

REVENUE: Revenue statement issued  
FISCAL: Minimal fiscal impact, no statement issued

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Action: Do Pass  
Vote: 4 - 0 - 1  
Yeas: Bonamici, Kruse, Metsger, Hass  
Nays: 0  
Exc.: Morse  
Prepared By: Dana Richardson, Administrator  
Meeting Dates: 5/6

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**WHAT THE MEASURE DOES:** Prohibits Secretary of State from charging fee to file annual report from nonprofit corporation if purpose of corporation is to maintain historic cemetery. Requires nonprofit corporation to provide evidence to secretary that cemetery is listed with Oregon Commission on Historic Cemeteries.

**ISSUES DISCUSSED:**

- Reasons for cemetery to register as nonprofit corporation
- Reporting requirements for nonprofit corporations
- Other types of corporations that would seek to have fees waived

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

**BACKGROUND:** Under Oregon law, a historic cemetery must have at least one burial of a person who died before February 14, 1909 (within 50 years of statehood) and be listed with the Oregon Commission on Historic Cemeteries. The Oregon Commission on Historic Cemeteries is part of the Oregon Parks and Recreation Department. The commission's website contains a 31-page list of historic cemeteries throughout Oregon.

Oregon requires nonprofit corporations to pay a \$50 annual report fee. The Secretary of State's office presently waives fees on a case-by-case basis and proposes to eliminate this requirement for certain historic cemeteries. House Bill 3087 would provide historic cemeteries an exemption from the \$50 annual report fee under ORS 56.140 if the articles of incorporation provide that the corporation's purpose is to maintain an historic cemetery and the cemetery is listed with the Oregon Commission on Historic Cemeteries.