pursuant to subsection (2) of ORS 282.140 shall be credited to this revolving fund.
[Amended by 1959 c.662 §11]

282.140 Filing voucher; replenishing revolving fund. (1) The State Printer shall once each month file with the Secretary of State a verified voucher covering disbursements from the revolving fund made during the preceding calendar month, accompanied by an itemized statement showing the names of the persons, firms or corporations to whom and the purposes for which the disbursements were made.

(2) The Secretary of State shall then draw his warrant on the State Treasurer, payable out of the General Services Revolving Fund, for a sum the amount of which shall be sufficient only to completely replenish the revolving fund, in favor of the State Printer for deposit in the revolving fund.
[Amended by 1959 c.662 §12]

282.150 Printing reports of state agencies and inaugural address of Governor. (1) At the time the biennial reports of the various state officers, boards, commissions and departments are made, the State Printer shall cause to be printed and bound such a number of each report as shall be directed by the Director of the Department of General Services, and the state officer, board, commission or head of department, making such report.

(2) At the inauguration of a Governor, the State Printer shall cause to be printed such number of copies of the inaugural address as the Governor-elect directs.

(3) All the reports mentioned in this section shall be bound in pamphlet form in paper binding, unless the legislature by resolution otherwise provides. With such exceptions as the director may approve, all such reports shall be printed in such uniform format, style and quality as fixed by the director.
[Amended by 1957 c.230 §1]

PUBLIC PRINTING GENERALLY

282.210 Performance within state of public printing, binding and stationery work; stipulation in request for bids and in contracts; exceptions. (1) Except as provided in subsection (2) of this section, all printing, binding and stationery work for the state or any county, city, town, port district, school district, or other political subdivision thereof, shall be performed within the state. All requests for bids and all contracts for such work shall so stipulate.

(2) The work referred to in subsection (1) of this section may be performed outside the state if it is established that:

(a) The work cannot be performed within the state;

(b) The lowest price for which such work can be procured within the state exceeds the charge usually and customarily made to private individuals and corporations for work of similar character and quality; or

(c) All bids for the work, or any part thereof, are excessive and not reasonably competitive.

282.220 Payment for unauthorized work outside state prohibited. No payment shall be made by the state or any political subdivision thereof for printing, binding or stationery work unless it appears that such work was done within the state, or was authorized to be done outside the state pursuant to ORS 282.210.

282.230 Provisions required in contracts for work to be done outside of state. (1) All contracts for work to be performed outside the state under ORS 282.210 shall provide and require that such work shall be performed under conditions of labor and employment which shall substantially conform to the laws of this state respecting hours of labor, the minimum wage scale for women and minors, and the rules and regulations promulgated by the Wage and Hour Commission of the State of Oregon regarding conditions of employment, hours of labor and minimum wages.

(2) Violation of the provision required by subsection (1) of this section shall be grounds for cancellation of the contract.

PENALTIES

282.990 Penalties. The provisions of ORS 291.990 apply to ORS 282.020 and to 282.050. Any violation of ORS 282.040 to 282.060 shall, upon conviction, be punished as prescribed in ORS 291.990.

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, 1967.

Robert W. Lundy
Legislative Counsel