

# House Bill 3112

Sponsored by Representatives FREEMAN, BAILEY (at the request of Associated Oregon Loggers)

## 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**.

Redefines "environmentally sensitive logging equipment" as logging equipment originally manufactured after 1992.

Extends sunset of exemption from property taxation for environmentally sensitive logging equipment and skyline and swing yarders to 2026.

Takes effect on 91st day following adjournment sine die.

## A BILL FOR AN ACT

1  
2 Relating to taxation of logging equipment; amending ORS 307.827 and sections 4 and 7, chapter 957,  
3 Oregon Laws 1999; repealing section 5, chapter 957, Oregon Laws 1999; and prescribing an ef-  
4 fective date.

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

6 **SECTION 1.** ORS 307.827 is amended to read:

7 307.827. (1) Environmentally sensitive logging equipment is exempt from ad valorem property  
8 taxation.

9 (2) As used in this section:

10 (a) "Environmentally sensitive logging equipment" means logging equipment that was originally  
11 manufactured [*not more than eight years preceding the assessment date for the tax year for which ex-*  
12 *emption under this section is claimed*] **after 1992**.

13 (b) "Logging equipment" means machinery and equipment:

14 (A) Used in logging or forest management operations involving timber harvest, including the  
15 felling, bucking, yarding, loading or utilization of timber, logs or wood fiber in the forest, or used  
16 in reforestation, forest vegetation restoration, site preparation, vegetation control, stand and tree  
17 improvement or thinning;

18 (B) That is specifically designed for activities related to water quality or fish and wildlife  
19 habitat protection in the forest; or

20 (C) Consisting of excavators used in logging road construction, maintenance, reconstruction or  
21 improvements, including the closing or obliterating of existing forest roads.

22 (c) "Logging equipment" does not include:

23 (A) Equipment used in nonforest applications for more than 20 percent of the tax year, as  
24 measured by the operating hours of the equipment.

25 (B) Equipment used in the manufacturing or milling of forest products.

26 (C) Power saws, hand tools, blocks or pulleys that are not a part of the equipment, rigging, shop  
27 equipment or support equipment.

28 (D) Logging equipment that is exempt from tax under ORS 307.831.

29 **SECTION 2.** Section 4, chapter 957, Oregon Laws 1999, as amended by section 1, chapter 795,  
30 Oregon Laws 2003, is amended to read:

**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       **Sec. 4.** ORS 307.827 applies to tax years beginning on or after July 1, 2000, and before July 1,  
2 [2012] 2026.

3       **SECTION 3.** Section 7, chapter 957, Oregon Laws 1999, as amended by section 2, chapter 795,  
4 Oregon Laws 2003, is amended to read:

5       **Sec. 7.** ORS 307.831 applies to tax years beginning on or after July 1, 2000, and before July 1,  
6 [2012] 2026.

7       **SECTION 4.** Section 5, chapter 957, Oregon Laws 1999, is repealed.

8       **SECTION 5.** This 2009 Act takes effect on the 91st day after the date on which the reg-  
9 ular session of the Seventy-fifth Legislative Assembly adjourns sine die.

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