

77TH OREGON LEGISLATIVE ASSEMBLY
2013 REGULAR SESSION
STAFF MEASURE SUMMARY
SENATE FINANCE AND REVENUE COMMITTEE

MEASURE: SB 307 A
CARRIER: Sen. Burdick

REVENUE: No Revenue Impact

FISCAL: No Fiscal Impact

Action: Do Pass with Amendments and requesting subsequent referral to Ways and Means be Rescinded. (Printed A-Eng.)

Vote: 5-0-0

Yeas: Ferrioli, George, Hass, Rosenbaum, Burdick

Nays: 0

Exc.: 0

Prepared By: Chris Allanach, Economist

Meeting Dates: 4/22; 5/1

WHAT THE BILL DOES: Clarifies existing law by repealing the Multistate Tax Compact in its entirety and reinstating the compact without Articles III and IV, which pertain to income subject to apportionment. The bill takes effect on the 91st day following adjournment sine die. The adoption of the new tax compact is operative on the day following the effective date of the Act.

ISSUES DISCUSSED:

- Recent court actions
- Legislative intent of existing law

EFFECT OF COMMITTEE AMENDMENTS: Replaces bill

BACKGROUND: Oregon initially adopted the Multistate Tax Compact in 1967 (ORS 305.655). As stated within the compact, the intent is to facilitate the proper identification of state and local tax liability for corporations doing business in more than one state. The purpose also includes the promotion of tax uniformity, compatibility, convenience, and compliance across the states. In 1991, Oregon moved away from the equally-weighted three factor formula and adopted the double-weighted sales factor. In 1993, the Legislature enacted ORS 314.606 to address any apparent contradiction between the Compact and ORS 314.650. Subsequent changes to the apportionment formula were a move to the 80 percent sales factor in 2003 and the adoption of the 100 percent sales factor in 2005.

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