

Senate Bill 168

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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**.

Expressly prohibits public employees, while on job during working hours or while otherwise working in official capacity, from promoting or opposing appointment, nomination or election of public officials.

A BILL FOR AN ACT

1 Relating to political activities of public employees; amending ORS 260.432.

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

3 **SECTION 1.** ORS 260.432 is amended to read:

4 260.432. (1) *[No]* **A** person *[shall]* **may not** attempt to, or actually, coerce, command or require
5 a public employee to:

6 (a) Influence or give money, service or other thing of value to promote or oppose any political
7 committee *[or to]*;

8 (b) Promote or oppose the **appointment**, nomination or election of a *[candidate,]* **person to a**
9 **public office;**

10 (c) **Promote or oppose the filing of an initiative, referendum or recall petition;**

11 (d) **Promote or oppose** the gathering of signatures on an initiative, referendum or recall
12 petition*[,];* **or**

13 (e) **Promote or oppose** the adoption of a measure or the recall of a public office holder.

14 (2) *[No]* **A** public employee *[shall]* **may not engage in any of the following activities while**
15 **on the job during working hours or while otherwise acting in the public employee's official**
16 **capacity:**

17 (a) Solicit any money, influence, service or other thing of value or otherwise promote or oppose
18 any political committee *[or];*

19 (b) Promote or oppose the **appointment**, nomination or election of a *[candidate, the]* **person to**
20 **a public office;**

21 (c) **Promote or oppose the filing of an initiative, referendum or recall petition;**

22 (d) **Promote or oppose** the gathering of signatures on an initiative, referendum or recall
23 petition*[,];* **or**

24 (e) **Promote or oppose** the adoption of a measure or the recall of a public office holder *[while*
25 *on the job during working hours]*.

26 (3) *[However,]* This section does not restrict the right of a public employee to express personal
27 political views, **provided that a reasonable person would not infer that the personal political**
28 **views of the public employee represent the views of the public employer.**

29 *[(3)]* (4) Each public employer shall have posted in a conspicuous place likely to be seen by its

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 to the board of a pilot education service district under ORS 334.108.

2 (b) "Public employer" includes any board, commission, committee, department, division or insti-
3 tution in the executive, administrative, legislative or judicial branch of state government, and any
4 county, city, district or other municipal corporation or public corporation organized for a public
5 purpose, including a cooperative body formed between municipal or public corporations.
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