

House Bill 3257

Sponsored by COMMITTEE ON REVENUE

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Authorizes state to impose state ad valorem real property tax of \$1 per \$1,000 of real market value. Deposits moneys in Shared Services Fund. Applies to property tax years beginning on or after July 1, 2007.

Establishes Shared Services Fund. Appropriates moneys in fund to Oregon Department of Administrative Services.

Takes effect on 91st day after adjournment sine die.

A BILL FOR AN ACT

1
2 Relating to taxation; creating new provisions; amending ORS 311.375 and 311.660; appropriating
3 money; prescribing an effective date; and providing for revenue raising that requires approval
4 by a three-fifths majority.

5 **Be It Enacted by the People of the State of Oregon:**

6 **SECTION 1.** ORS 311.375 is amended to read:

7 311.375. (1) On or before December 1 in each year each county treasurer shall pay over to the
8 State Treasurer one-half of the amount of state taxes charged to the county of the county treasurer
9 for the fiscal year then current. In similar manner the county treasurer shall pay over one-quarter
10 of such taxes on or before March 1, and the remainder of such taxes on or before June 1, of the
11 fiscal year.

12 (2) Each such payment of state taxes shall be made without deduction for any cause out of the
13 first moneys collected and paid into the county treasury over which the county has control.

14 (3) If a county fails to pay to the State Treasurer its entire apportionment of the taxes within
15 30 days after the dates prescribed in subsection (1) of this section, the unpaid balance shall be
16 deemed delinquent, and is a debt due and owing by the county to the state and the county shall pay
17 the legal rate of interest thereon from such date until paid. The payment of such interest shall not
18 relieve the county treasurer from any penalty imposed by law for failure to pay such taxes as re-
19 quired by law.

20 (4) If a county treasurer fails to pay to the State Treasurer any money in the hands of the
21 county treasurer for the payment of the amount of state taxes charged to the county at the time
22 prescribed in subsection (1) of this section, the county treasurer shall, in addition to other penalties,
23 be liable to the following:

24 (a) If the county treasurer fails for a period of 10 days after the time prescribed, the county
25 treasurer shall forfeit to the state 20 percent on the amount withheld.

26 (b) If the county treasurer fails for a period of 30 days after the time prescribed, the county
27 treasurer shall forfeit the office as treasurer and is a public defaulter.

28 **(5) The revenue from the taxes imposed by a state levy under ORS 311.660 (1) shall be**
29 **remitted by each county treasurer as provided in this section to the State Treasurer who**

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.
New sections are in **boldfaced** type.

1 shall deposit it in the Shared Services Fund established under section 3 of this 2007 Act and
2 distribute the moneys as provided in section 3 of this 2007 Act.

3 **SECTION 2.** ORS 311.660 is amended to read:

4 311.660. (1) The State of Oregon shall collect a state ad valorem property tax in the amount
5 of \$1 per \$1,000 of assessed value of the property.

6 (2) The state may not for any fiscal year collect a state property tax in addition to the state
7 property tax authorized in subsection (1) of this section, either directly or by apportionment
8 among the several counties, in any greater amount than it may be necessary to collect by means
9 of such a property tax for that year to pay bonded indebtedness or the interest thereon.

10 **SECTION 3.** (1) The Shared Services Fund is established in the State Treasury, separate
11 and distinct from the General Fund. Interest earned by the Shared Services Fund shall be
12 credited to the fund.

13 (2) All moneys in the Shared Services Fund are continuously appropriated to the Oregon
14 Department of Administrative Services, to be distributed as follows:

- 15 (a) _____;
- 16 (b) _____;
- 17 (c) _____; and
- 18 (d) _____.

19 **SECTION 4.** The amendments to ORS 311.375 and 311.660 by sections 1 and 2 of this 2007
20 Act apply to tax years beginning on or after July 1, 2007.

21 **SECTION 5.** This 2007 Act takes effect on the 91st day after the date on which the reg-
22 ular session of the Seventy-fourth Legislative Assembly adjourns sine die.