

Tapes 202-205 A/B
HB 3517 HB 2424 HB 3659 HB 2871 SB S96A HJR 7
HOUSE COMMITTEE ON
REVENUE AND SCHOOL FINANCE
JULY 22, 1993 10:00 AM HEARING ROOM A STATE CAPITOL
BUILDING

Members Present: Representative Delna Jones, Chair Representative John Schoon, Vice Chair Representative Ron Adams Representative Tom Brian Representative Mike Burton Representative Margaret Carter Representative Tony Federici Representative Fred Girod Representative Gail Shibley Representative Greg Walden Representative Jim Whitty

Staff: James Scherzinger, Legislative Revenue Officer
Steve Bender, Legislative Revenue Office
Terry Drake, Legislative Revenue Office
Steve Meyer, Legislative Revenue Office
Richard Yates, Legislative Revenue Office
Katy Yetter, Committee Assistant

TAPE 202 SIDE A

011 CHAIR JONES called the meeting to order at 10:45 a.m.
WORK SESSION ON SB 546A

018 STEVE MEYER, LEGISLATIVE REVENUE OFFICE: Reviews bill for the committee.

-3 amendments would add transient lodging to the bill and delete Section 2 from the bill.

033 MOTION: REP. CARTER: Moves to ADOPT the -3 amendments to SB 546A dated 6-3-93.

040 REP. BURTON: Asks about who keeps the 5% in Subsection 2.
House Committee

on

Revenue and School Finance July 22, 1993 Page 2

047 STEVE MEYER: Clarifies that the state park gets to keep the 5%. Makes grants from public RV spaces.

-Cost of collection.

068 CHAIR JONES: Asks why the private entity is not allowed to keep 5% for tax collection

070 REP. BURTON: Replies that private facilities collecting a tax may receive the 5% collected.

092 MOTION: CHAIR JONES: Moves friendly amendment to add a 5% on any of rental camping space, public or private.

100 REP. CARTER: WITHDRAWS the motion to ADOPT the -3 amendments.

112 REP. WHITTY: Asks what happens to the tax if the tax is imposed by a city on a port district.

PHIL PEACH, OREGON LODGING ASSN.

160 PHIL PEACH, OREGON LODGING ASSN.: Presents data on Oregon room tax receipts, rates and program allocations (EXIBIT A).

189 REP. WHITTY: Comments on taking money from one public agency and giving it to another.

PHIL PEACH, OREGON LODGING ASSN.

212 States that consistency would be equitable in determining an appropriate amount.

237 CHAIR JONES: Asks Meyer if there is a prohibition on cities giving money.

250 MEYER: States that there is not.

280 MOTION: CHAIR JONES: Moves SB 546A to the Floor with a DO PASS recommendation.

340 REP. BRIAN: If taxes were imposed, would this hamper the ability to raise fees?

PHIL PEACH, OREGON LODGING ASSN.

353 There is a cost of collection; this would ensure recovery of collection parks both public and private.

385 VOTE: In a roll call vote, REP. WALDEN, BRIAN, BURTON, and FEDERICI vote AYE. REP. WHITTY,

Tl~o _ pq_ /or _ _ _ ~ d~ 11~ _~. Tosl ~cbood ~ ~ m~rk ~ ~ho ~oatcr~ oexact ~vorde. For

canp~e ca~dext Of plOC_', ~ ~ ~ ~ ~ ~.

Hou~e Committee on

Revenue and School Finance July 22, 1993 Page 3

ADAMS, CARTER, GIROD, SHIBLEY, SCHOON and JONES vote NO.

390 CHAIR JONES: The motion FAILS.

427 NOTION: REP. ADAMS: Moves to RECONSIDER SB 546A.

TAPE 203, SIDE A

009 VOTE: CHAIR JONES: Hearing no objection, the motion CARRIES.

010 CHAIR JONES: Asks if draft is worded so the public has benefit of 5% cost recovery.

PHIL PEACH, OREGON LODGING ASSN.

020 : States that 1S correct.

-In addition, cost is reasonable and consistent throughout cities and counties.

042 REP. BRIAN: Asks about the -3 amendments.

-The intent is to allow the county to impose a tax on vehicle lodging and keep 5%.

-If a county has a transient lodging tax, and a state agency rents the space, does the state pay and collect the tax? Is there an exemption for government?

115 SUE HANNA, LEGISLATIVE COUNSEL: States that it does.

125 REP. WHITTY: If a state employee rents a room, do they pay the room tax?

PHIL PEACH, OREGON LODGING ASSN.

130 State employees pay the tax, federal employees are exempt.

137 REP. WHITTY: Ask" about a city imposing a tax that the county does not.

PHIL PEACH, OREGON LODGING ASSN.

153 : Depends on the county/city ordinances.

191 REP. SHIBLEY: Suggests having the Section 1 read: If local government opposes a tax on the rental of privately owned camping or rental spaces, the local government shall also oppose taxes on publicly owned camping or rental space-.

230 MOTION: CHAIR JONES: Moves the conceptual amendments regarding taxes on private camping or rental spaces and public camping or rental spaces.

public camping or rental spaces.

House Co~mittee

on

Revenue and School Finance July 22, 1993 Page 4

280 REP. FEDERICI: Asks if public transient lodging exists.

289 MANNA: Replies that there is. For example, the Silver Falls Convention Center is such a facility.

-Reads definition of transient

lodging.

320 CHAIR JONES: Restates the motion.

340 REP. FEDERICI: Suggests INPOSING AND COLLECTS rather than just "imposing."

352 MANNA: Not sure how the courts will interpret "collects."

374 VOTB: In a roll call vote, REP. WHITTY, BRIAN, BURTON, CARTER, GIROD, WALDEN, SCHOON vote NO. ADAMS, FEDERICI, SHIBLEY, and JONES vote AYE.

400 CHAIR JONES: The motion FAILS.

WORK SESSION ON HB 3517

TAPE 202, SIDE B

001 MEYER: Reviews the bill.

046 MOTION: REP. SCHOON: Moves to: ADOPT the -6 amendments dated 7-21-93.

060 REP. SCHOON: Comments on the bill.

071 REP. BURTON: Asks for clarification on amendments.

075 REP. SCHOON: Nakes clarifications for Burton.

VOTE: CHAIR JONES: Hearing no objection, the motion CARRIES.

080 MOTION: REP. SCHOON: Move" HB 3517 to the Floor AS AMENDED with a DO PASS recommendation.

090 VOTB: In a roll call vote, REP. ADANS, BURTON, FEDERICI, GIROD, SHIBLEY, WALDEN, WHITTY, SCHOON, and JONES vote AYE. REP. BRIAN and CARTER are EXCUSED.

House Committee on

Revenue and School Finance

July 22, 1993 Page 5

I00 CHAIR JONES: The motion CARRIES.

110 REP. ADAMS will lead discussion on the Floor.

119 CHAIR JONES: Recesses the meeting at 11:55 a.m.

120 CHAIR JONES: Reconvene" the meeting at 2:35 p.m

WORK SESSION ON HB 2871

138 TERRY DRAKE, LEGISLATIVE REVENUE OFFICE: Review" the new -4 amendments and provides a measure summary.

-HB 2007 is incorporated into the amendments (revenue neutral).

-\$20 per year increase of the registration fee pending the passage of HJR 7.

-Two small changes in mandated interim study---P. 14 1 10-13 added 2 more sections.

-Desire to deal with issue of interstate and intrastate competition within the -trucking industry. Reviews summary.

-P. 29 and 31 can not be used for public transportation.

241 NOTION: REP. BRIAN: Moves to ADOPT the -4 amendments to HB 2871 dated 7-22-93.

248 REP. BRIAN: States why he is in favor of these amendments. Cost of responsibility.

279 MARK FORD, DEPARTMENT OF TRANSPORTATION: Presents data on the

Options for Heavy Vehicles and their Taxes for 1993-95 (EXHIBIT B).

-11.7 million not included for the variable of ethanol.

-Calculations made for 10.2% increase in weight/mile category. -To balance the truck weight schedule, there are options for overpayments.

370 CHAIR JONES: Asks Ford how often the schedule is adjusted (2 years).

-Realizes need for adjustment in 1995-97.

TAPE 203, SIDE B

013 REP. BURTON: Asks Ford how the basic figures are obtained.

House Committee on

Revenue and School Finance July 22, 1993 Page 6

016 FORD: States that forecasts are made in term" of sources of revenue.
030 TERRY DRAKE: Reviews Page 2 of the bill.
068 WARD ARMSTRONG, OFIC: States that he i. pleased with the bill.
081 KELLY CONNOR, WEYERHAUSER: OK with bill.
094 ARMSTRONG: Important to determine for the future the tax base.
-Proposal does do this now. Oregon Transportation Plan supports the bill. -
111 CONNOR: OTP has not been thoroughly reviewed by Weyerhauser. Supports
first step effort to fund the Plan.
171 REP. BRIAN: Asks the panel if it i" fair to "ay OFIC has not actively
participated in the Plan.
180 ARMSTRONG: Has had no review of the Plan.
183 REP. BRIAN: If there is any interest in participating in the future of
Oregon'. transportation, Armstrong should familiarize himself with
specifics.
207 JIM WHITTY: Asks about Section 12 and dumptrucks.
213 DRAKE: Responds.
350 NOTION: CHAIR JONES: Moves HB 2871 to the Floor AS
AMENDED with a DO PASS recommendation.
360 VOTE: In a roll call vote, REP. CARTER, FEDERICI,
SHIBLEY, WALDEN, WHITTY, ADAMS, BRIAN, and
JONES vote AYE. REP. BURTON, GIROD, ADAMS,
and SCHOON vote NO.
370 CHAIR JONES: The motion CARRIES.
372 REP. BRIAN will lead discussion on the bill.

TAPE 204, SIDE A

WORK SESSION ON HB 2424

House Committee

on

Revenue and School Finance July 22, 1993 Page 7

019 MOTION: REP. BRIAN: Moves to ADOPT the -3
amendments
to HB 2424 dated 4-23-93.
020 REP. BRIAN: Explains his motion.
061 REP. BURTON: Asks if the future liens of the highway funds are tracked
to the plan for expenditure.
075 TERRY DRAKE: Argues that Transportation '93 targets revenue bonding and
links that with the possible revenue authority.
086 VOTE: CHAIR JONES: Hearing no objection, the
motion
CARRIES.
090 MOTION: REP. BRIAN: Moves HB 2424 to the Floor AS
AMENDED with a DO PASS recommendation.
097 VOTE: In a roll call vote, REP. CARTER, BURTON,
WALDEN, WHITTY, ADAMS, BRIAN, SCHOON and
JONES
vote AYE. REP. BURTON and GIROD vote NO.
REP. SHIBLEY is EXCUSED.
100 CHAIR JONES: The motion CARRIES.
101 REP. CARTER will lead discussion on the
Floor.

WORK SESSION ON HJR 7

110 MOTION: REP. BRIAN: Moves to ADOPT the -8
amendments
to HJR 7.
113 VOTE: CHAIR JONES: Hearing no objection, the

motion

CARRIES.

117 MOTIONS REP. BRIAN: Moves HJR 7 AS AMENDED to the
Floor with a DO PASS recommendation.

121 VOTE: In a roll call vote, REP. FEDERICI,
SHIBLEY,

WALDEN, WHITTY, ADAMS, BRIAN, CARTER,

SCHOON,

and JONES vote AYE. REP. GIROD and BURTON
vote NO.

125 CHAIR JONES: The motion CARRIES.

128 REP. SCHOON will lead discussion on the

Floor.

House Committee

on

Revenue and School Finance July 22, 1993 Page 8

WORK SESSION QN HB 3659

140 MOTION: REP. BRIAN: Moves to ADOPT the -4 amendments
to HB 3659.

144 NOTION: REP. BURTON: Moves to add "or mass transit as
well as other public transportation projects"
to the end of Line 10 on the -4 amendments
-Delete the last sentence.

190 REP. BURTON: Explains his motion.

200 REP. WHITTY: Asks the Chair if the language changes are such that the
question regards transporting public.

225 CHAIR JONES: Concerned with the words "mass transit."

232 REP. BRIAN: Discusses Lines 13-16.

250 REP. GIROD: Comments that the bill may not be truthful in its outward
intent.

311 REP. WHITTY: Original bill regards elderly and disabled. In his
district, there is no mass transit.

362 REP. BRIAN: The bill is fair and honest because the constitution is
being changed. Legislative Counsel has suggested the Committee delete
Section 3A and amend with new language on the highway fund.

400 CHAIR JONES: Recesses at 3:45 p.m.

TAPE 205 SIDE A

001 CHAIR JONES: Reconvenes at 4:00 p.m.

010 VOTE: In a roll call vote, REP. WALDEN, SHIBLEY,
WHITTY, BRIAN, ADAMS, CARTER, FEDERICI,
SCHOON, and JONES vote NO. REP. BURTON and
GIROD vote AYE.

022 CHAIR JONES: The motion CARRIES.

039 MOTIOW: REP. BRIAN: Moves to AMEND the -4 amendments
to HB 3659 by installing new language:

House Committee

on

Revenue and School Finance July 22, 1993 Page 9

-Line 7 delete "this amendment to the" and insert "amends"

-After CONSTITUTION insert

TO

-Line 8 delete "prescribes" and insert "prescribe"

-Line 10 after "purposes. insert

"transit"

044 REP. SHIBLEY: Clarifies that the statutory requirement to use 1% of highway fund for non-motor vehicles and pedestrian access would not be applicable.

053 TERRY SMITH, LEAGUE OF OREGON CITIES: Part of reason for general language is to allow a county to connect on-street with off-street access.

090 VOTE: CHAIR JONES: Hearing no objection, the motion

CARRIES.

099 MOTION: REP. BRIAN: Moves HB 3659 to the Floor AS AMENDED with a DO PASS recommendation.

100 VOTE: In a roll call vote, REP. WALDEN, WHITTY, ADANS, BRIAN, CARTER, FEDERICI, SHIBLEY, SCHOON and JONES. REP. BURTON and GIROD

vote

NO.

107 CHAIR JONES: The motion CARRIES.

108 REP. SCHOON will lead discussion on the Floor.

110 NOTION: REP. SCHOON: Noves to SUSPEND THE RULES to allow REP. SHIBLEY to cast votes on HB 2871 and HJR 7.

115 VOTE: CHAIR JONES: Hearing no objection, the motion

CARRIES.

INTRODUCTION OF LC 4039

126 NOTION: REP. SCHOON: Moves to introduce LC 4039 at the request of the Department of Economic Development dated 7-22-93.

134 REP. BURTON: Expresses concern over the bill at this late date.

House Committee on

Revenue and School Finance

July 22, 1993 Page 10

VOTE: CHAIR JONES: Hearing no objection, the motion CARRIES.

190 CHAIR JONES: Adjourns the meeting at 4:20 p.m.

Submitted by:/ Reviewed by:

Katy Yetter Kimberly James
Assistant Office Manager

EXHIBIT LOG. TESTIMONY

A - SB 546 - Economic Development Department - 6 page"

B - HB 2871 - M. Ford - 1 page

C - HB 2871 - Revenue Impact - 1 page

D - HB 2871 - Staff Meaeure Summary - 1 page

E- LC 4039 - Staff - 9 pages

EXHIBIT LOG. AMENDMENTS

F - SB 546A-3 - 1 page

G - HB 3517-6 - 2 pages

H - HB 2424-3 - 3 pages

I - HB 2871-4 - 31 pages

Th~ _-e_HR_ _~i-~ . T-t ~d ~ _~ ~elu ~ ~he qo~e oxact wards. For
C~pblG od~ af ~oc_~ ~ ~ r ID ~ ~ ~.