

# House Bill 2878

Sponsored by COMMITTEE ON REVENUE

## 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**.

Imposes additional tax on qualified dividend income treated as net capital gain and taxed at lower rate on personal income taxpayer's federal return.

Applies to tax years beginning on or after January 1, 2018.

Takes effect on 91st day following adjournment sine die.

## A BILL FOR AN ACT

1  
2 Relating to tax treatment of dividends; prescribing an effective date; and providing for revenue  
3 raising that requires approval by a three-fifths majority.

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

5 **SECTION 1. Section 2 of this 2017 Act is added to and made a part of ORS chapter 316.**

6 **SECTION 2. Notwithstanding ORS 316.037, any amount of income that on the taxpayer's**  
7 **federal return is treated as net capital gain and taxed as a qualified dividend as provided in**  
8 **section 1(h)(1) of the Internal Revenue Code shall be subject to an additional tax under this**  
9 **chapter. The rate of additional tax shall be the rate that would be imposed on ordinary in-**  
10 **come minus the rate imposed on dividend income as provided in section 1(h)(1) of the Inter-**  
11 **nal Revenue Code.**

12 **SECTION 3. Section 2 of this 2017 Act applies to tax years beginning on or after January**  
13 **1, 2018.**

14 **SECTION 4. This 2017 Act takes effect on the 91st day after the date on which the 2017**  
15 **regular session of the Seventy-ninth Legislative Assembly adjourns sine die.**

16  

---

  
**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.