

RESOLUTION

Imposition of Construction Excise Tax

WHEREAS, the District has a critical need to build new facilities and improve existing school facilities; and

WHEREAS, the Oregon Legislative Assembly passed Senate Bill 1036, authorizing school districts to impose construction excise taxes to fund capital improvements to school facilities; and

WHEREAS, pursuant to Section 5 of Senate Bill 1036 (2007), the District has entered into an intergovernmental agreement with [local government, local service district or special government body collecting the tax]; and

WHEREAS, pursuant to Section 5 of Senate Bill 1036 (2007), this intergovernmental agreement establishes: (a) collection duties and responsibilities; (b) the [specific school district] account into which construction tax revenues are to be deposited and the frequency of such deposits; and (c) the amount of the administrative fee of [less than 1%] that the entity collecting the tax may retain to recoup its expenses in collecting the tax.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The rates of tax, imposed only on improvements to real property that result in a new structure or additional square footage in an existing structure, with the exemptions outlined in Senate Bill 1036, are:
 - (a) [Amount not exceeding \$1 per square foot] on structures or portions of structures intended for residential use, including but not limited to single-unit or multiple-unit housing; and
 - (b) [Amount not exceeding \$0.50 per square foot] on structures or portions of structures intended for nonresidential use, not including multiple-unit housing of any kind.
2. In addition, a construction tax imposed on structures intended for nonresidential use will not exceed \$25,000 per building permit or \$25,000 per structure, whichever is less.
3. For years beginning on or after June 30, 2009, the tax rates stated in this resolution shall be adjusted for changes in construction costs. The Oregon Department of Revenue will determine the adjusted rate limitations and report to the District.
4. The construction excise tax shall be assessed and collected pursuant to the provisions of Senate Bill 1036 (2007).
5. This resolution takes effect on [insert effective date - Cannot be prior to September 27, 2007].

Adopted this [DAY] day of [MONTH], [YEAR].

Submitted by: Sample School District School Board