

Senate Bill 806

Sponsored by Senator JOHNSON (at the request of Multnomah County Tax Supervising and Conservation Commission)

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 municipal corporation to certify certain tax levies approved by voters in second fiscal year of biennial budgeting period.

A BILL FOR AN ACT

1
2 Relating to local budget law; amending ORS 294.437.

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

4 **SECTION 1.** ORS 294.437 is amended to read:

5 294.437. (1) Following the adoption of a budget under ORS 294.435 that does not include revenue
6 from a proposed local option tax, if a municipal corporation places a local option tax measure on
7 the ballot for an election held in September and the electors of the municipal corporation approve
8 the measure, in order to impose the local option tax during the current fiscal year or current budget
9 period the governing body of the municipal corporation must:

10 (a) Adopt an ordinance or resolution to determine, make and declare the local option tax and
11 to categorize the local option tax amount or rate as provided in ORS 310.060;

12 (b) Receive from the assessor of the county in which the municipal corporation is located (or,
13 if the municipal corporation is located in more than one county, from the assessor of each county
14 in which the municipal corporation is located) written approval to file a supplemental notice of
15 property tax as described in ORS 310.060 (9); and

16 (c) File with the assessor of the county in which the municipal corporation is located (or, if the
17 municipal corporation is located in more than one county, with the assessor of each county in which
18 the municipal corporation is located) two copies of the ordinance or resolution described in para-
19 graph (a) of this subsection, two copies of the supplemental notice of property tax required under
20 ORS 310.060 and two copies of the approved local option tax measure.

21 **(2) Following the adoption of a budget under ORS 294.435 that does not include revenue**
22 **from a proposed local option tax or taxes to pay principal and interest on exempt bonded**
23 **indebtedness, if a municipal corporation places a local option tax measure or a general obli-**
24 **gation bond measure on the ballot for an election, other than an election held in September,**
25 **next following adoption of the budget and the electors of the municipal corporation approve**
26 **the measure, in order to impose the tax during the second fiscal year of a biennial budget**
27 **period, the governing body of the municipal corporation must:**

28 (a) Adopt an ordinance or resolution to determine, make and declare the tax and to cat-
29 egorize the tax amount or rate as provided in ORS 310.060; and

30 (b) Include with the certification required under ORS 310.060 for the second fiscal year
31 of the biennial budget period, two copies of the ordinance or resolution described in para-

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 **graph (a) of this subsection and two copies of the approved local option tax measure or**
2 **general obligation bond measure.**

3 ~~[(2)]~~ (3) Funds raised by a local option tax described in this section may not be expended by the
4 municipal corporation unless the municipal corporation has adopted a supplemental budget in ac-
5 cordance with ORS 294.480. Funds may be expended only in accordance with the supplemental
6 budget so adopted.

7 ~~[(3)]~~ (4) As soon as received, the county assessor shall forward one copy of each of the docu-
8 ments described in subsection (1)(c) of this section to the Department of Revenue.

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