

House Bill 3245

Sponsored by Representative NEARMAN

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**.

Requires Oregon Department of Administrative Services to reduce allotments to state agencies that report personnel positions that have remained vacant for continuous period of six months.

A BILL FOR AN ACT

1
2 Relating to vacant positions in state agencies; amending ORS 291.044 and 291.263.

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

4 **SECTION 1.** ORS 291.263 is amended to read:

5 291.263. (1) As used in this section, "state agency" [*includes any state officer, department, board,*
6 *commission or court, the Legislative Assembly, its committees, officers and employees*] **means any**
7 **state officer or agency that receives an appropriation to which the allotment system provided**
8 **for in ORS 291.234 to 291.260 applies.**

9 (2) A state agency shall inform the Oregon Department of Administrative Services of any [*posi-*
10 *tion*] **budgeted position in the agency** that has remained vacant for a continuous period of six
11 months by including a report on the position in the estimate submitted to the department under ORS
12 291.242. The department [*may*] **shall** consider the vacancy in its determinations under ORS 291.244
13 and [*may*] **shall** reduce the amount allotted to the state agency.

14 (3) The department shall, on or before February 1 of each year, provide a report to the Legis-
15 lative Fiscal Officer of any position that has remained vacant for a continuous period of at least six
16 months. The department shall include in the report the amount and source of funds for the position.
17 For each position included on a previous report under this subsection, the department shall notify
18 the Legislative Fiscal Officer of conditions that affect the position, including recruitment actions,
19 filling the position or using the position for purposes other than what was anticipated in the
20 legislatively approved budget. The Legislative Fiscal Officer shall review the list and make recom-
21 mendations on adjustments to agency position authority to the Joint Committee on Ways and Means.

22 **SECTION 2.** ORS 291.044 is amended to read:

23 291.044. (1) For each calendar quarter, a state agency shall report to the Oregon Department
24 of Administrative Services the number of state agency employees during the preceding calendar
25 quarter who received a pay-line exception and the amount of each pay-line exception. For each
26 calendar quarter, the department shall compile the results of the state agency reports and submit
27 the results to the Legislative Fiscal Officer.

28 (2) As used in this section:

29 (a) "Pay-line exception" means any dollar amount added to the base salary of an employee, in-
30 cluding, but not limited to, as a percentage of the base salary or as a specified dollar amount.

31 (b) "State agency" [*has the meaning given that term in ORS 291.263*] **includes any state officer,**

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 **department, board, commission or court, the Legislative Assembly, its committees, officers**
2 **and employees.**

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