

# Senate Bill 5503

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## 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**.

Approves certain new or increased fees adopted by State Department of Agriculture.  
Declares emergency, effective July 1, 2009.

### A BILL FOR AN ACT

Relating to financial administration of the State Department of Agriculture; and declaring an emergency.

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

**SECTION 1. For the purpose of carrying out the provisions of ORS 291.055 (1)(e), the following new or increased fees, adopted by the State Department of Agriculture and approved by the Oregon Department of Administrative Services, are approved:**

**(1) The license fee for nursery growers, other than greenhouse growers of herbaceous plants, and for collectors of native plants shall be as follows:**

<b>If Annual Sales are:</b>	<b>The license fee is:</b>
(a) Up to \$20,000 .....	\$ 112
(b) \$20,001 - \$100,000 .....	\$ 112 plus 0.0035 over \$100,000
(c) \$100,001 - \$200,000.....	\$ 392 plus 0.0032 over \$100,000
(d) \$200,001 - \$500,000.....	\$ 712 plus 0.0026 over \$200,000
(e) \$500,001 - \$2,000,000.....	\$ 1,492 plus 0.0016 over \$500,000
(f) \$2,000,001 and above.....	\$ 3,892 plus 0.00045 over \$2,000,000

**(2) The license fee for greenhouse growers of herbaceous plants shall be as follows:**

<b>If Annual Sales are</b>	<b>The license fee is:</b>
(a) Up to \$20,000 .....	\$ 112
(b) \$20,001 - \$100,000 .....	\$ 112 plus

**Note: For budget, see 2009-2011 Biennial Budget**

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		0.0014 over
2		\$20,000
3	(c) \$100,001 - \$200,000.....	\$ 224 plus
4		0.001 over
5		\$100,000
6	(d) \$200,001 - \$500,000.....	\$ 334 plus
7		0.00056 over
8		\$200,000
9	(e) \$500,001 - \$2,000,000 .....	\$ 502 plus
10		0.0005 over
11		\$500,000
12	(f) \$2,000,001 and above.....	\$ 1,256 plus
13		0.00045 over
14		\$2,000,000

15 (3) The license fee for dealers, florists and landscape contractors shall be as follows:

16 If annual purchases  
 17 (live plant material only,  
 18 cut flowers are exempt) are: The license fee is:

19	(a) Up to \$20,000 .....	\$ 112
20	(b) \$20,001 - \$100,000 .....	\$ 112 plus
21		0.0014 over
22		\$20,000
23	(c) \$100,001 - \$200,000.....	\$ 224 plus
24		0.001 over
25		\$100,000
26	(d) \$200,001 - \$500,000.....	\$ 334 plus
27		0.00056 over
28		\$200,000
29	(e) \$500,001 - \$2,000,000 .....	\$ 502 plus
30		0.0005 over
31		\$500,000
32	(f) \$2,000,001 and above.....	\$ 1,256 plus
33		0.00045 over
34		\$2,000,000

35 **SECTION 2.** For the purpose of carrying out the provisions of ORS 291.055 (1)(e), the  
 36 following new or increased fees, adopted by the State Department of Agriculture and ap-  
 37 proved by the Oregon Department of Administrative Services, are approved:

- 38 (1) Brand Inspection Fee..... \$ 1.00/head
- 39 (2) Hundred Weight Inspection Fees
- 40 All Fruits and Vegetables
- 41 except Onions and Potatoes
- 42 20-65 lb net..... \$ .065 per
- 43 container
- 44 (3) Bulk Bins ..... \$ 3.25
- 45 (4) Brine Cherries

1	(a)	15,500 pounds or less.....	\$	43
2	(b)	15,501 pounds to 31,250 pounds .	\$	50
3	(c)	31,251 pounds to 37,500 pounds .	\$	57
4	(d)	37,501 pounds or more .....	\$	0.18/cwt
5	(5)	Onions, Potatoes,		
6		Certified Seed.....	\$	0.12/cwt
7	(6)	Produce Diversion.....	\$	0.08/cwt
8	(7)	Tree Nuts		
9	(a)	Filberts in Shell .....	\$	0.20/cwt
10	(b)	Walnuts in Shell .....	\$	0.28/cwt
11	(c)	Filbert Kernels.....	\$	0.38/cwt
12	(d)	Shelled Walnuts .....	\$	0.48/cwt
13	(8)	USDA GHP GAP Audits.....	\$	75/hr
14	(9)	Minimum Certificate Charge ....	\$	10
15	(10)	Overtime Charge.....	\$	30/hr
16	(11)	Export Certificate of Quality		
17		and Condition FV 184.....	\$	0.02/cwt

18 **SECTION 3.** For the purpose of carrying out the provisions of ORS 291.055 (1)(e), the  
 19 following new or increased fees, adopted by the State Department of Agriculture and ap-  
 20 proved by the Oregon Department of Administrative Services, are approved:

21 (1) The annual license fee for Christmas tree growers beginning May 15, 2008, shall be a  
 22 basic charge of \$62 plus an acreage assessment in addition to the basic charge as follows:

23	(a)	1 to 40 acres.....	\$	3 per acre
24	(b)	41 to 100 acres .....	\$	120 plus
25			\$	2.60 per
26				acre over
27				40 acres
28	(c)	101 to 200 acres.....	\$	276 plus
29				\$2.10 per
30				acre over
31				100 acres
32	(d)	201 or more acres .....	\$	486 plus
33				\$1.60 per
34				acre over
35				200 acres

36 (2) The annual license fee for Christmas tree growers beginning May 15, 2009, shall be a  
 37 basic charge of \$64 plus an acreage assessment in addition to the basic charge as follows:

38	(a)	1 to 40 acres.....	\$	3 per acre
39	(b)	41 to 100 acres .....	\$	120 plus
40				\$2.70 per
41				acre over
42				40 acres
43	(c)	101 to 200 acres.....	\$	282 plus
44				\$2.20 per
45				acre over

1 100 acres  
 2 (d) 201 or more acres ..... \$ 502 plus  
 3 \$1.70 per  
 4 acre over  
 5 200 acres

6 (3) The annual license fee for Christmas tree growers beginning May 15, 2010, shall be a  
 7 basic charge of \$66 plus an acreage assessment in addition to the basic charge as follows:

8 (a) 1 to 40 acres..... \$3 per acre  
 9 (b) 41 to 100 acres ..... \$ 120 plus  
 10 \$2.80 per  
 11 acre over  
 12 40 acres  
 13 (c) 101 to 200 acres..... \$ 288 plus  
 14 \$2.30 per  
 15 acre over  
 16 100 acres  
 17 (d) 201 or more acres ..... \$ 518 plus  
 18 \$1.80 per  
 19 acre over  
 20 200 acres

21 (4) The annual license fee for Christmas tree growers beginning May 15, 2011, shall be a  
 22 basic charge of \$68 plus an acreage assessment in addition to the basic charge as follows:

23 (a) 1 to 40 acres..... \$3 per acre  
 24 (b) 41 to 100 acres ..... \$ 120 plus  
 25 \$2.90 per  
 26 acre over  
 27 40 acres  
 28 (c) 101 to 200 acres..... \$ 294 plus  
 29 \$2.40 per  
 30 acre over  
 31 100 acres  
 32 (d) 201 or more acres ..... \$ 534 plus  
 33 \$1.90 per  
 34 acre over  
 35 200 acres

36 (5) The annual license fee for Christmas tree growers beginning May 15, 2012, shall be a  
 37 basic charge of \$70 plus an acreage assessment in addition to the basic charge as follows:

38 (a) 1 to 40 acres..... \$3 per acre  
 39 (b) 41 to 100 acres ..... \$ 120 plus  
 40 \$3.00 per  
 41 acre over  
 42 40 acres  
 43 (c) 101 to 200 acres..... \$ 300 plus  
 44 \$2.50 per  
 45 acre over

1   **100 acres**  
2           **(d) 201 or more acres .....** **\$ 550 plus**  
3   **\$2.00 per**  
4   **acre over**  
5   **200 acres**

6           **SECTION 4. This 2009 Act being necessary for the immediate preservation of the public**  
7 **peace, health and safety, an emergency is declared to exist, and this 2009 Act takes effect**  
8 **July 1, 2009.**

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