

**FISCAL IMPACT OF PROPOSED LEGISLATION**

**Measure: HB 4093 - A9**

78th Oregon Legislative Assembly – 2016 Regular Session  
Legislative Fiscal Office

*Only Impacts on Original or Engrossed  
Versions are Considered Official*

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**Measure Description:**

Authorizes presiding judge of judicial district for county that meets certain criteria and has received funds, or has authorization to receive funds, for construction or capital improvements to courthouse to impose surcharge on certain fines for deposit in county account dedicated for payment of costs related to courthouse project.

**Government Unit(s) Affected:**

Judicial Department, Counties

**Summary of Expenditure Impact:** See Analysis

**Summary of Revenue Impact:** See Revenue Impact Statement

**Local Government Mandate:**

This bill does not affect local governments' service levels or shared revenues sufficient to trigger Section 15, Article XI of the Oregon Constitution.

**Analysis:**

The measure authorizes the presiding judge of a judicial district that contains a county receiving state bond funds for a courthouse replacement project, upon request of the county board of commissioners with the approval of the Chief Justice, to impose a \$5 surcharge on fines for parking and traffic offenses. The county treasurer is required to deposit these funds in a dedicated account and the funds may be used for payment of capital costs, or payment of debt service and debt service reserves. The county treasurer is allowed to retain up to 5% of the total yearly surcharge amount for administrative costs. The measure stipulates that the last \$5 of the monies collected are to be paid to the counties for this purpose and that if the full amount is not collected, the surcharge amount is reduced.

Currently, Multnomah, Jefferson, and Tillamook counties are eligible, with Lane County also having requested bond funding for courthouse construction in the 2016 session that has not yet been approved.

To estimate the amount of monies that may be collected in a given year, OJD utilized the most recent court filings (Oct 2014-Sept 2015):

| County           | Citation     | Annual Revenue     |
|------------------|--------------|--------------------|
| Multnomah County | Traffic      | \$502,838          |
| Multnomah County | Parking      | \$789,840          |
|                  | <b>Total</b> | <b>\$1,292,678</b> |
| Jefferson County | Traffic      | \$9,711            |
| Tillamook County | Traffic      | \$85               |
| Lane County      | Traffic      | \$23,683           |

OJD notes that most citations in Tillamook County are processed by municipal and justice courts and not the circuit court.

There is a minimal fiscal impact to OJD as a result of this measure.