

House Bill 2912

Sponsored by COMMITTEE ON REVENUE

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**.

Exempts from taxation property leased to United States in connection with electric transmission in Pacific Northwest.

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

Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

1
2 Relating to taxation of the property of the United States; creating new provisions; amending ORS
3 307.040; and prescribing an effective date.

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

5 **SECTION 1.** ORS 307.040 is amended to read:

6 307.040. (1) **As used in this section, "United States" means the federal government or an**
7 **agency or instrumentality of the federal government.**

8 (2) Except as provided in ORS 307.050, 307.060, 307.070 and 307.080, all property of the United
9 States[, *its agencies or instrumentalities,*] is exempt from taxation to the extent that taxation thereof
10 is forbidden by law.

11 (3) **For purposes of this section, property, the title to which is held by a nongovernmental**
12 **entity, is property of the United States if:**

13 (a) **The property is used in furtherance of a statutory responsibility of the United States**
14 **with respect to a high-voltage electric transmission system that the United States owns and**
15 **operates within the Pacific Northwest;**

16 (b) **The property is constructed on or affixed to real property interests of the United**
17 **States; and**

18 (c) **The United States has the option upon expiration of the lease either to purchase the**
19 **property or renew the lease for a nominal price, and, in the event it does not exercise the**
20 **option, the United States is obligated to remove the property from the site.**

21 **SECTION 2.** The amendments to ORS 307.040 by section 1 of this 2009 Act apply to tax
22 years beginning on or after July 1, 2008.

23 **SECTION 3.** This 2009 Act takes effect on the 91st day after the date on which the reg-
24 ular session of the Seventy-fifth Legislative Assembly adjourns sine die.

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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.