

Senate Bill 823

Sponsored by Senator BOQUIST

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**.

Extends time during which certain less restrictive qualifications apply to counties in which businesses seek development income tax exemption. Applies to preliminary certifications issued under Oregon Investment Advantage Act on or after January 1, 2011, and annual certifications issued under that Act that are associated with preliminary certifications issued on or after January 1, 2011. Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

1
2 Relating to business development income tax exemptions; creating new provisions; amending section
3 3, chapter 595, Oregon Laws 2005; and prescribing an effective date.

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

5 **SECTION 1.** Section 3, chapter 595, Oregon Laws 2005, as amended by section 79, chapter 843,
6 Oregon Laws 2007, is amended to read:

7 **Sec. 3.** Notwithstanding ORS 285C.500 (5), for purposes of preliminary certifications issued un-
8 der ORS 285C.503 on or after January 1, 2006, and before January 1, [2011] **2013**, and annual cer-
9 tifications issued under ORS 285C.506 that are associated with preliminary certifications issued
10 under ORS 285C.503 on or after January 1, 2006, and before January 1, [2011] **2013**[:],

11 [(1)] "qualified location" means any area that is:

12 [(a)] (1) Within the urban growth boundary of a city that has 15,000 or fewer residents or is land
13 zoned for industrial use; and

14 [(b)] (2) Located in a county that, during either of the two years preceding the date an appli-
15 cation for preliminary certification is filed under ORS 285C.503 and this section, had:

16 [(A)] (a) A county unemployment rate that was in the highest third of county unemployment
17 rates in this state; or

18 [(B)] (b) A county per capita personal income that was in the lowest third of county per capita
19 personal incomes in this state.

20 [(2) *The minimum annual compensation requirements of ORS 285C.503 (5)(d) do not apply.*]

21 [(3) *In lieu of the requirements of ORS 285C.506 (5), the Economic and Community Development*
22 *Department shall approve an application for annual certification if the business firm satisfies the re-*
23 *quirements of ORS 285C.506 (5)(a) and (6)(c) and the business firm satisfies the employment require-*
24 *ments of ORS 285C.503 (5)(c).]*

25 **SECTION 2.** The amendments to section 3, chapter 595, Oregon Laws 2005, by section 1
26 of this 2009 Act apply to preliminary certifications issued under ORS 285C.503 on or after
27 January 1, 2011, and to annual certifications issued under ORS 285C.506 that are associated
28 with the preliminary certifications issued under ORS 285C.503 on or after January 1, 2011.

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

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.

