

Joint Committee on Ways and Means

Carrier – House: Rep. Nathanson  
Carrier – Senate: Sen. Carter

Revenue: No revenue impact

Fiscal: Fiscal statement issued

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Action: Do Pass

Vote: 18 – 0 – 4

House – Yeas: D. Edwards, Galizio, Garrard, Hanna, Nathanson, Nolan, Shields  
– Nays:

– Exc: Jenson, Morgan

Senate – Yeas: Bates, Brown, Courtney, Devlin, Johnson, Morse, Nelson, Schrader, Verger, Westlund, Whitsett

– Nays:

– Exc: Gordly, Winters

Prepared By: John Britton, Legislative Fiscal Office

Meeting Date: 6/23/07

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**WHAT THE MEASURE DOES:** Ratifies fee changes adopted by the Department of Human Services (DHS) during the 2007-09 biennium, and approved by the Oregon Department of Administrative Services. The fee modifications in HB 5032 come from four areas within the department's public health division: the Drinking Water program, the Medical Marijuana program, Radiation Protection Services, and Health Care Interpreters who are licensed by the Office of Multicultural Health.

**ISSUES DISCUSSED:**

- How fee modifications affect the DHS budget
- The amount of revenue generated from the fee increases (about \$1.8 million)
- The last time the fees were increased (from 1981 to newly created fees for water system cross connections, allowed by the 2005 Legislature)
- The stakeholders' involvement in the administrative rule process to increase or establish the fees

**EFFECT OF COMMITTEE AMENDMENT:** No amendment.

**BACKGROUND:** ORS 291.055 (1) (3) requires the Legislative Assembly to ratify fees an agency implements during the prior biennium. The fees increased by DHS through its administrative rule process include: water operator certification fees (last adjusted in 1987), plan review fees (last adjusted in 1981), radiation protection services fees (last adjusted in 1994), and radioactive materials licensure fees (last adjusted in 1993). The Medical Marijuana program fees had been reduced in January 2005 to \$55 but were raised back to \$100 after the program's ending balance was used to rebalance the department's budget in the spring of 2005. As noted above, the cross connection fees were newly established fees—the Legislative Assembly granted authority to DHS to levy these fees in 2005.

The 2007-09 DHS budget assumes the continuation of the revenue from the fee modifications included in this bill.