

Chapter 182

1979 REPLACEMENT PART

State Administrative Agencies

STATE ADMINISTRATIVE AGENCIES GENERALLY

- 182.010 Nonattendance of member of board or commission at meetings as forfeiting office; appointment of successor
- 182.020 Notice of meetings of boards and commissions; reporting of absences
- 182.030 Employment of persons advocating violent overthrow of the Government of the United States or Oregon prohibited
- 182.040 Boards and commissions to pay counties for services
- 182.050 Time and manner of payment to counties
- 182.060 County clerk to file instruments affecting realty for state boards and commissions
- 182.070 Publications of state agencies to be furnished to State Librarian
- 182.080 Effect of repeal of statute authorizing state agency to collect, receive and expend money

DATA PROCESSING

- 182.115 Joint Legislative Committee on Data Processing; membership; term; expenses of members; chairman
- 182.121 Duties of committee

EMPLOYEE SUGGESTION PROGRAM

- 182.310 Definitions for ORS 182.310 to 182.360
- 182.320 Employee Suggestion Awards Board; authority
- 182.330 Board's determination final
- 182.360 Collection and payment of cash awards and administrative expenses

RULES GOVERNING AGENCY-PROVIDED HOUSING

- 182.415 Definitions for ORS 182.415 to 182.435
- 182.425 State agency required to collect rental for housing provided employees; furnishing prohibited; determination of fair rental value
- 182.435 Uniform schedule of reduction from fair rental value; management policies

DETERMINATION OF PUBLIC NEED FOR CERTAIN STATE AGENCIES

- 182.605 Definitions for ORS 182.605 to 182.635
- 182.615 Legislative review of public need for certain state agencies
- 182.625 Evidence and factors to be used to determine public need; hearing
- 182.635 Duration of continuation of agency; subsequent review; requirement for separate legislative action to continue any agency

CROSS REFERENCES

Note: Consult the statutory reference after the name of the agency or officer in the following list to determine the statutory designation of the agency or officer.

The following list does not, in certain cases, contain the statutory designations of those state officers or agencies subordinate to the principal officers or agencies listed.

Accountancy, State Board of [Department of Commerce], 673.410

Accounting and Data Systems Division [Executive Department], 184.305

Adjutant General, Const. Art. X, §3; 396.150

Adjutants General, Assistant, 396.165

Adult Community Services unit, 423.027

Adult and Family Services Division, 411.040;

Assistant Director, 411.080

Aeronautics Administrator, 491.120

Aeronautics Division [Department of Transportation], 491.005

Affirmative Action, Director of, 243.315

Aging, Governor's Commission on, 184.900

Agricultural Experiment Station, Oregon, Director of, Ch. 567

Agricultural Experiment Stations, Ch. 567

Agriculture, Director of, 561.010

Agriculture, State Board of, 561.130

Agriculture, State Department of, 561.010

Alcohol and Drug Problems, Oregon Council on, 430.100

Alternate Energy Development Commission, 1979 c.329 §2

Ambulance and emergency medical technicians, advisory council on, 485.570

Anatomy, Demonstrator of [State Board of Higher Education], 97.170

Apprenticeship and Training Council, State, 660.110

Architect Examiners, State Board of [Department of Commerce], 671.120

Architectural barriers elimination, advisory committee on, 447.230

Archivist, State, 357.815

Arts Commission, Oregon, 359.020

Attorney General, 180.010

Auctioneers, State Board of [Department of Commerce], 698.710

Auditor of Public Accounts [Secretary of State], 293.505

Audits, Division of [Secretary of State], 297.010

Banking Board, State [Department of Commerce], 706.245

Banking Division [Department of Commerce], 706.205

Banks, Superintendent of, 706.215

STATE EXECUTIVE DEPARTMENT AND ORGANIZATION

- Bar, Oregon State, 9.010
Board of Governors, 9.025
Bargaining Unit Benefits Board;
[Personnel Division], 243.235
Beef Council, Oregon, 577.210
Bicycle lane and path advisory committee [Highway
Division], 366.112
Blind, Commission for the, 346.120
Advisory committee, 346.135
Blind, Industries for the, 346.190
Blind, Oregon State School for the, 346.010
Boiler Rules, Board of, 480.535
Budget Division [Executive Department], 184.305
Builders Board, 701.205
Building Authority, Oregon, 276.815
Building Code Administrator, State, 456.790
Building Codes Division [Department of Commerce],
184.520
Capitol Building Police Officers, 276.021
Capitol Planning Commission, 276.030
Career and Vocational Education, State Advisory Coun-
cil, 344.225
Certificate of Need Appeals Board, 442.360
Charter commission, city-county consolidation, 199.725
Chief Apiary Inspector, 602.020
Chief Justice of the Supreme Court, 2.045
Chief State Steward, 462.250
Child welfare services advisory committee, 418.005
Children's Services Division [Department of Human
Resources], 184.805
Advisory committee on court services, 423.320
Chiropractic Examiners, State Board of, 684.130
Citizen Involvement Advisory Committee, State [land
use], 197.160
Clinical Social Workers, State Board of, 675.510
Collections Unit [Department of Revenue], 293.250
Columbia Park Hospital and Training Center, 428.420
Superintendent, 179.331, 427.010
Columbia River Gorge Commission, 390.420
Secretary, 1963 c.148 §1
Commerce, Department of, 184.520
Commerce, Director of, 184.530
Advisory board, plumbing, 447.085
Advisory committee, architectural barriers, 447.230
Commercial Fishery Permit Board, 1979 c.613 §79
Commodity Commissions, agricultural, see cross referenc-
es under heading "Commodity Commissions General-
ly" in Ch. 576
Community Coordinated Child Care Council, 418.379
Community Corrections Advisory Board, 423.405
Conciliation Service, State [Employment Relations
Board], 662.415
Consumer Advisory Council [Consumer Services Divi-
sion], 184.595
Consumer Protection Division [Department of Justice],
180.510
Consumer Services Division [Department of Commerce],
184.590
Controlled Substances, Committee on, 475.075
Corporation Commissioner, 56.012
Corporation Division [Department of Commerce], 56.012
Correctional Institution, Oregon State, 421.705
Superintendent of, 179.331, 421.710
Corrections Division, 423.020
Assistant Director for Corrections, 423.040
Corrections Ombudsman, 423.400
Council of State Governments, 189.100
Council on Court Procedures, 1.730
County service districts, advisory committees, 451.555
Court of Appeals, 2.510
Chief Judge, 2.550
Court services, advisory committee on, 423.320
Credit Agencies Board, 697.402
Crime detection laboratories [state police], 181.080
Criminal identification, bureau of [state police], 181.066
Data Processing, Joint Legislative Committee on, 182.115
Deaf, Oregon State School for the, 346.010
Dental Examiners, State Board of, 679.230
Denture Technology, State Advisory Council on, 680.555
Detective bureau, state [state police], 181.070
Domestic and Rural Power Authority, 1977, c.888 §40
Director, 1977, c.888 §6
Dredging operations consulting committee, 517.700
Drug Diversion Subcommittee, State, [Committee on
Drug Problems], 430.520
Drug Problems, Committee on [Health Division], 689.660
Dungeness Crab Commission, Oregon, 576.155
Eastern Oregon State College, 352.290
Economic Analysis, Office of [Executive Department],
184.305
Economic Development Commission, 184.005
Education, Department of, 326.111
Education, Department of Higher, 351.010
Education, State Board of, 326.021
Education, State Board of Higher, 351.010
Educational Coordinating Commission, Oregon, 348.715
Advisory Committee, 348.825
Executive Director, 348.745
Electrical Advisory Board, 479.800
Elevator Safety Board, 460.115
Emergency Board, 291.324
Emergency Fire Cost Committee, 477.440
Administrator, 477.460
Emergency Services Advisory Council, 401.050
Emergency Services Division [Executive Department],
401.040
Administrator of, 401.040
Employee Suggestion Awards Board, 182.320
Employees' Benefit Board, State [Personnel Division],
243.115
Employment Agencies Advisory Board, 658.230
Employment Appeals Board [Employment Division],
657.685
Employment Division, 176.610
Assistant Director for, 657.608
Employment Relations Board, 240.060
Employment Service, Oregon State, 657.705
Energy Conservation Board, 456.730 to 456.742
Energy, Department of, 469.030
Director, 469.040
Energy Facility Siting Council, 469.450
Advisory groups, 469.480
Energy Policy Review Committee, 469.130
Engineering Examiners, State Board of [Department of
Commerce], 672.240
Environmental Quality Commission, 468.010
Environmental Quality, Department of, 468.030
Director of, 468.040
Ethics Commission, Oregon Government, 244.250
Executive director, 244.310
Executive Department, 184.305
Director of, 184.315
Executive residence, advisory committee, 276.104
Fair and Exposition Center, Oregon State, 565.015
Fair Commission, County, 565.410
Fair Dismissal Appeals Board, 342.930
Fair, Oregon State, 565.040
Fairview Hospital and Training Center, 427.010
Superintendent of, 179.331, 427.010
Fire Marshal Division [Department of Commerce],
184.520
Fire Marshal, State, 476.020
Fire Standards and Accreditation Board, 476.840
Fish and Wildlife Commission, 496.090
Fish and Wildlife, Department of, 496.080
Fish and Wildlife Director, State, 496.112
Fish Division [Fish and Wildlife, State Department],
496.124
Forest Conservation, Oregon Board of, 272.050
Forest practice committees [State Board of Forestry],
527.650
Forest Research Laboratory, 526.225
Forester, State, 526.031
Forestry Department, State, 526.008
Forestry, State Board of, 526.009
Funeral Directors and Embalmers, State Board of,
692.300
Furniture and Bedding Advisory Council, 433.660

STATE ADMINISTRATIVE AGENCIES

- General Services, Department of, 283.030
Advisory Committee, 273.655
Director of, 283.040
Geologist, State, 516.120
Geologist Examiners, State Board of, 672.615
Geology and Mineral Industries, State Department of, 516.020
Governing Board of, 516.080
Governor, Const. Art. V, §1; Ch. 176
Hair design, schools, advisory committee, 345.420
Hazardous Substances, Advisory Committee, 689.990
Health care professions, advisory board, 431.190
Health Division [Department of Human Resources], 184.830
Assistant Director for Health, 184.830
Health Officer, Public, 431.045
Health Planning and Development Agency, State, 442.085
Hearing Aids, Advisory Council to the Health Division on, 694.165
Higher Education, State Board, Chancellor, 351.075
Higher Education, Department of, 351.010
Higher Education, Western Interstate Commission for, 351.780
Highway Division [Department of Transportation], 366.105
Highway Engineer, State, 366.145
Hillcrest School of Oregon, 420.320
Historic preservation officer, state, 358.565
Historic significance, advisory committee, property of, [Department of General Services], 358.655
Historical Society, Oregon, 358.770
Hospital and Training Center, Eastern Oregon, 426.010
Superintendent of, 179.331, 426.020
Hospital, F. H. Dammasch State, 426.010, 426.030
Superintendent of, 179.331, 426.020
Hospital, Oregon State, 426.010
Superintendent of, 179.331, 426.020
Hospital, University-State Tuberculosis, 352.065
Administrator of, 437.140
Housing Council, State, 456.567
Housing Division [Department of Commerce], 456.554
Housing Division Administrator, 456.560
Human Resources, Department of, 184.750
Director, 184.755
Hydroelectric Power, Commissioner of, 543.810
Industrial Accident Advisory Committee, 656.790
Indian Services, Commission, 172.100
Information Agency, State, 110.161
Inheritance Tax Division [Department of Revenue], Ch. 118
Institutional Services Division [Executive Department], 184.355
Insurance Commissioner, 731.208
Insurance Division [Department of Commerce], 731.204
Insurance Guaranty Association, Oregon, 734.550
Intergovernmental Coordination Division [Executive Department], 190.320
Administrator of, 190.320
Interstate Cooperation Executive Committee, 189.090
Interstate Cooperation, Governor's Committee on, 189.080
Interstate Cooperation, Oregon Commission on, 189.010
Investment Council, Oregon, 293.706
Joint Corrections Education Planning and Development Team, 421.082
Judge Advocate, State, 398.012
Judicial Branch, Commission on the, 1979 c.611
Judicial Conference of the State of Oregon, 1.810
Judicial Fitness, Commission on, 1.410
Justice, Department of, 180.210
Juvenile Compact Administrator, 417.040
Klamath River Basin Compact Commission, 542.620 (Art. IX)
Labor and Industries, Bureau of, 651.020
Commissioner of, 651.030
Land Board, State, 273.031
Land Conservation and Development Commission, 197.030
Department of, 197.075
Director, 197.075, 197.085
Land Use, Joint Legislative Committee on, 197.125
Land Use Board of Appeals, 1979 c.772 §2
Lands, Division of State, 273.041
Director of, 273.161
Landscape Contractors Advisory Committee, 671.630
Law Enforcement Council, 423.220
Legislative Administration Committee, 173.710
Legislative Administrator, 173.710
Legislative Counsel, 173.111
Legislative Counsel Committee, 173.111
Legislative Fiscal Officer, 173.410
Legislative Liaison, Office of [Executive Department], 184.305
Legislative Revenue Officer, 173.800
Librarian, State, 357.015
Library, State, 357.010
Trustees of, 357.010
Library, Supreme Court, 9.770
Librarian of, 9.770
Life and Health Insurance Guaranty Association, Oregon, 734.800
Liquor Control Commission, Oregon, 471.705
Livestock and Marketing Board, State, 599.440
Lobbyist, regulation, 171.725 to 171.785
Local Budget Advisory Committee [Department of Revenue], 294.413
Local Officials Advisory Committee, 197.165
Local Government Investment Board, 294.884
Local Health Officials, Conference of, 431.330
Logging permit advisory committee, 526.830
MacLaren School for Boys, 420.110
Superintendent of, 420.120
Management and Organization, Oregon State Commission on, 1979 c.795 §2
Management Systems Division [Executive Department], 184.305
Marine Board, State, 488.825
Marine Director, State, 488.855
Market development, division of [Department of Agriculture], 576.009
Mass Transportation Financing Authority, Oregon, 391.520
Massage Technicians, State Board of, 687.115
Medical care, advisory committee on, 656.794
Medical Examiner Advisory Board, State, 146.015
Medical Examiners for the State of Oregon, Board of, 677.235
Medical Examiner, State, 146.035
Medical Examiner, Deputy State, 146.045, 146.065
Mental Health Advisory Board, 430.050
Mental health compact administrator, 428.320
Mental Health Division, 430.021
Assistant Director for, 430.110
Military Council, 396.145
Military Department, State, 396.305
Minor Court Rules Committee, 1.510
Mobile Home Construction and Safety Standard Advisory Board, 446.280
Motor Vehicles Division [Department of Transportation], 481.910
Administrator of, 481.930
Multistate Tax Compact Advisory Committee, 305.670
Municipal Debt Advisory Commission, Oregon, 287.030
Museum of Anthropology, Oregon State, 352.090
National Guard, Oregon, Ch. 399
Natural Area Preserves Advisory Committee, 273.572
Natural Heritage Advisory Council, 273.571
Naturopathic Board of Examiners, 685.160
Nuclear Emergency Organization, Oregon, 401.440
Nursery Advisory Committee, State, 571.025
Nursing, Oregon State Board of, 678.140
Nursing Home Administrators, Board of Examiners of, 678.800
Occupational Therapy Licensing Board, 675.310
Ocean Charter Vessel Advisory Committee, 1979 c.358 §5
Office of Elderly Affairs [Department of Human Resources], 184.865

STATE EXECUTIVE DEPARTMENT AND ORGANIZATION

Optometry, Oregon Board of, 683.250
Oregon College of Education, 352.290
Oregon Institute of Technology, 352.201
Oregon State University, 352.230
Pacific Marine Fisheries Commission, 507.040, 507.050
Parks and Recreation Division, [Department of Transportation], 390.130
Administrator of, 390.130
Parole, State Board of, 144.005
Penitentiary Industries, Advisory Committee, 421.310
Penitentiary, Oregon State, 421.605
Superintendent of, 179.331, 421.016
Personnel Division [Executive Department], 240.055
Administrator of, 240.125
Pesticide Analytical and Response Center, 1979 c.571 §2
Pharmacy, State Board of, 689.510
Physical Therapist Licensing Board, 688.160
Pilot Commissioners, Oregon Board of [Department of Commerce], 776.105
Planning Division [Executive Department], 184.305
Plumber Examiners, State Board of, 693.110
Podiatry Examiners, State Board of, 682.150
Police, Department of State, 181.020
Police, Oregon State, 181.020
Police Standards and Training, Board on, 181.620
Police, Superintendent of State, 181.200
Port of Portland, Ch.778
Board of Commissioners of the, 778.205
Portland State University, 352.195
Ports Division [Department of Transportation], 777.810
Potato Commission, Oregon, 579.030
Printer, State, 282.080
Prison Terms and Parole Standards, Advisory Commission, 144.775
Private schools, advisory committee, 345.575
Property and Fiscal Officer for Oregon, U. S., 396.175
Psychiatric Security Review Board, 161.385
Psychologist Examiners, State Board of, 675.100
Psychosurgery Review Board, 426.750
Public Broadcasting, Oregon Commission on, 354.115
Public Contract Review Board, 279.013
Public Defender, 151.280
Public Defender Committee, 151.270
Public Instruction, Superintendent of, Const. Art. VIII, §1, 326.310
Deputy, 326.330
Public Transit Division, 184.680
Public Utility Commissioner of Oregon, 756.020
Public Welfare Review Commission, 411.125
Racing Commission, Oregon, 462.210
Radiation Advisory Committee, 453.645
Radiation Control Agency, State, 453.635
Radiologic Technology, Board of, 688.545
Real Estate Board [Department of Commerce], 696.405
Real Estate Commissioner, 696.375
Real Estate Division [Department of Commerce], 696.375
Reciprocity Officer [Motor Vehicles Division], 481.630
Recreation Director, State, 390.130
Recreation Trails Advisory Council, Oregon, 390.977
Release Assistance Officer, 135.235
Retirement Board, Public Employees', 237.251, 237.952
Revenue, Department of, 305.025
Director of, 305.035
Rogue River Coordination Board, 517.510
Rural Health Coordinating Council, 442.490
Rural Health, Office of, 442.475
Rural Medical Education Committee, State, 343.380
Sanitarians Registration Board, 700.210
Savings and Loan Supervisor, Office of, 722.402
Scholarship Commission, State, 348.510
Sea Grant College [Oregon State University], 352.275
Search and Rescue Coordinator, 401.040
Secretary of State, Const. Art. VI, §1; Ch. 177
Assistant, 177.040
Secretary to the Governor, 176.510
Sheep Commission, Oregon, 577.710
Small claims division [Oregon Tax Court], 305.515
Social Protection, State Board [Health Division], 436.020
Soil and Water Conservation Commission, State, 568.230
Soil Conservation and Domestic Allotment, State
Administrative Officer, 568.250
Advisory Board on, 568.120
South Slough Estuarine Sanctuary Management Commission, 273.554
Southern Oregon State College, 352.290
Speech Pathology and Audiology, State Board of Examiners [Department of Human Resources], 681.400
Speed Control Board, State, 483.108
State Accident Insurance Fund Corporation, 656.752
Manager of, 656.754
State Court Administrator, 8.110
State Governments, Council of, 189.100
Statewide Health Coordinating Council, Oregon, 442.035
Structural Code Advisory Board, State, 456.780
Support Enforcement Division [Department of Justice], 180.340
Supreme Court, Const. Art. VII (A), §1
Librarian, 9.770
Surplus state lands advisory committee, 273.655
Synthetic Chemicals in the Environment, Committee on, 634.352
Table Wine Research Advisory Board, 576.755
Tax Court, Oregon, 305.405
Judge, 305.452
Tax Service Examiners, State Board of, 673.725
Tax Supervising and Conservation Commission, 294.605
Teacher Standards and Practices Commission, 342.350
Teachers' Retirement System, 239.201
Television and Radio Service Advisory Board, State, 702.210
Television programs, advisory committee on planning and preparation of in school, 354.440
Textbook Commission, State, 337.011
Transportation Commission, State, 184.612
Transportation, Department of, 184.615
Transportation, Director of, 184.620
Treasurer, State, Const. Art. VI, §1; Ch. 178
Chief Deputy, 178.060
Unemployment Compensation, State Advisory Council on, 657.695
Uniform State Laws, Commission on, 172.010
University of Oregon, 352.010
University of Oregon Dental School [University of Oregon Health Sciences Center], 352.100
University of Oregon Health Sciences Center, 352.055
Utility Commissioner of Oregon, Public, 756.020
Valuation Committee, 295.095
Vehicle Equipment Safety Commissioner, 483.672
Veterans' Affairs, Advisory Committee on, 406.210
Veterans' Affairs, Director of, 406.020
Veterinarian, State, 596.210
Veterinary Medical Examining Board, Oregon State, 686.210
Vital Statistics, Bureau of, 432.010
Vital Statistics, State Registrar of, 432.020
Vocational Rehabilitation Division, 344.520
Assistant Director for, 344.525
Vocational schools, advisory committee on, 345.330
Wage and Hour Commission, 653.505
Watchmakers, State Board of [Department of Commerce], 695.110
Water Policy Review Board, 536.014
Water Resources Department, 536.008
Water Resources Director, 536.032
Ways and Means Committees, 171.555
Wheat Commission, Oregon, 578.030
Willamette Valley Rail Study Committee, 1977 c.899 §1
Winter Recreation Advisory Committee, 390.780
Women's Correctional Center, Oregon, 421.610
Workers' Compensation Board, 656.712
Workers' Compensation Department, 656.708
Field Service Division, 656.710
Evaluation Division, 656.708
Hearings Division, 656.708
Director, 656.708
Youth Corps, Oregon, 418.693

STATE ADMINISTRATIVE AGENCIES

- Actions and suits against state agencies, 30.260 to 30.300, 30.320
- Actions by state agencies, 30.312
- Administrative procedure of state agencies, Ch. 183
- Appeals where state agency a party, 2.515
- Apprentices and trainees, state employes as, 660.128
- Board or commission members prohibited from accepting certain positions, 236.145
- Collective bargaining for public employes, 243.650 to 243.782
- Compensation of members of boards and commissions, 292.495
- Defendant, state as, in action involving title to real property in which state has interest, 30.060
- Discrimination against optometrists prohibited, 683.035
- Duties of Water Resources Director; advisory committee on ground water and well operation, 536.090
- Expenses of members of boards and commissions, 292.495
- Interagency services, 283.110
- Labor conciliation services for state and state employes, 662.435
- Leasing of real property to state for term less than 20 years, Const. Art. XI, §7
- Lobbying by public agency, expense statement, filing required, 171.750
- Losses of public funds or property involving public officers, 297.120
- Newsmen as witnesses at agency administrative proceedings, 44.510 to 44.540
- Notary public, functions not constituting lucrative office, 194.010
- Peace Corps volunteers, leave of absence for, 236.040
- Preession filing of agency legislation, 171.130
- Private schools, advisory committee, 345.575
- Readability of income tax instructions, 316.364
- Real property, sale by state agency, 273.201 to 273.216
- Records when agency abolished, 357.835
- Release Assistance office, 135.235
- Reports of agencies, 293.600, 293.640
- State agencies required to file proposed legislation before legislative session, 171.132
- Title to property acquired by state agency to be taken in name of state, 279.711
- Transfer of public employes, 236.610 to 236.650
- Unclaimed property held for owner by public officer or agency, 98.336, 98.302 to 98.436
- Unemployment insurance, coverage of state employes, 657.020, 657.065, 657.505
- 182.010**
- Removal from office, 236.010
- 182.030**
- Employes of civil defense organizations required to take oath stating they do not advocate overthrow of government, 401.160
- 182.040**
- Exemptions from certain county fees in favor of the State of Oregon and its agencies, 21.580, 180.360, 205.400, 273.091
- Liaison with local governments providing services to state agencies, 190.210, 190.220
- 182.070**
- Distribution and sale of legislative publications, 171.225 to 171.255
- 182.115**
- Salary and expenses of members, 171.072
- 182.425**
- Housing for officers and employes of state institutions, 179.400
- Housing for superintendents of state institutions, 179.370
- 182.615**
- Oregon Education Coordinating Commission, interim study, 1979 c.331 §1
- Review of State Board of Clinical Workers, 675.610

**STATE ADMINISTRATIVE
AGENCIES GENERALLY**

182.010 Nonattendance of member of board or commission at meetings as forfeiting office; appointment of successor. Any member of a state board or commission appointed by the Governor who fails to attend two consecutive meetings of the board or commission, whether regular, adjourned or special, shall forfeit his office unless he is prevented from attending by the serious illness of himself or his family or for any other cause that in the judgment of the Governor constitutes a valid reason for failing to attend. The Governor shall immediately appoint a successor.

182.020 Notice of meetings of boards and commissions; reporting of absences. The secretary or clerk of every state board and commission shall:

(1) Give the members of the board or commission at least 10 days' notice, in writing, of the date and place of each regular, adjourned or special meeting.

(2) Report to the Governor the names of all members who fail to attend any meeting of the board or commission.

182.030 Employment of persons advocating violent overthrow of the Government of the United States or Oregon prohibited. (1) No state department, board or commission shall knowingly employ any person who either directly or indirectly carries on, advocates, teaches, justifies, aids or abets a program of sabotage, force and violence, sedition or treason against the Government of the United States or of the State of Oregon.

(2) Any person employed by any state department, board or commission shall immediately be discharged from employment when it becomes known to the appointing employer that such person has, during the period of his employment, committed any offense set forth in subsection (1) of this section.

(3) Any person denied employment or discharged pursuant to this section shall have a right of appeal in accordance with the provisions of the State Merit System Law.

182.040 Boards and commissions to pay counties for services. (1) All state boards and commissions which are supported by fees, fines, licenses or taxes or other forms of income not derived from a direct tax on tangible property shall pay the various coun-

ties of the State of Oregon the same fees required of others for services rendered.

(2) ORS 182.040 to 182.060 do not apply to:

(a) Services rendered for the Bureau of Labor and Industries on wage claims assigned to it for collection.

(b) Any of the provisions or requirements of ORS 21.110, 21.310, 21.560, 21.570, 21.590, 21.600, 52.410 to 52.440, 156.160, 205.360 and 205.370 and the requirements of ORS 21.350 for district court law library fees. [Amended by 1965 c.619 §35; 1967 c.398 §8; 1973 c.381 §7]

182.050 Time and manner of payment to counties. No state board or commission affected by the provisions of ORS 182.040 and 182.060 shall be required at the time of ordering the performance of any services for which a fee or charge may be collected by the county to pay the collectible fee or charge in advance or at the time the services are rendered. The county clerk or other officer performing the service, upon request made by the board or commission, shall charge to the board or commission the amount of the fee or charge, and thereafter on the first days of January, April, July and October of each calendar year supply to the board or commission an itemized statement of all services performed upon order of the board or commission for the three months preceding, together with the legal charge collectible therefor. The board or commission, upon receipt of the statement, promptly shall pay the amount due the county.

182.060 County clerk to file instruments affecting realty for state boards and commissions. When requested by a state board or commission, the county clerk shall file or record, or both, in his office any instrument affecting real property and immediately shall return to the board or commission a receipt for the instrument, aptly describing it and showing the legal charge for the filing or recording of the instrument.

182.065 [1977 c 739 §1, 1979 c.593 §5; renumbered 183.025]

Note: 182.065 first becomes operative July 1, 1979.

182.070 Publications of state agencies to be furnished to State Librarian. (1) Unless a greater or lesser number is agreed upon by the State Librarian and the issuer of the publication, the State Printer or, in the event the State Printer is unable to furnish the number of copies of the publication, the

person responsible for distribution of a publication issued by, or by authority of a state officer, agency or institution not under the control of the State Board of Higher Education shall make available to the State Librarian for distribution and exchange purposes, 45 copies of all publications so issued in multiple form, other than interoffice memoranda or forms. The State Printer may withhold the prescribed number of copies from each printing order and forward them to the State Librarian. Cost of printing for all copies of a publication furnished to the State Librarian in compliance with this subsection shall be borne by the issuing agency.

(2) The term "publication," as used in this section, does not include:

(a) Oregon Revised Statutes or any edition thereof.

(b) Legislative bills, calendars and interim committee reports made available under ORS 171.215.

(c) Reports and publications of the Oregon Supreme Court, Oregon Court of Appeals and the Oregon Tax Court. [1953 c.527 §2; 1961 c.167 §21; 1979 c.215 §1]

182.080 Effect of repeal of statute authorizing state agency to collect, receive and expend money. (1) In the event of repeal of a statute or a part thereof which granted or conferred power to any state officer, board, commission, corporation, institution, department, agency or other state organization to collect, receive and expend money for or on behalf of the state or for any purpose authorized by law, such repeal shall not affect or impair any act done, or right accruing, accrued or acquired, or liability, or obligation to pay the state a license or other fee, or payment exacted or required by law to be made or authorized by said repealed statute and the rules, regulations and orders, if any, promulgated thereunder and in effect at the time of such repeal, unless otherwise specifically provided by law. In the event of such repeal of a statute, the Secretary of State shall have the authority to determine, collect and disburse any moneys due the state, or payable by or through the state, representing such license or other fee, or payment exacted or required by law in accordance with the provisions of such repealed statute and such rules, regulations and orders promulgated thereunder, and as otherwise provided by law, in order to secure the full force, effect and operation of such

statute up to the time of its repeal, but not thereafter.

(2) Upon repeal of a statute or a part thereof as described in subsection (1) of this section, there hereby is appropriated for the payment of all expenses incurred by the Secretary of State in winding up and concluding administration of such repealed statute, as authorized in subsection (1) of this section, so much as may be necessary, and no more, of the balance in the General Fund theretofore appropriated for the use, operation and function of such state officer, board, commission, corporation, institution, department or other state organization or agency. Should the balance of such unexpended appropriation be insufficient to cover said costs and expenses of the Secretary of State in administering and concluding the operation of such repealed statute, then, in addition thereto, such amount as may be necessary, and no more, hereby is appropriated out of any funds, accounts and receipts belonging to the state in the custody or control of such state officer, board, commission, corporation, institution, department or other state organization, to cover in full the costs of winding up and concluding the administration of such statute. [1955 c.73 §1]

182.110 [1959 c.501 §1; repealed by 1959 c.501 §10]

DATA PROCESSING

182.115 Joint Legislative Committee on Data Processing; membership; term; expenses of members; chairman. (1) There is hereby created a Joint Legislative Committee on Data Processing consisting of four members appointed by the Speaker of the House of Representatives, at least two of whom shall have served on the Joint Ways and Means Committee, and three members of the Senate appointed by the President of the Senate, at least one of whom shall have served on the Joint Ways and Means Committee.

(2) The committee has a continuing existence and may meet, act and conduct its business during sessions of the Legislative Assembly or any recess thereof, and in the interim between sessions.

(3) The term of a member shall expire upon the convening of the Legislative Assembly in regular session next following the commencement of the member's term. When a vacancy occurs in the membership of the committee in the interim between sessions,

until such vacancy is filled, the membership of the committee shall be deemed not to include the vacant position for the purpose of determining whether a quorum is present and a quorum is a majority of the remaining members.

(4) Members of the committee shall receive an amount equal to that authorized under subsection (3) of ORS 171.072 for each day spent in the performance of their duties as members of the committee or any subcommittee thereof in lieu of reimbursement for in-state travel expenses. However, when engaged in out-of-state travel, members shall be entitled to receive their actual and necessary expenses therefor in lieu of the amount authorized by this subsection. Payment shall be made from funds appropriated to the Legislative Fiscal Office.

(5) The committee shall select its own chairman and vice chairman. The chairman may, in addition to other acts authorized, approve voucher claims.

(6) Action of the committee shall be taken only upon the affirmative vote of the majority of members of the committee.

(7) The Legislative Fiscal Office shall furnish to the committee such services of personnel and such other facilities as are necessary to enable the committee to carry out its functions as provided by law. [1973 c.457 §1; 1975 c.731 §1; 1977 c.42 §1]

182.120 [1959 c.501 §2; repealed by 1959 c.501 §10]

182.121 Duties of committee. The Joint Legislative Committee on Data Processing shall:

(1) Establish state-wide data processing goals and policy.

(2) Make recommendations regarding established or proposed data processing programs and data processing equipment acquisitions.

(3) Conduct studies of data processing efficiency and security. [1975 c.731 §2]

182.125 [1973 c.457 §4; repealed by 1975 c.731 §3]

182.130 [1959 c.501 §3; repealed by 1959 c.501 §10]

182.135 [1973 c.457 §3; repealed by 1975 c.731 §3]

182.140 [1959 c.501 §4; repealed by 1959 c.501 §10]

182.145 [1973 c.457 §5; repealed by 1975 c.731 §3]

182.150 [1959 c.501 §5; repealed by 1959 c.501 §10]

182.160 [1959 c.501 §6; repealed by 1959 c.501 §10]

182.170 [1959 c.501 §7; repealed by 1959 c.501 §10]

182.180 [1959 c.501 §8; repealed by 1959 c.501 §10]

182.190 [1959 c.501 §9; repealed by 1959 c.501 §10]

182.200 [1959 c.501 §10; repealed by 1959 c.501 §10]

EMPLOYEE SUGGESTION PROGRAM

182.310 Definitions for ORS 182.310 to 182.360. As used in ORS 182.310 to 182.360:

(1) "Board" means the Employee Suggestion Awards Board.

(2) "Employee suggestion program" means the program developed by the board under subsection (3) of ORS 182.320.

(3) "Secretary" means the secretary of the employe suggestion program. [1959 c.616 §1]

182.320 Employe Suggestion Awards Board; authority. (1) There hereby is established the Employee Suggestion Awards Board consisting of five members appointed by the Governor. Three members shall be state officers or employes who shall serve at the pleasure of the Governor. Two members shall serve for a term of one year and shall be executive or administrative officers, or board or commission members, required by law to be appointed by the Governor. Before the expiration of the one year term of a member, the Governor shall appoint his successor to assume his duties on July 1 next following. In case of a vacancy for any cause, the Governor shall make an appointment to become immediately effective for the unexpired term.

(2) The members of the board shall annually elect one member as chairman. The Governor shall appoint a state officer or employe to serve as secretary of the employe suggestion program. The board members and the secretary shall serve without compensation.

(3) The board shall formulate, establish and maintain an employe suggestion program to encourage and reward meritorious suggestions by state employes that will promote efficiency and economy in the performance of any function of state government.

(4) The secretary, with the approval of the Employee Suggestion Awards Board, shall prepare rules and regulations necessary or appropriate for the proper administration of ORS 182.310 to 182.360 and for the accomplishment of the purposes of ORS 182.310 to 182.360. [1957 c.616 §2; 1965 c.9 §1]

182.330 Board's determination final. The board shall make the final determination as to whether an employe suggestion award will be made; and, subject to the rules and regulations adopted pursuant to subsection (4) of ORS 182.320, the board shall determine the nature and extent of the award. [1957 c.616 §3]

182.340 [1957 c.616 §5; repealed by 1965 c.9 §2]

182.350 [1957 c.616 §4; 1961 c.197 §3; repealed by 1967 c.73 §5]

182.360 Collection and payment of cash awards and administrative expenses.

(1) The amount of the cash awards and administrative expenses under ORS 182.310 to 182.360 which are paid from the Personnel Account shall be in addition to the administrative expenses and costs of operating the Personnel Division and shall be added to and collected with the administrative expenses and costs of operating the Personnel Division collected under ORS 240.165.

(2) Vouchers for the payment of cash awards and administrative expenses under ORS 182.310 to 182.360 shall be prepared by the Administrator of the Personnel Division payable from the Personnel Account upon certification of the chairman or secretary of the Employe Suggestion Awards Board of the amount of the cash award and the person to whom the award has been made or the amount of the administrative expenses. [1957 c.616 §6]

182.410 [Amended by 1955 c.707 §56; renumbered 184.410]

RULES GOVERNING AGENCY-PROVIDED HOUSING

182.415 Definitions for ORS 182.415 to 182.435. As used in ORS 182.415 to 182.435 and 240.086 unless the context requires otherwise:

(1) "Furnishings" includes furniture usually used in connection with occupancy of a household but does not include rugs, draperies, range, refrigerator, washer, dryer or any item of furnishings received by the state or one of its agencies as a gift, nor does it include any furniture purchased for the state-owned residence required in relation to the official duties of an institutional executive or the Chancellor of the Department of Higher Education prior to September 9, 1971.

(2) "Housing" includes single and multiple family dwellings, apartments, and mobile homes and mobile home pads, available on a monthly tenancy but does not include guard stations maintained by the State Forestry Department or dormitory facilities at any state institution or at any state institution of higher education.

(3) "Dormitory" includes any facility which houses students and those facilities used primarily for sleeping purposes by the employes of the Mental Health Division.

(4) "State agency" has the same meaning as in ORS 291.002.

(5) "Department" means the Department of General Services. [1971 c.575 §1; 1977 c.583 §3]

182.420 [Renumbered 184.420]

182.425 State agency required to collect rental for housing provided employes; furnishing prohibited; determination of fair rental value. (1) Every state agency that provides housing for its officers or employes shall collect a rental for such housing based on the fair rental value as determined by a qualified appraiser approved by the Department of General Services, subject to any reductions therefrom authorized under ORS 182.435. Rentals collected under this section shall be credited to the agency's account.

(2) No state agency shall provide furnishings as part of any housing provided by the agency.

(3) Determinations of fair rental value shall be reexamined periodically but not less frequently than once every five years and the rental shall be adjusted annually unless such adjustment is determined by the department to be unnecessary.

(4) Determination of the net rental of any employe-occupied state-owned housing unit under subsections (1), (2) and (3) of this section shall be considered a personnel action for purposes of ORS 240.086. [1971 c.575 §§2, 4; 1977 c.583 §4]

182.430 [Renumbered 184.430]

182.435 Uniform schedule of reduction from fair rental value; management policies. (1) The Department of General Services shall by rule establish a uniform schedule of reductions from the fair rental value of any housing described in subsection (1) of ORS 182.425. The schedule shall be examined periodically but not less frequently than once

every three years and may be changed as the department considers necessary.

(2) In determining reductions, the Department of General Services shall consider factors such as isolation, invasion of the officer or employee's privacy, the agency's justifiable need in having its officers or employees occupying housing in a specific location and inequities between the fair rental value as determined under subsection (1) of ORS 182.425 and the salary of the officer or employee occupying the housing.

(3) The department shall by rule establish policies for the management of state-provided housing and shall be responsible for the monitoring of agency programs to assure appropriate application of ORS 182.415 to 182.435.

[1971 c.575 §3; 1977 c.583 §5]

182.440 [Renumbered 184.440]

182.450 [Renumbered 184.450]

182.510 [1953 c.588 §1; repealed by 1957 c.624 §14]

182.520 [1953 c.588 §2; repealed by 1957 c.624 §14]

182.530 [1953 c.588 §3; repealed by 1957 c.624 §14]

182.540 [1953 c.588 §4; 1955 c.152 §1; repealed by 1957 c.624 §14]

DETERMINATION OF PUBLIC NEED FOR CERTAIN STATE AGENCIES

182.605 Definitions for ORS 182.605 to 182.635. As used in ORS 182.605 to 182.635, "agency" means:

(1) The State Board of Accountancy created under ORS chapter 673.

(2) The State Department of Agriculture relating to duties under ORS chapters 576, 618, 621 and 634.

(3) The State Board of Architect Examiners created under ORS chapter 671.

(4) The State Board of Auctioneers created under ORS chapter 698.

(5) The Oregon State Bar created under ORS chapter 9.

(6) The Board of Barber Examiners created under ORS chapter 690 (1975 Replacement Part).

(7) The Billing, Factoring and Collection Agencies Board created under ORS chapter 697, and the Real Estate Commissioner and Real Estate Division of the Department of Commerce relating to duties under ORS chapter 697.

(8) The Board of Boiler Rules created under ORS chapter 480, and the Department of Commerce relating to duties under ORS chapter 480.

(9) The Builders Board created under ORS chapter 701.

(10) The State Board of Chiropractic Examiners created under ORS chapter 684.

(11) The State Board of Cosmetic Therapy created under ORS chapter 691 (1975 Replacement Part).

(12) The State Board of Dental Examiners created under ORS chapter 679.

(13) The Electrical Advisory Board created under ORS 479.010 to 479.220, 479.510 to 479.850 and 479.990, and the Director of Commerce relating to duties under ORS 479.010 to 479.220, 479.510 to 479.850 and 479.990.

(14) The State Board of Engineering Examiners created under ORS chapter 672.

(15) The State Board of Funeral Directors and Embalmers created under ORS chapter 692.

(16) The Advisory Council to the Health Division on Hearing Aids created under ORS chapter 694, and the Health Division of the Department of Human Resources relating to duties under ORS chapter 694.

(17) The Insurance Commissioner relating to duties under ORS chapter 744.

(18) The State Board of Landscape Architect Examiners created under ORS chapter 671.

(19) The State Landscape Contractors Advisory Board created under ORS chapter 671, and the Director of Commerce relating to duties under ORS chapter 671.

(20) The Oregon Liquor Control Commission created under ORS chapter 471.

(21) The State Marine Board relating to duties under ORS 488.400 to 488.430.

(22) The State Board of Masseurs created under ORS chapter 687.

(23) The Board of Medical Examiners for the State of Oregon created under ORS chapter 677.

(24) The Naturopathic Board of Examiners created under ORS chapter 685.

(25) The Oregon State Board of Nursing created under ORS chapter 678.

(26) The Board of Examiners of Nursing Home Administrators created under ORS chapter 678, and the Health Division of the Department of Human Resources relating to duties under ORS chapter 678.

(27) The Oregon Board of Optometry created under ORS chapter 683.

(28) The State Board of Pharmacy created under ORS chapter 689.

(29) The Physical Therapist Licensing Board created under ORS chapter 688.

(30) The Oregon Board of Pilot Commissioners created under ORS chapter 776.

(31) The State Board of Plumber Examiners created under ORS chapter 693.

(32) The State Board of Podiatry Examiners created under ORS chapter 682.

(33) The Board on Police Standards and Training created under ORS chapter 181.

(34) The State Board of Psychologist Examiners created under ORS 675.010 to 675.150.

(35) The Oregon Racing Commission created under ORS chapter 462.

(36) The Real Estate Commissioner, Real Estate Division of the Department of Commerce and Real Estate Board created under ORS chapter 696.

(37) The Sanitarians Registration Board created under ORS chapter 700.

(38) The State Board of Examiners for Speech Pathology and Audiology created under ORS chapter 681.

(39) The State Board of Tax Service Examiners created under ORS 342.120 to 342.175 and 342.177 to 342.982.

(40) The Teacher Standards and Practices Commission created under ORS chapter 342.

(41) The State Television and Radio Service Advisory Board created under ORS chapter 702, and the Director of Commerce relating to duties under ORS chapter 702.

(42) The Oregon State Veterinary Medical Examining Board created under ORS chapter 686.

(43) The State Board of Watchmakers created under ORS chapter 695.

(44) The Water Resources Department relating to duties under ORS 537.747 to 537.762. [1977 c.842 §1]

182.615 Legislative review of public need for certain state agencies. The President of the Senate and the Speaker of the House of Representatives acting jointly shall refer review of an agency to an appropriate interim committee. The committee shall review the agency, hold a public hearing and determine whether an agency has demonstrated a public need for its continued existence in accordance with ORS 182.625. The committee shall submit its recommendations or proposed legislation to the President and the Speaker for distribution to the Legislative Assembly so as to allow a thorough review of the recommendations or proposed legislation not later than 18 months before the repeal date of the agency. [1977 c.842 §47]

182.625 Evidence and factors to be used to determine public need; hearing. (1) Before submitting its recommendations or proposed legislation to the President of the Senate and the Speaker of the House of Representatives, the interim committee reviewing the agency shall hold a public hearing, receiving testimony from the public and the agency. At the hearing the agency shall have the burden of demonstrating a public need for its continued existence. The agency, before the hearing, shall furnish the committee with:

(a) A statement of why the exercise of its power is necessary to protect the public health, safety or welfare;

(b) A statement of specific and detailed objectives of the agency scheduled for repeal;

(c) A statement of conclusions as to the effectiveness of the agency's program or programs in meeting the stated objectives;

(d) Recommendations with respect to any changes or additional legislative action considered necessary or desirable in carrying out the agency's program or programs; and

(e) A listing of principal models, analyses or studies supporting the conclusions and recommendations provided pursuant to paragraphs (b) and (c) of this subsection.

(2) The interim committee, in determining whether an agency has demonstrated a public need for its continued existence, shall consider the following factors:

(a) Whether the absence of regulation would significantly harm or endanger the public health, safety or welfare;

(b) Whether there is a reasonable relationship between the exercise of the state's official

power and the protection of the public health, safety or welfare;

(c) Whether there is another less restrictive method of regulation available which could adequately protect the public;

(d) Whether the regulation has the effect of directly or indirectly increasing the cost of any goods or services involved, and if so, to what degree;

(e) Whether the increase in cost is more harmful to the public than the harm which could result from the absence of regulation;

(f) The extent to which the agency has operated in the public interest, and the extent to which its operation has been impeded or enhanced by existing statutes, rules, procedures and practices of the agency;

(g) The extent to which the agency has permitted qualified applicants for an occupational or professional license, certificate or registration to serve the public;

(h) The extent to which the agency has recommended statutory changes to the Legislative Assembly to benefit the public;

(i) The extent to which the agency has required the persons it regulates to report to it concerning the impact on the public of rules and decisions of the agency regarding improved service, and economy and availability of service;

(j) The extent to which persons regulated by the agency have been required to assess problems in their industry which affect the public;

(k) The extent to which the agency has encouraged participation by the public in making its rules and decisions;

(L) The efficiency with which formal public complaints filed with the agency concerning persons subject to regulation have been processed to completion by the agency;

(m) The extent to which affirmative action requirements of state and federal statutes and constitutions have been complied with by the agency or the industry it regulates;

(n) The extent to which changes are necessary in the enabling laws of the agency to adequately comply with the factors listed in this subsection; and

(o) The condition of the financial affairs of the agency as indicated by the most recent audit report prepared by the Secretary of State under ORS 297.210. [1977 c.842 §48]

182.635 Duration of continuation of agency; subsequent review; requirement for separate legislative action to continue any agency. (1) An agency may be continued or reestablished by the Legislative Assembly for a period not to exceed eight years, at the end of which period the agency shall be reviewed again pursuant to ORS 182.605 to 182.635.

(2) No more than one agency shall be continued or reestablished in any Act. [1977 c.842 §49]

CERTIFICATE OF LEGISLATIVE COUNSEL

Pursuant to ORS 173.170, I, Thomas G. Clifford, 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,
October 1, 1979.

Thomas G. Clifford
Legislative Counsel

