

Senate Bill 796

Sponsored by Senators OLSEN, COURTNEY, Representative BARTON; Senator BAERTSCHIGER JR

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**.

Creates income tax credit for adopting dogs and cats from animal rescue entities. Applies to tax years beginning on or after January 1, 2015.

Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

1
2 Relating to a tax credit for animal adoption; and prescribing an effective date.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. Section 2 of this 2015 Act is added to and made a part of ORS chapter 315.**

5 **SECTION 2. (1) A credit against taxes that are otherwise due under ORS chapter 316**
6 **shall be allowed to a taxpayer who completes a qualified animal adoption. The credit allowed**
7 **shall be the lesser of \$100 and the amount of qualified adoption expenses paid by the tax-**
8 **payer.**

9 **(2) As used in this section:**

10 **(a) "Qualified adoption expenses" means the costs of adoption fees, vaccinations,**
11 **veterinary screening, spaying or neutering, microchip implantation, and collaring or other**
12 **identification, when paid in connection with a qualified animal adoption.**

13 **(b) "Qualified animal adoption" means the adoption, purchase or other transfer of one**
14 **dog or one cat from an animal rescue entity as defined in ORS 609.415.**

15 **(3) An individual taxpayer may claim the credit allowed in this section for a maximum**
16 **of one qualified animal adoption per tax year. Spouses filing jointly may claim the credit al-**
17 **lowed in this section for a maximum of two qualified animal adoptions per tax year.**

18 **(4) For each tax year for which a credit is claimed under this section, the taxpayer shall**
19 **maintain records sufficient to prove the taxpayer's eligibility for the credit allowed under**
20 **this section. A taxpayer shall maintain the records required under this subsection for at**
21 **least three years.**

22 **(5) The amount of the credit available under this section may not exceed the tax liability**
23 **of the taxpayer under ORS chapter 316 for the tax year.**

24 **(6) A nonresident shall be allowed the credit under this section. The credit shall be**
25 **computed in the same manner and be subject to the same limitations as the credit granted**
26 **to a resident. However, the credit shall be prorated using the proportion provided in ORS**
27 **316.117.**

28 **(7) If a change in the taxable year of the taxpayer occurs as described in ORS 314.085,**
29 **or if the Department of Revenue terminates the taxpayer's taxable year under ORS 314.440,**
30 **the credit allowed by this section shall be prorated or computed in a manner consistent with**
31 **ORS 314.085.**

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.

1 **(8) If a change in the status of a taxpayer from resident to nonresident or from nonres-**
2 **ident to resident occurs, the credit allowed by this section shall be determined in a manner**
3 **consistent with ORS 316.117.**

4 **SECTION 3.** **Section 2 of this 2015 Act applies to tax years beginning on or after January**
5 **1, 2015.**

6 **SECTION 4.** **This 2015 Act takes effect on the 91st day after the date on which the 2015**
7 **regular session of the Seventy-eighth Legislative Assembly adjourns sine die.**

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