

tute, or administrative order or rule, which the director or the commission may request for any purpose of this act.

2. A state officer or employe who shall fail to comply with any provision of this act or of any rule, regulation or order thereunder shall be subject to all penalties and remedies now or hereafter provided by law for the failure of a public officer or employe to do an act required or him by law. The commission may maintain such action or proceeding at law or in equity as it considers necessary or appropriate to secure compliance with this act and its rules and orders thereunder.

Section 28. The records of the department, except such records as the rules may require to be held confidential for reasons of public policy, shall be public records and shall be open to public inspection, subject to regulations as to the time and manner of inspection which may be prescribed by the commission.

Section 29. No employe of any division or the commission shall use his official authority or influence to further the cause of any political party or candidate for nomination or election to public office. No person shall solicit from any employe of any division or the commission any money, influence, service or other valuable thing to further the cause of any political party or candidate for nomination or election to public office. No employe of any division or of the commission shall seek or accept nomination, election or appointment as an officer of a political party, club or organization, or serve as a member of a committee or any such club or organization, or be a candidate for a political office.

Section 30. 1. No person shall make any false statement, certificate, mark, rating or report with regard to any test, certification, or appointment made under any provision of this act, or in any manner commit or attempt to commit any fraud preventing the impartial execution of this act and the rules.

2. No person shall, directly or indirectly, give, render, pay, offer, solicit or accept any money, service or other valuable consideration for or on account of any appointment, proposed appointment, promotion or proposed promotion to, or any advantage in, a position in the classified service.

3. No employe of the department, examiner or other person shall defeat, deceive or obstruct any person in his right to examination, eligibility, certification or appointment under this act, or furnish to any person any special or secret information for the purpose of effecting the rights or prospects of any person with respect to employment in the classified service.

Section 31. 1. Any person who wilfully violates any provision of this act or of the rules shall be guilty of a misdemeanor, and shall, upon conviction, be punished by a fine of not more than five hundred dollars (\$500) or by imprisonment in the county jail for a term not exceeding one year, or by both such fine and imprisonment.

2. Any person who is convicted of a misdemeanor under this act shall, for a period of five years, be ineligible for appointment to or employment in a position in the state service, and if he is an officer or employe of the state, shall be deemed guilty of malfeasance in office and shall be subject to forfeit of his office or position.

Section 32. The administrative expenses and costs of operating the department of

civil service shall be paid by the various divisions of the state government. To establish an equitable deviation of the costs, the amount to be paid by each division shall be determined in such proportion as the service rendered to each division bears to the total service rendered by the department.

The civil service department shall, at such times as it may deem proper, determine the expenses incurred during a given period and upon approval by the state budget director the department shall render to each state division affected thereby an invoice for its pro rata share of such expenses, and such division hereby is authorized and directed to pay such invoice as an administrative expense of such division from funds or appropriations available to the division in the same manner as other claims against the state are paid. Such amounts paid to the civil service department shall be deposited in the state treasury as hereinafter provided.

For the purpose of providing funds for the payment of expenses in carrying out the provisions of this act there hereby is appropriated the sum of ten thousand dollars (\$10,000), which sum shall be placed in a separate account in the general fund in the state treasury to be known as the civil service department account.

All moneys received by the civil service department under the provisions of this act shall be deposited in the state treasury to the credit of the civil service department account, and such amount as may be necessary, and no more, hereby is appropriated out of such civil service department account for the payment of all expenses incurred in the administration of this act.

The secretary of state hereby is authorized and directed to audit all duly approved claims which have been incurred in pursuance of law and the foregoing appropriation and to draw his warrants on the state treasurer for the payment thereof, payable out of the civil service department account of the general fund.

Section 33. If and when this act has met the standards required for a merit system of personnel administration by the social security board of the United States, it shall supersede any other merit system provisions of the unemployment compensation commission; the state board of health; the state board of higher education, acting by and through the university of Oregon medical school, and the state public welfare commission. At such time the complete merit systems administering the personnel of these divisions shall be transferred to the department of civil service established by this act. Such transfer shall be subject to the joint approval of these agencies and the social security board of the United States and shall include office space, furniture, furnishings, files, records, register, and any and all other property. Any and all unused moneys budgeted for the merit systems of the state board of health, the state public welfare commission and the state unemployment compensation commission, shall thereafter be transferred to the fund for the operation of the department of civil service. If the funds thereby transferred are less than the division's pro rata share of the cost of operation, the division shall pay such additional sum necessary to equal such cost, but if the amount is in excess of its share, the excess amount

(Continued on Page 40)