Legislative Fiscal Office

Oregon State Capitol 900 Court Street NE, H-178 Salem, OR 97301 503-986-1828

Ken Rocco, Legislative Fiscal Officer Paul Siebert, Deputy Legislative Fiscal Officer



Joint Committee on Ways and Means

Sen. Betsy Johnson, Senate Co-Chair Sen. Elizabeth Steiner Hayward, Senate Co-Chair Rep. Dan Rayfield, House Co-Chair

Sen. Jackie Winters, Senate Co-Vice Chair Rep. David Gomberg, House Co-Vice Chair Rep. Greg Smith, House Co-Vice Chair

То:	Natural Resources Subcommittee
From:	John Terpening, Legislative Fiscal Office
Date:	May 8, 2019
Subject:	HB 2059 – Relating to State Department of Agriculture food establishment licenses

House Bill 2059 extends the sunset on the Department of Agriculture's authority to increase certain annual fees for food establishments by 3% per year from July 1, 2018 to July 1, 2025. These fees are paid by establishments that produce, process, or distribute food products, but are not restaurants. This includes, but is not limited to, grocery stores, bakery's, food processing warehouses, and convenience stores. The ratification of fees included in HB 5003, the Department of Agriculture's fee bill, includes a 3% increase in July 1, 2019. The Department's budget bill (HB 5002) assumes passage of HB 2059 and the subsequent 3% increase that would be effective July 1, 2020. The fee increase will fund the existing program and is expected to generate \$107,238 Other Funds in the 2019-21 biennium and \$214,466 Other Funds in 2021-23.

Final Subcommittee Action

MOTION: I move HB 2059 to the Full Committee with a do pass recommendation. (VOTE)

Carriers

Full Committee: _____

House Floor:

Senate Floor:

FISCAL IMPACT OF PROPOSED LEGISLATION

80th Oregon Legislative Assembly – 2019 Regular Session Legislative Fiscal Office

Only Impacts on Original or Engrossed Versions are Considered Official

Prepared by:	Krista Dauenhauer
Reviewed by:	John Terpening
Date:	4/22/2019

Measure Description:

Extends sunset on State Department of Agriculture authority to annually impose limited fee increases for certain licenses related to food production.

Government Unit(s) Affected:

Oregon Department of Agriculture (ODA)

Summary of Fiscal Impact:

Costs related to the measure may require budgetary action - See analysis.

Summary of Revenue Impact:

	2019-21 Biennium	2021-23 Biennium
Other Funds	107,238	214,466
Total Funds	\$107,238	\$214,466

Analysis:

This legislation corresponds to *Policy Option Package (POP) 230 - Food Safety Fee Increase* within the Department of Agriculture (ODA) budget (HB 5006). The bill would extend the sunset, from July 1, 2018 to July 1, 2025, of fees that support the Food Safety Program. The associated fees would also be approved retroactively for a fee increase operative June 30, 2019.

Fee Description for ORS 625.180	Current	Proposed	Ch	ange	Estimated	Estimated	2	019-21	2	021-23
	Fee	Fee			Quantity	Quantity	Ad	ditional	Ad	ditional
	Amount	Amount			2019-21	2021-23	Revenue		Revenue	
Bakery Distributor	111	114	\$	3	4	8	\$	12	\$	24
Domestic Kitchen Bakery	195	201	\$	6	246	492	\$	1,476	\$	2,952
Bakery: Annual Gross Sales										
\$0-\$5,000	251	259	\$	8	110	220	\$	880	\$	1,760
\$5,001- \$50,000	251	259	\$	8	110	220	\$	880	\$	1,760
\$50,001- \$500,000	390	402	\$	12	285	570	\$	3,420	\$	6,840
\$500,001- \$1,000,000	502	517	\$	15	190	380	\$	2,850	\$	5,700
\$1,000,001- \$5,000,000	836	861	\$	25	92	184	\$	2,300	\$	4,600
\$5,000,001- \$10,000,000	1,114	1,147	\$	33	6	12	\$	198	\$	396
> \$10,000,000	1,673	1,723	\$	50	10	20	\$	500	\$	1,000
Domestic Kitchen Bakery: Annual Gr	oss Sales									
\$0-\$5,000	157	162	\$	5	81	162	\$	405	\$	810
\$5,001- \$50,000	157	162	\$	5	80	160	\$	400	\$	800
\$50,001- \$500,000	222	229	\$	7	7	14	\$	49	\$	98
\$500,001- \$1,000,000	335	345	\$	10	-	-	\$	-	\$	-
\$1,000,001- \$5,000,000	502	517	\$	15	-	-	\$	-	\$	-
\$5,000,001- \$10,000,000	668	688	\$	20	-	-	\$	-	\$	-
> \$10,000,000	836	861	\$	25	-	-	\$	-	\$	-
Total Revenue Increase								13,370	\$	26,740

Fee Description for ORS 628.240,	Current	Proposed	Change	ange Estimat		Estimated	2019-21		2021-23	
632.720 & 635.030	Fee	Fee			Quantity	Quantity	Additional		Additional	
	Amount	Amount			2019-21	2021-23	R	Revenue		evenue
Refrigerated Locker Plant- Yearly	103	106		3	6	12	\$	18	\$	36
Refrigerated Locker Plant- Half Year	52	54	2	2	0	0	Ŧ	-	\$	-
Egg Handler's License	26	27	-	1	191	382	\$	191	\$	382
Non-Alcoholic Beverage License										
\$0-\$5,000	167	172	5		1	2	\$	5	\$	10
\$5,001- \$50,000	167	172	5		1	2	\$	5	\$	10
\$50,001- \$500,000	279	287	8		1	2	\$	8	\$	16
\$500,001- \$1,000,000	390	402	12		2	4	\$	24	\$	48
\$1,000,001- \$5,000,000	613	631	18		1	2	\$	18	\$	36
\$5,000,001- \$10,000,000	725	747	22		-	-	\$	-	\$	-
> \$10,000,000	948	976	28		3	6	\$	84	\$	168
Total Revenue Increase							\$	353	\$	706
Fee Descriptions for ORS 616.706	Current	Proposed	d Chan	ge	Estimated	Estimated	2	019-21	2	021-23
	Fee	Fee			Quantity	Quantity	Ad	ditional	Ad	ditional
	Amoun	Amount			2019-21	2021-23	Re	evenue	Re	evenue
Retail food Estabilshment: Annaul G	iross Sales	-	-		-	-			_	
\$0-\$5,000	13) 14	3\$	4	416	832	\$	1,664	\$	3,328
\$5,001- \$50,000	13) 14	3 \$	4	415	830	\$	1,660	\$	3,320
\$50,001- \$500,000	279	28	7 \$	8	1,727	3,454	\$	13,816	\$	27,632
\$500,001- \$1,000,000	33	5 34	5\$	10	880	1,760	\$	8,800	\$	17,600
\$1,000,001- \$5,000,000	502	2 51	7 \$	15	852	1,704	\$	12,780	\$	25,560
\$5,000,001- \$10,000,000	613	3 63	1\$	18	154	308	\$	2,772	\$	5,544
> \$10,000,000	72	5 74	7\$	22	261	522	\$	5,742	\$	11,484
Food Storage Warehouse: Annaul G	iross Sales									
\$0-\$5,000	11:	L 114	4 \$	3	56	112	\$	168	\$	336
\$5,001- \$50,000	11:	L 11-	4 \$	3	48	96	\$	144	\$	288
\$50,001- \$500,000	139	9 14		4	78	156	\$	312	\$	624
\$500,001- \$1,000,000	139	9 14	3\$	4	78	156	\$	312	\$	624
\$1,000,001- \$5,000,000	139	9 14	3\$	4	78	156	\$	312	\$	624
\$5,000,001- \$10,000,000	139	9 14		4	77	154	\$	308	\$	616
> \$10,000,000	16	7 17	2\$	5	108	216	\$	540	\$	1,080
Food Processing Establishment: An	naul Gross	Sales			1					
\$0-\$5,000	\$ 33	5 \$ 34		10	323	646	\$	3,230	\$	6,460
\$5,001- \$50,000	\$ 33			10	323	646	\$	3,230	\$	6,460
\$50,001- \$500,000	\$ 474			14	462	924	\$	6,468	\$	12,936
\$500,001- \$1,000,000	\$ 55			17	126	252	\$	2,142	\$	4,284
\$1,000,001- \$5,000,000	\$ 72			22	192	384	\$	4,224	\$	8,448
\$5,000,001-\$10,000,000	\$ 830			25	57	114	\$	1,425	\$	2,850
> \$10,000,000	\$ 948	3 \$ 97	6\$	28	133	266	\$	3,724	\$	7,448
Farm Mixed-Type Facility: Annual G					1					
\$0-\$5,000	\$ 33	-	-	10			\$	-	\$	-
\$5,001-\$50,000	\$ 33			10	2	3	\$	20	\$	30
\$50,001-\$500,000	\$ 474			14			\$	-	\$	-
\$500,001-\$1,000,000	\$ 55			17			\$	-	\$	-
\$1,000,001-\$5,000,000	\$ 72			22			\$	-	\$	-
\$5,000,001-\$10,000,000	\$ 830		-	25			\$	-	\$	-
> \$10,000,000	\$ 948	3 \$ 97	6\$	28			\$	-	\$	
Total Revenue Increase							\$	73,793	\$	147,576

619.031	Current Fee Amount	Proposed Fee Amount	Change		Quantity 2019-21	Estimated Quantity 2021-23	Ado	2019-21 Additional Revenue)21-23 ditional venue
Animal Food Processing Establishmer	nt: Annual (Gross Sales								
\$0-\$5,000	222	229	\$	7	4	8	\$	28	\$	56
\$5,001- \$50,000	222	229	\$. 7	4	8	\$	28	\$	56
\$50,001- \$500,000	279	287	\$	8	4	8	\$	32	\$	64
\$500,001- \$1,000,000	335	345	\$	10	1	2	\$	10	\$	20
\$1,000,001- \$5,000,000	502	517	\$	15	3	6	\$	45	\$	90
\$5,000,001- \$10,000,000	557	574	\$	17	2	4	\$	34	\$	68
> \$10,000,000	725	747	\$	22	2	4	\$	44	\$	88
Meat Seller Establishment: Annual G			Ŧ				т		т	
\$0-\$5,000	222	229	\$	7	37	74	\$	259	\$	518
\$5,001- \$50,000	222	229	\$	7	38	76	\$	266	\$	532
\$50,001-\$500,000	279	287	\$	8	136	272	\$	1,088	\$	2,176
\$500,001- \$1,000,000	335	345	\$	10	59	118	\$	590	\$	1,180
\$1,000,001- \$5,000,000	502	545	\$	15	252	504	\$	3,780	\$	7,560
\$5,000,001- \$10,000,000	557	574	\$	17	41	82	\$	697	\$	1,394
> \$10,000,000	725	747	\$	22	10	20	\$	220	\$	440
Custom Slaughtering Establishment o							-		Ŷ	
\$0-\$5,000	222	229	\$	7	7	14	\$	49	\$	98
\$5,001- \$50,000	222	229	\$	7	7	14	\$	49	\$	98
\$50,001-\$500,000	279	287	\$	8	4	8	\$	32	\$	64
\$500,001-\$1,000,000	335	345	\$	10	1	2	\$	10	\$	20
\$1,000,001- \$5,000,000	502	517	\$	15	-	-	\$	-	\$	- 20
\$5,000,001- \$10,000,000	557	574	\$	17	_	_	\$	_	\$	_
> \$10,000,000	725	747	\$	22	_	_	\$	_	\$	
Slaughterhouse: Annual Gross Sales	723	7-77	Ŷ				Ŷ		Ŷ	
\$0-\$5,000	222	229	\$	7	1	2	\$	7	\$	14
\$5,001- \$50,000	222	229	\$	7	1	2	\$	7	\$	14
\$50,001-\$500,000	279	287	\$	8	4	8	\$	32	\$	64
\$500,001- \$1,000,000	335	345	\$	10	1	2	\$	10	\$	20
\$1,000,001- \$5,000,000	502	517	\$	15	3	6	\$	45	\$	90
\$5,000,001- \$10,000,000	557	574	\$	17	-	-	\$	-	\$	-
> \$10,000,000	725	747	\$	22	3	6	\$	66	\$	132
Non-Slaughtering Processing Establis					-		Ŧ		Ŧ	
\$0-\$5,000	222	229	\$	7	19	38	\$	133	\$	266
\$5,001- \$50,000	222	229	\$. 7	20	40	\$	140	\$	280
\$50,001-\$500,000	279	287	\$	8	53	106	\$	424	\$	848
\$500,001- \$1,000,000	335	345	\$	10	11	22	\$	110	\$	220
\$1,000,001- \$5,000,000	502	517	\$	15	16	32	\$	240	\$	480
\$5,000,001- \$10,000,000	557	574	\$	17	4	8	\$	68	\$	136
> \$10,000,000	725	747	\$	22	17	34	\$	374	\$	748
Custom Stationary Slaughtering Estab						0.	Ŧ	07.1	Ŧ	
\$0-\$5,000	222	229	\$	7	4	8	\$	28	\$	56
\$5,001- \$50,000	222	229	\$	7	4	8	\$	28	\$	56
\$50,001-\$500,000	279	287	\$	8	5	10	\$	40	\$	80
\$500,001-\$1,000,000	335	345	\$	10	-	-	\$	-	\$	
\$1,000,001-\$5,000,000	502	517	\$	15	_	_	\$	_	\$	_
\$5,000,001- \$10,000,000	557	574	\$	17	-	_	\$	_	\$	_
> \$10,000,000	725	747	\$	22	_	_	\$	_	\$	_

Total Revenue Increase						\$ 15,463	\$ 30,926
> \$10,000,000	725	747	\$ 22	11	22	\$ 242	\$ 484
\$5,000,001- \$10,000,000	557	574	\$ 17	20	40	\$ 340	\$ 680
\$1,000,001- \$5,000,000	502	517	\$ 15	57	114	\$ 855	\$ 1,710
\$500,001- \$1,000,000	335	345	\$ 10	27	54	\$ 270	\$ 540
\$50,001- \$500,000	279	287	\$ 8	132	264	\$ 1,056	\$ 2,112
\$5,001- \$50,000	167	172	\$ 5	275	550	\$ 1,375	\$ 2,750
\$0-\$5,000	111	114	\$ 3	433	866	\$ 1,299	\$ 2,598
Prepackaged Meat Seller: Annual G	ross Sales						
> \$10,000,000	725	747	\$ 22	1	2	\$ 22	\$ 44
\$5,000,001- \$10,000,000	557	574	\$ 17	1	2	\$ 17	\$ 34
\$1,000,001- \$5,000,000	502	517	\$ 15	2	4	\$ 30	\$ 60
\$500,001- \$1,000,000	335	345	\$ 10	3	6	\$ 30	\$ 60
\$50,001- \$500,000	279	287	\$ 8	42	84	\$ 336	\$ 672
\$5,001- \$50,000	222	229	\$ 7	17	34	\$ 119	\$ 238
\$0-\$5,000	222	229	\$ 7	16	32	\$ 112	\$ 224
Custom Meat Processor: Annual Gro	oss Sales			<u> </u>			
> \$10,000,000	725	747	\$ 22	-	-	\$ -	\$ -
\$5,000,001- \$10,000,000	557	574	\$ 17	-	-	\$ _	\$ -
\$1,000,001- \$5,000,000	502	517	\$ 15	-	-	\$ -	\$ -
\$500,001- \$1,000,000	335	345	\$ 10	-	-	\$ -	\$ -
\$50,001- \$500,000	279	287	\$ 8	11	22	\$ 88	\$ 176
\$5,001- \$50,000	222	229	\$ 7	19	38	\$ 133	\$ 266
\$0-\$5,000	222	229	\$ 7	18	36	\$ 126	\$ 252

Fee Description for ORS 621.072 & 621.166	Current Fee			hange	Estimated Quantity 2019-21	Estimated Quantity 2021-23			2021-23 Additiona Revenue	
Mobile Milk Tanker	\$ 26	\$ 27	\$	1	2019-21	500	\$	250	\$	500
Fluid Milk: Sampler-Grader	\$ 26	\$ 27	\$	1	296	592	\$	296	\$	592
Dairy Products: Annual Gross Sales	Ϋ́ 20	Υ <u></u> Ζ/	Ŷ		250	552	Ŷ	250	Ŷ	552
\$0-\$5,000	139	143	\$	4	7	14	\$	28	\$	56
\$5,001- \$50,000	139	143	\$	4	7	14	ې \$	28	\$ \$	56
\$50,001- \$500,000	135	201	\$	6	12	24	\$	72	\$	144
\$500,001- \$1,000,000	335	345	ې \$	10	12	24	\$	10	ې \$	20
\$1,000,001- \$5,000,000	502	517	ې \$	10	3	6	\$	45	ې \$	90
\$5,000,001- \$10,000,000	668	688	ې \$	20	2	4	\$	40	ې \$	80
> \$10,000,000	836	861	\$	25	12	24	\$	300	\$	600
Grade A Producer-Distributor: Annu			Ş	23	12	24	Ş	300	Ş	000
			ć	4			Ċ		Ċ	
\$0-\$5,000 \$5,001- \$50,000	139 139	143 143	\$ ¢	4	- 1	- ว	\$ \$	- 1	\$ ¢	- 0
\$50,001- \$500,000 \$50,001- \$500,000	139	201	\$ \$	4	1	2	\$ \$	4	\$ \$	8
	-						\$ \$	10		
\$500,001- \$1,000,000	335	345	\$	10	1	2			\$	20
\$1,000,001- \$5,000,000	502	517	\$	15	-	-	\$	-	\$	-
\$5,000,001- \$10,000,000	668	688	\$	20	-	-	\$	-	\$	-
> \$10,000,000	836	861	\$	25	-	-	\$	-	\$	-
Distributor: Annual Gross Sales										
\$0-\$5,000	139	143	\$	4	1	2	\$	4	\$	8
\$5,001-\$50,000	139	143	\$	4	-	-	\$	-	\$	-
\$50,001- \$500,000	195	201	\$	6	-	-	\$	-	\$	-
\$500,001-\$1,000,000	335	345	\$	10	3	6	\$	30	\$	60
\$1,000,001-\$5,000,000	502	517	\$	15	2	4	\$	30	\$	60
\$5,000,001-\$10,000,000	668	688	\$	20	2	4	\$	40	\$	80
> \$10,000,000	836	861	\$	25	10	20	\$	250	\$	500
Grade A Nonprocessing Distributor:		ss Sales	1				1			
\$0-\$5,000	139	143	\$	4	1	2	\$	4	\$	8
\$5,001- \$50,000	139	143	\$	4	-	-	\$	-	\$	-
\$50,001- \$500,000	195	201	\$	6	2	4	\$	12	\$	24
\$500,001- \$1,000,000	335	345	\$	10	-	-	\$	-	\$	-
\$1,000,001- \$5,000,000	502	517	\$	15	1	2	\$	15	\$	30
\$5,000,001- \$10,000,000	668	688	\$	20	-	-	\$	-	\$	-
> \$10,000,000	836	861	\$	25	5	10	\$	125	\$	250
Producer: Annual Gross Sales										
\$0-\$5,000	139	143	\$	4	7	14	\$	28	\$	56
\$5,001- \$50,000	139	143	\$	4	8	16	\$	32	\$	64
\$50,001- \$500,000	195	201	\$	6	55	110	\$	330	\$	660
\$500,001- \$1,000,000	335	345	\$	10	43	86	\$	430	\$	860
\$1,000,001- \$5,000,000	502	517	\$	15	89	178	\$	1,335	\$	2,670
\$5,000,001- \$10,000,000	668	688	\$	20	9	18	\$	180	\$	360
> \$10,000,000	836	861	\$	25	13	26	\$	325	\$	650
Total Revenue Increase							\$	4,259	\$	8,518