

**A-Engrossed**  
**Senate Bill 995**

Ordered by the Senate April 5  
Including Senate Amendments dated April 5

Sponsored by COMMITTEE ON RULES (at the request of State Treasurer Randall Edwards)

**SUMMARY**

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Exempts State Treasurer **and Secretary of State** from State Personnel Relations Law. Provides exceptions. Requires State Treasurer **and Secretary of State** to adopt rules, policies and procedures to establish system of personnel administration.

**A BILL FOR AN ACT**

1  
2 Relating to State Personnel Relations Law; amending ORS 177.050, 178.060 and 240.546.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 177.050 is amended to read:

5 177.050. (1) The Secretary of State may employ and appoint necessary personnel, including  
6 clerks and assistants, to aid in the performance of the duties of the [*secretary's*] office **of the Sec-**  
7 **retary of State.** [*whose compensation*]

8 (2) **The personnel** shall be paid out of the State Treasury, and [*shall*] **their compensation**  
9 **may not exceed the appropriation of the Legislative Assembly** [*therefor*] **for the compensation.**

10 (3) **Except as provided in subsection (4) of this section, ORS chapter 240 does not apply**  
11 **to the office of the Secretary of State.**

12 (4) **ORS 240.165, 240.167, 240.240 (3) and 240.321 apply to the office of the Secretary of**  
13 **State.**

14 (5) **The Secretary of State shall adopt rules, policies and procedures necessary to estab-**  
15 **lish a system of personnel administration based on merit principles. The system must include**  
16 **provisions for the transfer of accumulated leave with pay between the office of the Secretary**  
17 **of State and other state agencies. For employees who do not serve at the pleasure of the**  
18 **Secretary of State or who are not subject to a collective bargaining agreement, the system**  
19 **must provide standards for discipline and dismissal and a process for appeal of decisions re-**  
20 **lated to discipline and dismissal.**

21 (6) The clerks and assistants shall take an oath to support the Oregon Constitution and  
22 faithfully to discharge the duties of their positions.

23 **SECTION 2.** ORS 178.060 is amended to read:

24 178.060. (1) The State Treasurer may employ and appoint one Chief Deputy[; *and the State*  
25 *Treasurer*] **and** may also employ clerks and stenographers necessary in the performance of the  
26 business and duties of the office and fix their compensation[, *subject to the State Personnel Relations*  
27 *Law*].

28 (2) The Chief Deputy, clerks and stenographers shall be paid out of the State Treasury, and their

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.  
New sections are in **boldfaced** type.

1 compensation [*shall*] **may** not exceed the appropriation of the Legislative Assembly [*therefor*] **for**  
2 **the compensation.**

3 **(3) Except as provided in subsection (4) of this section, ORS chapter 240 does not apply**  
4 **to the office of the State Treasurer.**

5 **(4) ORS 240.165, 240.167, 240.240 (3) and 240.321 apply to the office of the State Treasurer.**

6 **(5) The State Treasurer shall adopt rules, policies and procedures necessary to establish**  
7 **a system of personnel administration based on merit principles. The system must include**  
8 **provisions for the transfer of accumulated leave with pay between the office of the State**  
9 **Treasurer and other state agencies. For employees who do not serve at the pleasure of the**  
10 **State Treasurer or who are not subject to a collective bargaining agreement, the system**  
11 **must provide standards for discipline and dismissal and a process for appeal of decisions re-**  
12 **lated to discipline and dismissal.**

13 [~~3~~] **(6)** The Chief Deputy, clerks and stenographers shall perform such duties as the State  
14 Treasurer may direct and shall take an oath to support the Oregon Constitution and faithfully to  
15 discharge the duties of their positions.

16 **SECTION 3.** ORS 240.546 is amended to read:

17 240.546. The Personnel Division may adopt rules, policies and procedures for state agencies to  
18 provide employees in the classified and unclassified service with payments on account of sickness  
19 in lieu of accrued and any future sick leave with pay. The Legislative Assembly, state courts[,  
20 *Secretary of State, State Treasurer*] and Department of Education may similarly adopt rules, policies  
21 and procedures providing unclassified employees with such payments. Payments on account of sick-  
22 ness may be made directly or from an insured plan, but [*such*] **the** payments [*shall*] **may** not include  
23 medical treatment, hospitalization, dental or eye or other health care or duplicate any group insur-  
24 ance coverage otherwise provided in whole or in part by employer contributions.