

Work Session: SJR10A Tapes 53-54 A

HOUSE COMMITTEE ON  
REVENUE AND SCHOOL  
FINANCE

MARCH 5, 1993 8:00 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

Witnesses Present: Barbara Seymour, Legislative  
Counsel

Ted Reutlinger, Legislative Counsel

Staff: James Scherzinger, Legislative Revenue  
Officer

Paula McBride, Committee Assistant

TAPE 53 SIDE A

005 CHAIR JONES called the meeting to order at 8:16.

010 CHAIR JONES opened the Work Session on SJR10A.

017 REP. BURTON discussed the amendments SJR10-A3, which a working group produced. The group consisted of interested people from Oregon cities, and the amendments represent concurrence on changes in SJR10A. He described their discussion on the issue of replacing the word "indebtedness" in SJR 10A with "bonds or other obligations." The decision was made to return to the word "indebtedness," the original language.

036 REP. BURTON described the next change in language, concerning the word "purposes," which was deleted and replaced with "projects." He explained the rationale for this change.

041 REP. BURTON explained the "grandfather" clause in SJR10A, and

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

House Committee on

Revenue and School Finance

March 5, 1993 Page 2

the amendments SJR10-A3 add language related to an election to be held "after the effective date of this amendment." This clarifies the intent of the "grandfather" clause.

052 JIM SCHERZINGER further clarified the language in the amendments SJR 10-A3 concerning the election, stipulated to be held "after the effective date of this amendment."

Questions and discussion

079 JIM SCHERZINGER explained what language should be changed in SJR10-A3 to create an effective date for when the election would be held, specifically adding "on or after the date the measure is approved."

Discussion

109 CHAIR JONES asked the Committee to stand at ease until someone from counsel would clarify the language about the election date in SJR10A.

Discussion

126 CHAIR JONES restated the question for Legislative Counsel, as follows: At this point there is not agreement as to when the election (from SJR10A) will be held; but the amendments SJR10-A3 read "this subsection shall only apply for bonded indebtedness for which the question is voted on at an election held after the effective date of this amendment." Members wanted to know if this was to be on the ballot at the same time as a local vote, what would this phrase do in terms of the effectiveness of that second vote.

138 BARBARA SEYMOUR said SJR10-A3 language would preclude the local vote as being a qualifying election. She discussed possible language that would satisfy the members' concerns about this issue.

172 BARBARA SEYMOUR explored the terminology "projects" in the amendments SJR10-A3. She pointed out that "projects" is used in the urban renewal statutes in two places, and the usage seems to be narrow but can be used in a broad fashion, which creates confusion. She believed the Committee could specify statutorily in SJR10-A3 whether to use the term broadly or narrowly.

Questions and discussion

-

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

House Committee

on

Revenue and School Finance March 5, 1993 Page 3

205 REP. BURTON said the working group attempted to gain consistency in the language of the amendments with SJR10A. He believed revisions would have to occur in statutory language once the issue was passed by public vote.

215 CHAIR JONES clarified that language clarification had to be done in the existing statutes regarding urban renewal, so that the definition of "projects" was not confusing; however, she wanted this to occur before SJR 10A passed.

Questions and discussion

240 CHAIR JONES said the changes in the statute could be made in SB 14A, which is currently in the Property Tax Subcommittee.

Questions and discussion interspersed

259 REP. FEDERICI asked for a grammatical change in SJR10-A3.

Questions and discussion

299 CHAIR JONES recessed the meeting at 8:35 and reconvened at 8:53.

303 CHAIR JONES read the language changes proposed by Legislative Counsel, of which there were two versions. She said the first change on her page was the one she approved.

333 CHAIR JONES compared the amendments SJR10-A3 with the proposed language in Exhibit 2, and fit it into the amendments.

Questions and discussion interspersed

354 REP. SHIBLEY proposed restated language for the amendments SJR10-A3.

Discussion

360 CHAIR JONES read the language of which the Committee approved, as follows: "This subsection shall apply only to bonded indebtedness approved by voters at an election held on or after the date of the election at which this subsection is approved."

Questions and discussion concerning the term "electors" in the proposed

language changes to amendments SJR10-A3.

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

House Committee

on

Revenue and School Finance March 5, 1993 Page 4

TAPE 54 SIDE A

002 Discussion continued concerning the term "electors."

033 CHAIR JONES stated she wanted to have the language clarifications completed before the Committee voted on SJR10A, because of the constitutional changes it will require. She conducted administrative business.

055 CHAIR JONES recessed the meeting at 9:04 and reconvened at 10:55 (after the Subcommittee on Property Tax had its meeting).

069 TED REUTLINGER defined the word "electors," which means people who vote on issues, and are defined in the election statutes as "people qualified to vote under Section 2, Article 2 of the Oregon Constitution (which stipulates that a person has to be a citizen, has to be 18, and is registered). He suggested possible word changes in SJR10A.

Questions and discussion

102 CHAIR JONES read the proposed language changes: Beginning with "the" on line 17, it reads "or authorize the levy of taxes not subject to limitations of Section 11b, Article 11 of this Constitution for the purpose of paying principal and interest on outstanding bonded indebtedness previously issued to finance urban renewal or development project or projects. This subsection shall apply only to bonded indebtedness approved at an election held on or after the date of the election at which this subsection is approved."

117 TED REUTLINGER said if anything was to be referred to a statewide vote this year, it would be a "special election," and it would have to be tied into SB 357.

Questions and discussion interspersed

131 TED REUTLINGER added that a primary election in the election laws technically was a special election.

144 MOTION REP. BURTON moved to amend SJR

10A

with SJR10-A4.

NO DISCUSSION

151 ORDER There being no objection, CHAIR

JONES

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

House Committee on

Revenue and School Finance

March 5, 1993 Page 5

so ordered.

146 JIM SCHERZINGER explained that the blank in the SJR10A, line 26, referred to SB 357 and cannot yet be filled in.

Questions and discussion

163 MOTION REP. BURTON moved SJR10A as amended to the House Floor with a do-pass recommendation.

169 VOTE The motion passed. Ayes: REPS. WALDEN, WHITTY, ADAMS, BRIAN, BURTON, CARTER, FEDERICI, GIROD, SCHOON, and JONES. Excused: REP. SHIBLEY.

177 JIM SCHERZINGER informed the members of a forest land tour field trip next Friday (3/12/93).

Discussion

182 VICE CHAIR SCHOON related that there were a large number of timber bills in the Income Tax Subcommittee, included one that requires members to look at the way the state taxes timber and what the rates are on severance taxes. The field trip will increase the members knowledge about who plants trees, why they are planted, and why it may or may not be advantageous to individual to cut his/her trees and then convert the land to farm land, or vice versa.

Discussion

220 CHAIR JONES conducted administrative business.

226 CHAIR JONES adjourned the meeting at 11:07.

Paula K.McBride, Committee Assistant  
Kimberly Taylor, Office Manager

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

House Committee on  
Revenue and School Finance  
March 5, 1993 Page 6

#### EXHIBIT SUMMARY

1. SJR10-A3, Representative Mike Burton.
2. Considered language for SJR10A, Barbara Seymour, Legislative Counsel.
3. SJR10-A4, Barbara Seymour, Legislative Counsel.
4. Staff Measure Summary, Steve Meyer, Legislative Revenue Office.
5. Revenue Analysis of Proposed Legislation, SJR10B, Steve Meyer, Legislative Revenue Office.

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