

Tapes 34-35 A/B

Work Session SB 275 ~R 10 SB 357 SB 14 SB 272 SB 9

SENATE COMMITTEE ON
REVENUE AND SCHOOL FINANCE
FEBRUARY 9, 1993 1:00 AM HEARING ROOM A STATE CAPITOL BUILDING

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Members Present: Senator Shirley Gold, Chair

Senator Bracy Adams

Senator Ron Cease

Senator Rod Johnson

Senator Peg Jolin

Senator Paul Phillips

Senator Tricia Smith

Witnesses Present: Delores Devine, Oregon Association of County
Tax Collectors

Gary Bartholomew, Oregon Association of County
Tax Collectors

Colleen Sealock, Director of Elections,
Secretary of State's Office

Vicki Ervin, Director of Elections,
Multnomah County

Gary Conkling, Urban Renewal Coalition

Jeanette Launer, Association of Oregon
Redevelopment Agencies

Jim Manary, Legislative Liaison for the
Department of Revenue

Gary Carlson, Associated Oregon Industries

Paget Engen, Port of Portland

Janice Druian, Director of Taxation and
Assessment, Multnomah County

Staff: Steve Meyer, Legislative Revenue Office
Jennifer Belkle, Committee Assistant

TAPE 33 SIDE A

018 CHAIR GOLD called the meeting to order at 1:20 p.m.

020 CHAIR GOLD opened the public hearing on SB 275.

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023 DELORES DEVINE testified with GARY BARTHOLOMEW regarding SB 275. She stated that the main purpose of this bill is to allow private express carriers to deliver payments and other business to the tax collection office.

Questions and discussion.

028 SEN ADAMS expressed concern over the definition of a private express mail carrier.

Questions and discussion.

070 CHAIR GOLD suggested that Delores Devine return with a revised definition pursuant to the Committee's concerns.

080 CHAIR GOLD closed the public hearing on SB 275 and opened the work

session SJR10 and SB 357. ~

090 COLLEEN SEALOCK testified regarding the elections timeline and other questions and concerns regarding SB 357 and SJR10.

115 COLLEEN SEALOCK suggested that the committee incorporate an amendment into this bill that would allow the voter's pamphlets to be a joint venture between State and County. She reiterated that this cooperative effort is completely optional.

128 VICKI ERVIN confirmed that this cooperative effort would cut down on costs and the duplication of materials and mailings.

138 COLLEEN SEALOCK delineated the timeline and procedures the Committee must work within regarding SB 357 and SJR10. She informed the Committee that the latest date for the Legislature to have the bill to the election office is Monday, March 8th.

Questions and discussion.

180 SEN SMITH inquired about the legal ramifications of passing out a bill with a specific date and then having that date be unattainable.

Questions and discussion.

276 VICKI ERVIN underscored the point that the information that has been worked out regarding the timeline for the May election was worked out on the basis of the bill as it is now drafted. She stated that if it is decided to conduct the election at polling places, it will change this timeline considerably.

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292 COLLEEN SEALOCK reiterated that most counties have gone to vote by mail for their special elections.

300 CHAIR GOLD inquired about the statement that no other statewide measure could be on the ballot.

Questions and discussion.

322 COLLEEN SEALOCK testified regarding the cost of the special election. She estimated the approximate total cost would be close to \$811,000.

Questions and discussion.

395 STEVE MEYER inquired about which biennium would assume the cost of the special election.

400 COLLEEN SEALOCK stated that the costs would be split between the two bienniums.

Questions and discussion.

TAPE 35 SIDE A

001 Discussion continued regarding SB 357 and SJR10.

040 CHAIR GOLD summarized issues that need to be addressed in the next work session on these bills.

055 GARY CONKLING testified regarding a ballot title for this bill. He spoke of the amendments to SJR10. Exhibit 1.

085 JEANETTE LAUNER testified regarding amendments to SJR10. She stated that although the Constitution stipulates for the dividing of the taxes between urban renewal agencies and other agencies, statutory language does not divide the taxes. She asserted that these amendments would clarify this issue.

Questions and discussion.

149 STEVE MEYER questioned the line 13 language which mentions "increases".

150 JEANETTE LAUNER clarified that this language refers to the increases in the incremental value within the district.

Questions and discussion.

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182 MOTION: CHAIR GOLD moved for the adoption of the proposed amendments SJR10-1.

200 SEN SMITH clarified that her acceptance is given with the proviso that the amendments meet with the approval of Legislative Counsel.

205 CHAIR GOLD concurred with that statement.

208 ORDER: Hearing no objections, CHAIR GOLD so ordered. -

220 MOTION: CHAIR GOLD moved for the drafting of amendments to SB 357 regarding the cooperative ~ of voter pamphlets between counties and the State.

230 ORDER: Hearing no objections, CHAIR GOLD so ordered.

233 MOTION: CHAIR GOLD moved for the drafting of amendments that would correct lines 12 and 13 on page 2 of SB 357 that reflects the need for Legislative Counsel to prepare an explanatory statement.

Discussion of the motion.

254 STEVE MEYER inquired whether or not the Committee wanted the language mandatory if the three person committee could not agree and produce an acceptable explanatory statement.

257 ORDER: Hearing no objections, CHAIR GOLD so ordered.

260 MOTION: CHAIR GOLD moved for Legislative Counsel to draft an amendment that deletes section 9 on page 3 of SB 357.

265 ORDER: Hearing no objections, CHAIR GOLD so ordered.

266 MOTION: CHAIR GOLD moved for the drafting of an amendment that would insert the amount of money for the cost of the election.

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276 ORDER: Hearing no objections, CHAIR GOLD so ordered.

280 CHAIR GOLD requested Steve Meyer to investigate the question of which biennium these election costs are attributed.

290 CHAIR GOLD opened the work session on SB 14.

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300 STEVE MEYER directed members' attention to the mock-up of SB 14 with amendments entered into the language.

350 JIM MANARY testified regarding SB 14. He clarified that there would be an impact on local coun.ies~from~this refund. Exhibit 3.

Questions and discussion.

TAPE 34 SIDE B

007 SEN SMITH questioned the method of providing temporary solutions rather than solving the problem.

025 GARY CARLSON explained several of the factors that have created the confusion that SB 14 is attempting to correct.

042 SEN SMITH inquired if this bill is obtaining the desired effect of the Dept. of Revenue or County Assessor.

Questions and discussion.

105 JIM MANARY stated that the school district and other affected agencies have not been spoken with regarding this process and its possible outcome.

127 SEN CEASE asked about the notification process to the affected departments.

132 JIM MANARY explained the process. He stated that these entities will be impacted sometime during the 1993-94 tax year.

145 SEN SMITH expressed her concerns over the impacted districts.

155 SEN JOHNSON inquired on the feasibility of a tax credit plan developed over time.

Questions and discussion.

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180 GARY CARLSON spoke of the option of a phase-in process to minimize the impact of this refund on the districts in question and at the same time to do the right thing by the taxpayer.

Questions and discussion.

260 SEN ADAMS brings up the concern regarding consistency between softening the impacts of various bills.

350 CHAIR GOLD closed the work session on SB 14.

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365 SEN CEASE related that he received a call from Alan Willis of the Port of Portland who stated that the Port of Portland is satisfied with SB 272 as written.

375 PAGET ENGEN officially stated that the Port of Portland has withdrawn its request for an amendment to SB 272.

382 JANICE DRUIAN made herself available to questionSfrom the Committee.

390 MOTION: SEN SMITH moved SB 272 to the Senate Floor with a "Do Pass" recommendation.

Questions and discussion.

406 JANICE DRUIAN confirmed that this bill takes into account that the Assessor's office sometimes cannot handle the volume of returns or some other problem occurs, and the Assessor does not wish the taxpayer to be penalized.

411 ROLL CALL VOTE: The motion passed by a vote of 6-0.
Senators voting Aye: Smith, Adams,
Cease, Johnson, Phillips, and Gold.
Senator Excused: Jolin.

418 ORDER: The motion having passed, CHAIR GOLD
so ordered.

TAPE 35 SIDE B

001 JIM MANARY testified regarding amendments to SB 9. Exhibit 4.

075 MOTION: SEN PHILLIPS moved for the conceptual adoption of the proposed amendments to SB 9 by the Department of Revenue.

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084 ORDER: Hearing no objections, CHAIR GOLD so
ordered.

094 CHAIR GOLD adjourned the meeting at 2:50 p.m.

Jennifer Belkle, Committee Assistant
Kimberly Taylor, Office Manager
Exhibit Summary

1. Conkling, Proposed SJR10-1 Amendments, 2-9-93
2. Meyer, Proposed Engrossed Senate Bill 14
3. Manary, Impact for AOI Amendments to SB 14, 2-5-93
4. Manary, Proposed Amendments to SB 9

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