

# House Bill 3101

Sponsored by Representative GOMBERG

## 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**.

Prohibits hotels or inns from charging facility fees in addition to price of guest room rental.

### A BILL FOR AN ACT

Relating to hotel facility fees; creating new provisions; and amending ORS 699.005.

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

**SECTION 1. Section 2 of this 2017 Act is added to and made a part of ORS 699.005 to 699.060.**

**SECTION 2. (1) A hotelkeeper or innkeeper may not charge a facility fee in addition to the price of rental of a guest room in the hotel or inn.**

**(2) This section does not prohibit the hotelkeeper or innkeeper from assessing any state or local transient lodging taxes.**

**SECTION 3. ORS 699.005 is amended to read:**

699.005. As used in ORS 699.005 to 699.060:

**(1) "Facility fee" means a fee for amenities or services generally accessible to all guests of a hotel or inn without special request by a guest, that is charged to all guests regardless of use of those amenities or services.**

**(2) "Hotel" or "inn" means a property, however owned and including a condominium under ORS chapter 100, in which rooms or suites of rooms generally are rented as transient lodgings and not as principal residences.**

**[(2)] (3) "Hotelkeeper" or "innkeeper" means the sole proprietorship, partnership, corporation or other business entity [which] that manages, rents or operates a hotel or inn[, including]. "Hotelkeeper" or "innkeeper" includes the officers and employees of the business entity.**

**[(3)] (4) "Transient lodging" means a room or suite of rooms [which] that is not occupied [not] as a principal residence:**

**(a) By persons for periods of less than 30 consecutive days; or**

**(b) With which the services normally offered by hotels, including but not limited to daily or bidaily maid and linen service, a front desk and a telephone switchboard, are provided, regardless of the length of occupancy of a person.**

**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.