

## SENATE AMENDMENTS TO A-ENGROSSED HOUSE BILL 2592

By COMMITTEE ON FINANCE AND REVENUE

June 24

- 1 On page 1 of the printed A-engrossed bill, line 11, delete the first “or” and insert “and”.  
2 In line 17, delete “by an out-of-state transferor”.  
3 On page 2, line 3, delete “an out-of-state” and insert “a”.  
4 In line 8, after “(3)” insert “(a)”.  
5 In line 9, after “if” insert “the authorized agent obtains a written affirmation executed by the  
6 transferor on a form prescribed by the Department of Revenue certifying under penalty of perjury  
7 that”.  
8 In line 10, delete “(a)” and insert “(A)”.  
9 In line 11, delete “(b)” and insert “(B)” and delete “acquires” and insert “is acquiring”.  
10 In line 12, delete “(c)” and insert “(C)” and after the first “The” delete the rest of the line and  
11 line 13.  
12 In line 15, delete “(A)” and insert “(i)”.  
13 In line 16, delete “(B)” and insert “(ii)”.  
14 In line 17, delete “(C)” and insert “(iii)”.  
15 After line 20, insert:  
16 “(b) If withholding is not retained and remitted to the department pursuant to this section, the  
17 authorized agent shall retain the written affirmation described in this subsection for six years from  
18 the date of the closing of the conveyance transaction and shall present the written affirmation to  
19 the department immediately upon request in writing from the department.”.  
20 Delete lines 27 through 32 and insert:  
21 “(5)(a) Amounts withheld pursuant to this section are held in trust for the State of Oregon and  
22 shall be paid to the department in the time and manner prescribed by the department by rule.  
23 “(b) If an authorized agent fails to remit an amount withheld or required to be withheld by the  
24 agent under this section by the time remittance is required, the department may enforce collection  
25 in the same manner as the department enforces the collection of amounts withheld by employers  
26 under ORS 316.162 to 316.221.  
27 “(c) Notwithstanding paragraph (b) of this subsection, the department may not proceed with  
28 collection actions against the authorized agent if the authorized agent:  
29 “(A) Presents the department with the written affirmation described in subsection (3) of this  
30 section; and  
31 “(B) Demonstrates to the department that the authorized agent obtained the written affirmation  
32 prior to disbursement of funds due the transferor resulting from the conveyance.”.  
33 Delete lines 35 through 45.  
34 On page 3, delete lines 1 through 20.  
35 In line 21, delete “16” and insert “6”.

1 In line 26, delete "17" and insert "7".

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