

A-Engrossed
Senate Bill 306

Ordered by the Senate May 31
Including Senate Amendments dated May 31

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Senate Interim Committee on Finance and Revenue)

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.

[Modifies statutory corporate kicker provision to match amendment to Oregon Constitution by Ballot Measure 85 (2012). Retains excess corporate income and excise tax revenues in General Fund for use for kindergarten through 12th grade public education.]

Directs Legislative Revenue Officer to prepare preliminary and final reports on feasibility of statewide clean air fee or tax. Specifies content of reports. Directs Legislative Revenue Officer to submit preliminary report no later than December 1, 2013, and final report no later than November 15, 2014, to interim committees of Legislative Assembly.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to state finance; and declaring an emergency.

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

4 **SECTION 1. As used in section 2 of this 2013 Act, "clean air fee or tax" means a fee or**
5 **tax on greenhouse gas emissions as defined in ORS 468A.210.**

6 **SECTION 2. (1) The Legislative Revenue Officer shall prepare a report for submission to**
7 **interim committees of the Legislative Assembly related to revenue and the environment. In**
8 **preparing the report, the Legislative Revenue Officer shall examine the feasibility of impos-**
9 **ing a clean air fee or tax statewide as a new revenue option that would augment or replace**
10 **portions of existing revenues.**

11 **(2) The report must:**

12 **(a) Identify an effective structure for a clean air fee or tax to generate revenue;**

13 **(b) Evaluate the direct and indirect impacts of a clean air fee or tax on low-income**
14 **households and various cities, counties and unincorporated communities;**

15 **(c) Evaluate the direct and indirect impacts of a clean air fee or tax on key industries**
16 **and firms identified by the Oregon Business Development Commission as representative of**
17 **Oregon's economy, including traded sector businesses;**

18 **(d) Evaluate the direct and indirect regional and statewide impacts of a clean air fee or**
19 **tax;**

20 **(e) Evaluate whether the level of greenhouse gas emission reductions might vary based**
21 **on different rates of a clean air fee or tax;**

22 **(f) Evaluate how to treat imported and exported energy sources under a clean air fee or**
23 **tax;**

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 (g) Evaluate the impacts of a clean air fee or tax on jobs and wages;

2 (h) Evaluate the impacts of a clean air fee or tax on existing fees, state revenue and state
3 income taxes;

4 (i) Evaluate the per unit costs of specific types of fuels that would be subject to a clean
5 air fee or tax;

6 (j) Evaluate the costs and benefits of a clean air fee or tax on greenhouse gas emission
7 reductions relative to existing laws that result in greenhouse gas emissions, including ORS
8 468A.270, 468A.280, 469.501, 469.503, 469.504, 469.505, 469.507, 469A.005 to 469A.210, 469A.300,
9 646.910 to 646.923, 646.925, 757.365, 757.370, 757.375, 757.380, 757.385, 757.524, 757.528, 757.531,
10 757.533, 757.536 and 757.612;

11 (k) Evaluate revenue allocation options to maximize positive impacts and mitigate detri-
12 mental or unequal impacts on low-income households and various cities, counties and
13 unincorporated communities and on key industries; and

14 (L) Evaluate the long-term availability and stability of revenue from a clean air fee or
15 tax.

16 (3) The Legislative Revenue Officer shall submit both a written preliminary report to
17 interim committees of the Legislative Assembly related to revenue and the environment on
18 or before December 1, 2013, and a final report to interim committees of the Legislative As-
19 sembly related to revenue on or before November 15, 2014. The Legislative Revenue Officer
20 may contract with third parties as necessary to prepare the reports and any recommen-
21 dations.

22 **SECTION 3.** This 2013 Act being necessary for the immediate preservation of the public
23 peace, health and safety, an emergency is declared to exist, and this 2013 Act takes effect
24 on its passage.