

REVENUE: Revenue statement issued

FISCAL: Fiscal statement issued

Action: Do Pass with Amendments to the B-Engrossed Measure. (Printed C-Engrossed)

Vote: 4 - 1 - 0

Yeas: Beyer, Burdick, Starr, Rosenbaum

Nays: Ferrioli

Exc.: 0

Prepared By: Patrick Brennan, Administrator

Meeting Dates: 7/2

WHAT THE MEASURE DOES: Specifies that, in addition to any other penalty provided by law, persons who fail to file or file an incomplete or incorrect return as required under ORS 314.360 or 316.202 are subject to penalty of \$50 per return, up to maximum of \$2,500. Specifies that, in addition to any other penalty provided by law, persons who knowingly fail to file or knowingly file an incomplete or incorrect return as required under ORS 314.360 or 316.202 are subject to penalty of \$250 per return, up to maximum of \$25,000. Applies to payments made in tax years beginning on or after January 1, 2013. Takes effect on 91st day following adjournment sine die.

ISSUES DISCUSSED:

- Provisions of amendment
- Supported by construction industry

EFFECT OF COMMITTEE AMENDMENT: Replaces original measure.

BACKGROUND: Under current law, all employers are required to submit copies of W-2 forms and certain information returns (the 1099-MISC, 1099-G, 1099-R, and W2-G forms) to the Department of Revenue for payments made to all business other than C-corporations.

Current law does not contain any penalties for failure to file the required forms. House Bill 2464-C specifies that persons failing to file required returns, or filing incorrect or incomplete returns, are subject to a \$50 penalty for each such return, up to a maximum of \$2,500. In cases where the person knowingly fails to file a return, who files a return while knowingly omitting required information, or who knowingly provides false information on their return is subject to a penalty of \$250 per occurrence, up to a maximum of \$25,000.

7/3/2013 4:00:00 PM

This summary has not been adopted or officially endorsed by action of the committee.