

REVENUE: Revenue statement issued
FISCAL: No fiscal impact

Action: Do Pass as Amended and Be Printed Engrossed
Vote: 6 - 0 - 1
Yeas: Berger, Edwards C., Esquivel, Holvey, Rosenbaum, Schaufler
Nays: 0
Exc.: Smith P.
Prepared By: Theresa Van Winkle, Administrator
Meeting Dates: 3/28

WHAT THE MEASURE DOES: Limits the authority of a city or county to impose a business license tax on a principal real estate broker unless the real estate broker or principal real estate broker maintains a place of business within the city or county imposing or collecting the business license tax.

ISSUES DISCUSSED:

- Provisions of the measure
- How some jurisdictions have interpreted current statute

EFFECT OF COMMITTEE AMENDMENT: Clarifies the intent of the measure.

BACKGROUND: HB 2941A clarifies current statute, which prohibits local governments from imposing or collecting a business license tax on a licensed real estate broker who works as an agent of a principal real estate broker. Some local jurisdictions have interpreted the statute to apply to real estate brokers who list a property within the jurisdiction, but have no physical presence in the area. Under the measure, a city or county can collect a business license tax from a principal real estate broker only if the broker maintains a physical office within their jurisdiction.

An Oregon real estate license allows licensees to engage in professional real estate activity throughout the state, not just in their local business area.