

Senate Bill 1033

Sponsored by JOINT COMMITTEE ON WAYS AND MEANS (at the request of Joint Legislative Audit Committee)

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**.

Eliminates requirement of fiscal and revenue impact statements for every measure introduced in Legislative Assembly. Requires fiscal and revenue impact statement for every measure reported out of committee of Legislative Assembly.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to the Legislative Assembly; amending ORS 173.025, 173.029, 173.051 and 173.820; and de-
3 claring an emergency.

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

5 **SECTION 1.** ORS 173.025 is amended to read:

6 173.025. (1) The Legislative Fiscal Officer, with the aid of the Oregon Department of Adminis-
7 trative Services, Legislative Revenue Officer, state agencies and affected local governmental units,
8 including school districts, shall prepare a fiscal impact statement on each measure [*introduced in*]
9 **reported out of a committee** of the Legislative Assembly that could have an effect on expenditures
10 of local governmental units, including school districts.

11 (2) The Legislative Revenue Officer, with aid of the Legislative Fiscal Officer, the Department
12 of Revenue, state agencies and affected local governmental units, including school districts, shall
13 prepare a revenue impact statement on each measure [*introduced in*] **reported out of a committee**
14 **of** the Legislative Assembly that could have any effect on revenues of local governmental units, in-
15 cluding school districts.

16 **SECTION 2.** ORS 173.029 is amended to read:

17 173.029. (1) For any measure [*introduced in*] **reported out of a committee of** the Legislative
18 Assembly the effect of which is to create a new crime or increase the period of incarceration al-
19 lowed or required for an existing crime, the Legislative Fiscal Officer, with the aid of the Oregon
20 Department of Administrative Services, Legislative Revenue Officer, state agencies and affected lo-
21 cal governmental units, shall prepare a fiscal impact statement describing the fiscal impact that the
22 measure would, if enacted, have on the state as well as on local governmental units.

23 (2) In particular and to the extent practicable, the Legislative Fiscal Officer shall determine and
24 describe in the statement the following:

25 (a) The fiscal impact on state and local law enforcement agencies, including an estimate of the
26 increase in anticipated number of arrests annually;

27 (b) The fiscal impact on state and local courts, including an estimate of the increase in the an-
28 ticipated number of trials annually;

29 (c) The fiscal impact on district attorney offices, including an estimate of the increase in the
30 anticipated number of prosecutions annually;

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 (d) The fiscal impact on public defense resources, including an estimate of the increase in the
2 anticipated number of cases annually; and

3 (e) The fiscal impact on state and local corrections resources, including resources supporting
4 parole and probation supervision, and also including an estimate of the increase in the anticipated
5 number of bed-days to be used annually at both the state and local level as a result of the passage
6 of the measure.

7 **SECTION 3.** ORS 173.051 is amended to read:

8 173.051. The Legislative Fiscal Officer, with the aid of the Public Employees Retirement Board
9 and public employers providing benefits under ORS chapter 238A, shall prepare a fiscal impact
10 statement on each measure [*introduced in*] **reported out of a committee of** the Legislative As-
11 sembly that would increase employer contributions under ORS chapter 238A. If the Legislative Fis-
12 cal Officer determines that a proposed measure would result in an increase in the total liability for
13 benefits under ORS chapter 238A that is in excess of one-tenth of one percent, the Legislative Fiscal
14 Officer shall promptly notify the Public Employees Retirement Board. The board shall thereafter
15 promptly give notice of the proposed measure, and the fiscal impact of the proposed measure as
16 determined by the Legislative Fiscal Officer, to all public employers providing benefits under ORS
17 chapter 238A.

18 **SECTION 4.** ORS 173.820 is amended to read:

19 173.820. (1) Pursuant to the policies and directions of the appointing authority, the Legislative
20 Revenue Officer shall:

21 (a) Upon written request of a member of the Legislative Assembly or any committee thereof,
22 prepare or assist in the preparation of studies and reports and provide information and research
23 assistance on matters relating to taxation and to the revenue of this state and to any other relevant
24 matters.

25 (b) Ascertain facts concerning revenues and make estimates concerning state revenues.

26 (c) Ascertain facts and make recommendations to the Legislative Assembly concerning the
27 Governor's tax expenditure report.

28 (d) Prepare analyses of and recommendations on the fiscal impact of all revenue measures [*be-*
29 *fore*] **reported out of committees of** the Legislative Assembly and of all other measures
30 [*affecting*] **reported out of committees of the Legislative Assembly that affect** the revenue of
31 this state.

32 (e) Perform such duties as may be directed by joint or concurrent resolution of the Legislative
33 Assembly.

34 (f) Adopt rules relating to the submission, processing and priorities of requests. Rules adopted
35 under this paragraph shall be in conformance with any applicable rule of the House of Represen-
36 tatives or the Senate. Requests made by joint or concurrent resolution of the Legislative Assembly
37 shall be given priority over other requests received or initiated by the Legislative Revenue Officer.
38 Rules adopted under this paragraph shall be reviewed and approved by the appointing authority
39 prior to their adoption.

40 (g) Seek the advice and assistance of political subdivisions of this state, governmental agencies
41 and any interested persons, associations or organizations in the performance of the duties of the
42 Legislative Revenue Officer.

43 (h) Perform such other duties as may be prescribed by law.

44 (2) Pursuant to the policies and directions of the appointing authority, the Legislative Revenue
45 Officer may enter into contracts to carry out the functions of the Legislative Revenue Officer.

1 **SECTION 5. This 2007 Act being necessary for the immediate preservation of the public**
2 **peace, health and safety, an emergency is declared to exist, and this 2007 Act takes effect**
3 **on its passage.**

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