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To: Senate Committee on Natural Resources and Wildfire Recovery; [others]

Re: [HB 3163]...*I support The Oregon Hunter's Association but, I have a few questions.*

How do you answer the following questions:

*How can Oregon bar a nonresident property owner; who pays taxes to the government of Oregon-who in turns Funds Oregon's Fish and Wildlife Commission, deny residency for the purpose of, ... purchasing licenses, tags, or permits..." on the basis the nonresident property owner(s) do not live or partially reside in Oregon?

When one reviews the "Taking clause" referenced and incorporated into the 5th Amendment to our sacred Constitution of the United States of America (CUSA) serious issues arise.

*If the nonresident property owner in the State of Oregon pays property taxes to fund the government of Oregon; how can the nonresident property owner be denied the equal opportunity to "purchase licenses, tags and permits" at Oregon resident rates?

The aforementioned appears to violate the "Taking clause of the aforementioned 5th Amendment of the CUSA."

No-where in the 5th Amendment "Taking clause" is a "residency requirement singling out Oregon for special consideration." Here, the government prejudicially "Takes revenue" from the nonresident taxpayer who has already paid taxes to support the government of Oregon but, is denied equal treatment under the law.

*Further, if the 5th Amendment is argued, what about the 14th Amendment pertaining to "...equal treatment under the law..." as applied to all property owners in the State of Oregon?

*Who is going to monitor the residency of property owners from any state to the State of Oregon?

*As remedy, should the State of Oregon compensate, via a property tax rebate-the amount of monies represented as the, "Nonresident's higher rate minus the resident's lower rate (for the purchases of licenses, tags and permits)?"

In the case of a "(property owner/property-taxpayer) nonresident," who has multiple properties throughout the world and the USA, comes to Oregon to hunt Deer on his/her property.

*Why should the "(property owner/property-taxpayer) nonresident, "pay a higher rate to, "purchase licenses, tags and permits" than the resident of Oregon?

[HB 3163] becomes a de facto; "Transient Hunter's Tax."

The same argument could be applied to any "nonresident property owner-property taxpayer" who, purchases *any*; licenses, tags and permits.

Treat all resident and (nonresident property owners/property taxpayers) "equally under the law."

Respectfully submitted

/s/ David S. Wall

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