

**OREGON ADMINISTRATIVE RULE
PUBLIC EMPLOYEES RETIREMENT BOARD
CHAPTER 459
DIVISION 001 – PROCEDURAL RULES**

1 **459-001-0025**

2 **Delegation to Director and Staff**

3 (1) The Director is hereby authorized to take all action necessary or desirable to
4 administer the system including but not limited to:

5 (a) Design application and other forms;

6 (b) Act on any application for refund of contributions; crediting service, correction
7 of records, retirement for disability or service, and death benefits and allowances;

8 (c) Calculate and authorize payment of refunds, allowances or benefits except as
9 provided in OAR chapter 459, division 15;

10 (d) Require medical, vocational or other professional examinations of disability
11 retirement benefits applicants and recipients;

12 (e) Reinstate persons from disability retirement upon the Director’s determination
13 that disability does not exist; and

14 (f) Initially review, grant or deny petitions for reconsiderations. The Director may
15 deny any petition:

16 (A) Which does not contain specific grounds for reconsideration; or

17 (B) Regarding which there is no bona fide dispute of material fact, the pertinent
18 statutes and rules are clear in their application to the facts and there was no material
19 administrative error.

20 (g) Define and settle administrative and court litigation.

21 **(h) Contract with and retain consultants, brokers or other advisory personnel**
22 **in order to assist in performing the functions of the Board under ORS 238.410.**

1 (2) The Director may refer any matter to the Board or to an administrative law judge
2 for a contested case or other hearing.

3 (3) The Director is hereby authorized to delegate to subordinates the authority to
4 take any action on the Director's behalf.

5 Statutory/Other Authority: ORS 238.650

6 Statutes/Other Implemented: ORS 183.413 - 183.470 & 183.482