

HB 3543-2
(LC 3640)
4/8/11 (TR/ps)

**PROPOSED AMENDMENTS TO
HOUSE BILL 3543**

1 On page 1 of the printed bill, line 2, after "291.349" insert ", 291.351".

2 In line 3, delete "291.351 and".

3 In line 30, delete the boldfaced material.

4 On page 2, lines 8 through 10, delete the boldfaced material and insert
5 "there shall be credited to personal income taxpayers an amount equal to the
6 total amount of that excess, reduced by the cost certified by the Department
7 of Revenue under ORS 291.351 as being allocable to credits described under
8 this subsection. The excess amount to be credited shall be credited to per-
9 sonal income taxpayers in a percentage amount of prior year personal income
10 tax liability as determined under subsection (5) of this section."

11 On page 4, after line 41, insert:

12 "**SECTION 3.** ORS 291.351 is amended to read:

13 "291.351. If, based on the report made under ORS 291.349 (2), [*refund will*
14 *be made*] **an amount will be credited** under ORS 291.349 (4), the Depart-
15 ment of Revenue shall certify the costs that are incurred in calculating and
16 [*making the refunds*] **administering the credits** under ORS 291.349 (4). **The**
17 **amount of the costs certified by the department under this section**
18 **may not exceed \$250,000.** Costs shall be certified by the department within
19 15 days of the date the report under ORS 291.349 (2) is made. As used in this
20 section, 'costs' means and is limited to those costs that, absent the require-
21 ment of [*making a refund*] **providing credits** under ORS 291.349 (4), would
22 not be incurred by the department."

1 In line 42, delete "3" and insert "4".

2 Delete line 45 and insert:

3 **"SECTION 5. ORS 291.353 is repealed."**

4 On page 5, line 1, delete "5" and insert "6".

5 Delete lines 3 through 5 and insert:

6 **"SECTION 7. The amendments to ORS 291.349, 291.351 and 305.792**
7 **by sections 1 to 3 of this 2011 Act and the repeal of ORS 291.353 by**
8 **section 5 of this 2011 Act apply to biennia beginning on or after July**
9 **1, 2011."**

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