

Joint Committee on Ways and Means

Carrier – House: Rep. Beyer
Carrier – Senate: Sen. Nelson

Revenue: No revenue impact

Fiscal: Fiscal statement issued

Action: Do Pass as Amended and as Printed A-Engrossed

Vote: 17 – 7 – 1

House

Yeas: Beyer, Buckley, Cowan, Komp, Kotek, Nathanson, Richardson, G. Smith, Whisnant

Nays: Freeman, Garrard, McLane, Thatcher

Exc: Nolan

Senate

Yeas: Bates, Devlin, Edwards, Johnson, Monroe, Nelson, Verger, Winters

Nays: Girod, Thomsen, Whitsett

Exc:

Prepared By: Susie Jordan, Legislative Fiscal Office

Meeting Date: June 8, 2011

WHAT THE MEASURE DOES: Approves increasing fees for Department of Transportation, Outdoor Advertising sign permit fee-small \$200, medium \$500, large \$850, largest \$1,000; Permit renewal-small/medium \$120, large \$140, largest \$160; Conversion of standing sign permit to relocation credit-\$150; relocation credit renewal-\$25; Annual outdoor advertising business license Fees: Erect or maintain sign only \$350; Owning 1 to 49 signs-\$650; Owning 50 to 499 signs-\$700; Owning 500 or more signs-\$2,500; Sno Park Seasonal Permit \$25; Sno Park 3-day permit \$9; Sno Park 1-day permit-\$4; and Establishing fees for Outdoor Advertising Aggregation relocation credit-\$500; Transfer of ownership-\$150; Replacement Tag-\$100; Nonprofit Registration plate surcharge \$2.50 Fallen Public Safety Officer Plate-\$8.

ISSUES DISCUSSED:

- Constituent support
- Revenue generated
- Cost recovery

EFFECT OF COMMITTEE AMENDMENT: Removes fee increases related to Sno Park Permits and adds a sunset of June 30, 2013 for Outdoor Advertising Permit Fees.

BACKGROUND: The 2009 Legislature adopted House Bill 2273 requiring the Department of Transportation (ODOT) to restructure its outdoor advertising sign program following a ruling by the Oregon Supreme Court that the permit requirement for outdoor advertising (off-premise) signs was unconstitutional on freedom of speech because the distinction between off-premise and on-premise signs inherently distinguishes between signs based on content. HB 2273 changed the primary distinction from on-premise and off-premise signs, to a distinction between signs that are either posted for compensation or are not at the location of a business and those signs that do not involve compensation and are at the location of business. For compensation and stand-alone signs a permit is required. After a public process, ODOT adopted administrative rules implementing the fees for Outdoor Advertising conforms to the new law.

Oregon law provides for ODOT to collect a surcharge on registration plates for nonprofit groups meeting the qualifications for tax exempt status. The Nonprofit Registration plate surcharge is established in ORS 805.205. The statute provides a range of not less than \$2.50 per plate and not more than \$16 per plate for the surcharge a group may collect. ODOT established the fee of \$2.50 through the administrative rule process.

In 2009 the Legislature added the Fallen Public Safety Officer license plate to the specialty plate selection. Proceeds from the plate are deposited into a fund managed by the Police Memorial Trust Fund and a special committee comprised of law enforcement, fire department, and citizen members.