

# House Bill 3259

Sponsored by Representative WILSON

## 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 **as introduced**.

Prohibits state agencies from expending public resources to collect, deduct or transmit political funds.

## A BILL FOR AN ACT

1  
2 Relating to the expenditure of state resources related to political funds; creating new provisions;  
3 and amending ORS 292.055.

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

5 **SECTION 1. (1) As used in this section:**

6 (a) **“Political funds” includes, but is not limited to, financial or in-kind contributions to:**

7 (A) **Support a candidate for public office;**

8 (B) **Support a political committee;**

9 (C) **Support a political campaign on behalf of or in opposition to a candidate for public**  
10 **office, or any political party or committee; or**

11 (D) **Support or oppose a ballot measure, including, but not limited to, efforts to collect**  
12 **signatures to place a measure on the ballot and direct mail and media campaigns to solicit**  
13 **voters to sign, or discourage voters from signing, an initiative petition.**

14 (b) **“State agency” means any officer, board, commission, department, division or insti-**  
15 **tution of state government, as defined in ORS 174.111.**

16 (2) **A state agency may not expend public resources to collect, deduct or transmit poli-**  
17 **tical funds.**

18 **SECTION 2. ORS 292.055 is amended to read:**

19 292.055. (1) **Subject to section 1 of this 2015 Act**, upon receipt of [*the*] a request in writing  
20 of a state officer or employee [*so*] to do **so**, the state official authorized to disburse funds in payment  
21 of the salary or wages of [*such*] **the** state officer or employee each month shall deduct from the  
22 salary or wages of [*such*] **the** officer or employee the amount of money indicated in [*such*] **the** re-  
23 quest, for payment [*thereof*] to a labor organization as [*the same is*] defined in ORS 243.650.

24 (2) [*Such*] **The** state official each month shall pay [*such*] **the** amount [*so*] deducted to any  
25 [*such*] labor organization [*so*] designated to receive it.

26 (3) Unless there is a contract to the contrary, upon receipt of the request in writing of [*such*]  
27 **the** officer or employee [*so*] to do **so**, [*such*] **the** state official shall cease making [*such*] **the** de-  
28 ductions and payments **specified in subsections (1) and (2) of this section.**

29 (4) In addition to making [*such*] deductions and payments to any labor organization certified  
30 under the rules of the Employment Relations Board as representatives of employees in a bargaining  
31 unit, any department, board, commission, bureau, institution or other agency of the state shall make

**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 deductions for and payments to noncertified, yet bona fide, labor organizations, if requested to do  
 2 so by officers and employees in that department, board, commission, bureau, institution, or other  
 3 state agency, and for so long as the requests are not revoked. **Deductions made under this sub-**  
 4 **section must comply with the provisions of section 1 of this 2015 Act.** No deductions for and  
 5 payments to any labor organization under this section shall be deemed an unfair labor practice un-  
 6 der ORS 243.672.

7 (5) Upon receipt from the Oregon Department of Administrative Services of a copy of a valid  
 8 fair-share agreement in a collective bargaining unit, the state official authorized to disburse funds  
 9 in payment of the salary or wages of the employees in [*such*] **the** unit each month shall deduct from  
 10 the salary or wages of the employees covered by the agreement the in-lieu-of-dues payment stated  
 11 in the agreement and pay [*such*] **the** amount **deducted** to the labor organization party **to** the  
 12 agreement in the same manner as deducted dues are paid to a labor organization. [*Such*] **The au-**  
 13 **thorized** deduction and payment shall continue for the life of the agreement.

14 **SECTION 3. Section 1 of this 2015 Act and the amendments to ORS 292.055 by section 2**  
 15 **of this 2015 Act apply to collective bargaining agreements entered into on or after the ef-**  
 16 **fective date of this 2015 Act.**

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