

**PROPOSED AMENDMENTS TO
HOUSE BILL 4004**

1 On page 1 of the printed bill, line 2, after “316.693,” insert “316.749,” and
2 after “323.455” insert “and section 7, chapter 5, Oregon Laws 2013 (special
3 session)”.

4 On page 2, line 38, after “corporation” insert “on or after January 1,
5 2013”.

6 In line 40, before the period insert “made on or after January 1, 2013, if
7 the tax in paragraph (a) of this subsection is imposed on the commission”.

8 After line 42, insert:

9 **“SECTION 3. ORS 316.749 is amended to read:**

10 “316.749. (1) In addition to the other modifications to federal taxable in-
11 come contained in this chapter, there shall be subtracted from federal taxa-
12 ble income the amount of any dividend received by the taxpayer **on or after**
13 **January 1, 2013**, from a domestic international sales corporation **formed**
14 **on or before January 1, 2014, and subject to the tax imposed under ORS**
15 **317.283 (2)(a).**

16 “(2) As used in this section, ‘domestic international sales corporation’
17 means a domestic international sales corporation as defined in section 992
18 of the Internal Revenue Code.

19 **“SECTION 4. Section 7, chapter 5, Oregon Laws 2013 (special session),**
20 **is amended to read:**

21 **“Sec. 7. (1) [*Sections 4 and 6c of this 2013 special session Act*] **ORS****
22 **316.693** and the amendments to ORS 316.085, 316.695, 317.061[, 317.283] and

1 317.635 by sections 1, 2, 5[,] **and 6** [*and 6a of this 2013 special session Act*],
2 **chapter 5, Oregon Laws 2013 (special session)**, apply to tax years begin-
3 ning on or after January 1, 2013.

4 “(2) The amendments to ORS 315.266 by section 6d [*of this 2013 special*
5 *session Act*], **chapter 5, Oregon Laws 2013 (special session)**, apply to tax
6 years beginning on or after January 1, 2014.”.

7 In line 43, delete “3” and insert “5”.

8 On page 3, line 33, delete “4” and insert “6”.

9 After line 34, insert:

10 “(a) ‘Material participation’ has the meaning given that term in section
11 469 of the Internal Revenue Code.”.

12 In line 35, delete “(a)” and insert “(b)” and before “other” insert “from
13 Oregon sources,”.

14 In line 38, delete “(b)” and insert “(c)”.

15 Delete line 43 and insert “taxed at:

16 “(a) The rate applicable under ORS 316.037; or

17 “(b) At the election of the taxpayer, a rate of:”.

18 In line 44, delete “(a)(A)” and insert “(A)”.

19 On page 4, line 6, delete “; or” and insert a period.

20 Delete line 7.

21 In line 38, delete the first “5” and insert “7”.

22 In line 40, delete “6” and insert “8”.

23
