

Chapter 282

1977 REPLACEMENT PART (1979 reprint)

Public Printing

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**STATE PRINTING; STATE
PRINTING SECTION; STATE
PRINTER**

282.010 Definitions for ORS 282.010 to 282.070 and 282.080 to 282.150. As used in ORS 282.010 to 282.070 and 282.080 to 282.150, unless the context otherwise requires:

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

(2) "State printing section" means the administrative unit within the Department of General Services handling the state printing functions. [Amended by 1975 c 605 §1]

282.020 Control of state printing and printing purchases. (1) Subject to the final approval of the Director of the Department of General Services, the State Printer 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 State Printer.

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

(3) The State Printer may advertise for bids and award contracts for state printing, but the policy of the State Printer 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; 1975 c.605 §2]

282.025 Legislative printing priority required. During sessions of the Legislative Assembly and immediately thereafter the department and the state printing section shall give first priority to the printing of legislative publications and materials for the Legislative Assembly, its officers and committees. [1973 c.492 §2]

282.030 Submitting copy specifications for approval of department. (1) Before being printed all copy specifications must be submitted to the department for review and approval as to format, style and quality in accordance with rules of the department. The department may in the interest of economy, revise the specifications but not in such a manner as to destroy the purpose or quantity of the copy.

(2) For purposes of this section, "copy specification" does not include any specification of the Legislative Assembly or any committee or officer thereof. [Amended by 1975 c 605 §4]

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 agency 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 state printing section shall be deemed to be "printing" for the purposes of this section. [Amended by 1975 c 605 §5]

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, including but not limited to xerographic or other copying devices. 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 state printing section. 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 state printing section or between agencies, the proper adjustment shall be made in the accounts and appropriation allotments of the department and of the agencies involved. [Amended by 1975 c.605 §6]

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 University printing plant; limiting printing in these and other state plants. (1) Subject to subsections (2) and (3) of this section, the Department of Higher Education may operate:

(a) A printing plant at the University of Oregon.

(b) A printing plant at Oregon State University.

(2) Equipment or technologies employed at university printing facilities shall be subject to prior review and approval by the State Printer.

(3) No printing shall be done 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. [Amended by 1975 c.605 §7]

282.075 Athletic departments exempt.

An athletic department of any college or university under the jurisdiction of the State Board of Higher Education shall not be required to use for printing state printing controlled by the State Printer as required by subsection (1) of ORS 282.020. [1977 c.693 §1]

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 [Amended by 1959 c 607 §1; repealed by 1975 c 605 §33]

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 state printing section, 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, 1975 c.605 §8]

282.120 Depreciation Fund Account.

The department shall create a Depreciation Fund Account by adding to the charge for work produced by the State Printing Plant, as prescribed by ORS 282.040, an amount not exceeding six percent of the cost of all labor, materials and overhead allocation. 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; 1975 c 605 §9]

282.130 [Amended by 1959 c.662 §11, repealed by 1977 c.316 §4]

282.140 [Amended by 1959 c.662 §12; repealed by 1977 c 216 §34]

282.150 Printing inaugural address of Governor. 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. [Amended by 1957 c.230 §1, 1975 c.605 §10]

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, 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, 1977.

Thomas G. Clifford
Legislative Counsel

