

These minutes paraphrase and/or summarize statements made during this meeting. Text enclosed in quotation marks reports the speakers exact words. For complete context of proceedings, please refer to the tape recording.

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PUBLIC HEARINGS SB 210 & 816
WORK SESSIONS SB S: 210, 816,
TAPES 062-063, SIDES A ONLY

SENATE COMMITTEE ON GOVERNMENT
FINANCE AND TAX POLICY

MARCH 21, 1995 - 1:00 P.M. - HEARING ROOM A - STATE CAPITOL BUILDING

Members Present: Sen. Shirley Gold, Acting Chair
Sen. Tom Hartung
Sen. Cliff Trow
Sen. Greg Walden

Excused: Sen. Eugene Timms
Sen. Paul Phillips

Witnesses: Dave Phillips, Oregon Department of Revenue
Phillip Lemman, City of Eugene Intergovernmental Relations Analyst
Frank Brawner, Oregon Bankers Association
Bob Cantine, Associated Oregon Counties

Staff: James Scherzinger, Legislative Revenue Officer
Steve Meyer, Legislative Revenue Office
Janice DeVito, Committee Assistant

TAPE 062 - SIDE A
005 Acting Chair Gold -calls the meeting to order at 1:18 pm as a subcommittee
SB 210 PUBLIC HEARING
012 Dave Phillips -Department of Revenue
-distributes and comments on SB 210 Department of Revenue Summary (Exhibit A)
-measure requires notice of property tax levy to be accompanied by a copy of local ordinance or resolution which categorizes tax, fee, charge, assessment or toll as either being subject or not subject to constitutional tax rate limitation
-Summary (Exhibit A):
025 -Section 2
029 -Section 3
030 -Sections 4 & 5
035 -Sections 6, 7 & 8
050 -questions and discussion about need for fiscal impact statement on this measure
060 Acting Chair Gold -introduces for the record, a letter from Cities of Eugene and Portland requesting deletion of Section 2 from SB 210 (Exhibit B)
065 Phillip Lemman -City of Eugene, Intergovernmental Relations Analyst
-states understanding that SB 210 puts statutes in line with what was assumed to be final court decisions
-points out current litigation which may affect the "10 taxpayer requirement"
085 Dave Phillips -explains rationale of measure as "housekeeping" and for increased efficiency of Department of Revenue
-discussion
109 Steve Meyer -provides staff comment about other legislation introduced this session relating to appeals which may affect sections 6 and 7 of SB 210 (quorum established)
SB 816 PUBLIC HEARING
145 Frank Brawner -Oregon Bankers Association
-explains problem with homestead deferred taxes, particularly as they deal with manufactured homes which are titled and not a part of real property
-SB 816 gives priority to security interest lien over lien for homestead deferred taxes if noted on certificate of title before tax lien attaches
167 -cites ORS 311.675 and ORS 311.673 and relates example of why legislation is being sought
-announces plan to meet with Department of Motor Vehicles and Department of Revenue to discuss notification procedure for tax liens on personal property such as manufactured homes
254 -questions and discussion about additional clarification needed in bill and deferral of taxes on manufactured home certificates of title
267 Dave Phillips -Department of Revenue

-explains steps being taken to solve this "process problem"
-discussion of upcoming meeting between Mr. Brawner, Mr. Phillips and Steve

Meyer to arrive at a solution and draft appropriate proposed amendments to

SB 210

SB 206 WORK SESSION

295 Steve Meyer -explains SB 206 which authorizes Department of Revenue to
recover expenses from revolving account which relate to administration of
senior tax deferral programs

-refers to Proposed (-1) Amendments (Exhibit E)

335 Sen Trow -MOVES (-1) AMENDMENTS TO SB 206

358 Acting Chair Gold -HEARING NO OBJECTION, THE CHAIR SO ORDERS

360 Sen. Trow -MOVES PASSAGE OF SB 206 AS AMENDED AND REQUESTS SENATE

PRESIDENT REFERRAL TO WAYS AND MEANS COMMITTEE

375 Acting Chair Gold -ROLL CALL VOTE: MOTION PASSES 4-0

-SENATORS VOTING AYE: HARTUNG, TROW, WALDEN & GOLD

EXCUSED: TIMMS &

PHILLIPS

SB 249 WORK SESSION

380 Steve Meyer -presents staff overview of SB 249 which deals with government

tax coordination plan policy and extends local government budget plan
coordination

-measure is a renewal of legislation put in place following passage of

Measure 5 in order to avoid competition among local governments within the
\$10 limit

TAPE 063 SIDE A

007 -discussion and questions

017 Bob Cantine -Association of Oregon Counties

-explains current successful tax coordination/communication between
governmental entities which functions well without a mandate

-suggests policies to be continued and made permanent in law: (1 special
public hearing requirement for new property tax levy and (2 ballot title

requirement advising other jurisdictions of property tax impact

-discussion and questions about history of measure, intent of Section 3 and

suggestions for tax coordination

068 Cantine -suggests repeal of ORS 310.180-184 and ORS 310.188

090 Acting Chair Gold -gives direction to staff and represented entities to
create amendments to make Sections 1 & 2 permanent, sunset the tax
coordination provision, and leave in place the provision for public hearing

in event of planned property tax levy

112 Meyer -further clarification by staff

120 Acting Chair Gold -adjourns meeting at 1:58 pm

Janice DeVito
Committee Assistant

Kimberly Taylor James
Office Manager

Exhibits Summary:

- A. SB 210, D. Phillips, Department of Revenue Summary, 1/26/95
- B. SB 210, Lemman, testimony of Cities of Eugene and Portland, 3/21/95
- C. SB 210, Meyer, Revenue Impact, 3/20/95
- D. SB 816, Meyer, Revenue Impact, 3/20/95
- E. SB 206, Meyer, Proposed (-1) Amendments (BPS/dj/hl) 3/17/95