

# House Bill 3693

Sponsored by Representative G SMITH; Representatives BENTZ, BOONE, CAMERON, ESQUIVEL, FREEMAN, GARRARD, HICKS, HUFFMAN, JENSON, PARRISH, SCHAUFLEER, Senators JOHNSON, NELSON, STARR

## 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 applications for preliminary certification under Oregon Investment Advantage Act filed on or after July 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, is amended to read:

6 **Sec. 3.** Notwithstanding ORS 285C.500 (5), for purposes of preliminary certifications issued un-  
7 der ORS 285C.503 on or after January 1, 2006, [*and before January 1, 2011*] **based on applications**  
8 **for preliminary certification filed before July 1, 2016**, and annual certifications issued under ORS  
9 285C.506 that are associated with preliminary certifications issued under ORS 285C.503 on or after  
10 January 1, 2006, [*and before January 1, 2011*.:] **based on applications for preliminary certification**  
11 **filed before July 1, 2016**,

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

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

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

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

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

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

22 [(3) *In lieu of the requirements of ORS 285C.506 (5), the Oregon Business Development Department*  
23 *shall approve an application for annual certification if the business firm satisfies the requirements of*  
24 *ORS 285C.506 (5)(a) and (6)(c) and the business firm satisfies the employment requirements of ORS*  
25 *285C.503 (5)(c).*]

26 **SECTION 2.** The amendments to section 3, chapter 595, Oregon Laws 2005, by section 1  
27 of this 2011 Act apply to applications for preliminary certification filed under ORS 285C.503  
28 on or after July 1, 2011.

29 **SECTION 3.** This 2011 Act takes effect on the 91st day after the date on which the 2011  
30 regular session of the Seventy-sixth 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.

