

House Joint Resolution 20

Sponsored by Representative ESQUIVEL; Representatives GARRARD, GILMAN, HUFFMAN, KENNEMER, G SMITH, SPRENGER, WHISNANT

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**.

Proposes amendment to Oregon Constitution to require Legislative Assembly to reauthorize tax credits for not more than six years at every regular session. Provides that tax credits that are not reauthorized not be taken into account in computing tax for succeeding tax reporting periods.

Refers proposed amendment to people for their approval or rejection at next regular general election.

JOINT RESOLUTION

Be It Resolved by the Legislative Assembly of the State of Oregon:

PARAGRAPH 1. The Constitution of the State of Oregon is amended by creating a new section 34 to be added to and made a part of Article IV, such section to read:

SECTION 34. (1) During each regular session of the Legislative Assembly, beginning with the Seventy-sixth Legislative Assembly, the Legislative Assembly shall review one-third of all income tax credits allowed under state law as of January 2011 and shall continue until all credits have been reviewed. Income tax credits shall be reviewed in the order in which they are enacted by the Legislative Assembly and must be reauthorized by affirmative vote of a majority of members of each house of the Legislative Assembly. Any tax credit that is reauthorized shall remain law no more than six years.

(2) If the Legislative Assembly fails to reauthorize a tax credit, the taxes for each succeeding tax reporting period that begins after the close of the regular session of the Legislative Assembly shall be determined without taking into account the tax credit, until the tax credit is subsequently reauthorized by the Legislative Assembly.

(3) Subsections (1) and (2) of this section do not apply to any tax expenditure that is required by the Constitution of the United States.

PARAGRAPH 2. The amendment proposed by this resolution shall be submitted to the people for their approval or rejection at the next regular general election held throughout this state.

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.