

# House Bill 3036

Sponsored by Representative WHISNANT; Representatives BARKER, COWAN, ESQUIVEL, GARRARD, GILLIAM, HANNA, KOMP, KRIEGER, KRUMMEL, P SMITH, THATCHER

## 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 **as introduced**.

Creates subtraction from federal taxable income for value of recreational activity that is donated to charitable or nonprofit entity by taxpayer in trade or business of providing recreational activities to customers.

Applies to tax years beginning on or after January 1, 2008.

## A BILL FOR AN ACT

Relating to subtractions from taxable income for donated recreational activity.

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

**SECTION 1. Section 2 of this 2007 Act is added to and made a part of ORS chapter 316.**

**SECTION 2. (1) To the extent not already taken into account as a deduction in determining federal taxable income for Oregon tax purposes, a taxpayer engaged in the trade or business of providing recreational activities to customers for consideration may subtract from federal taxable income the value of a recreational activity that is:**

- (a) Part of the taxpayer's trade or business;**
- (b) Donated to a charitable or nonprofit entity; and**
- (c) Used in the tax year for which the subtraction is claimed.**

**(2) The Department of Revenue shall by rule define "recreational activity" for purposes of this section.**

**SECTION 3. Section 2 of this 2007 Act applies to tax years beginning on or after January 1, 2008.**

**SECTION 4. Section 5 of this 2007 Act is added to and made a part of ORS chapter 317.**

**SECTION 5. (1) To the extent not already taken into account as a deduction in determining federal taxable income for Oregon tax purposes, a taxpayer engaged in the trade or business of providing recreational activities to customers for consideration may subtract from federal taxable income the value of a recreational activity that is:**

- (a) Part of the taxpayer's trade or business;**
- (b) Donated to a charitable or nonprofit entity; and**
- (c) Used in the tax year for which the subtraction is claimed.**

**(2) The Department of Revenue shall by rule define "recreational activity" for purposes of this section.**

**SECTION 6. Section 5 of this 2007 Act applies to tax years beginning on or after January 1, 2008.**

**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.