

Requested by Representative HOLVEY

**PROPOSED AMENDMENTS TO
A-ENGROSSED HOUSE BILL 2191**

1 On page 2 of the printed A-engrossed bill, delete lines 33 through 38 and
2 insert:

3 “(3)(a) The Director of the Department of Revenue may recommend to the
4 Secretary of State that the Secretary of State administratively dissolve a
5 corporation for a failure to comply with the tax laws of the state, but the
6 director may not recommend administrative dissolution if the director has
7 allowed an appeal of the corporation’s tax liability or another action of the
8 Department of Revenue related to the corporation’s failure to comply with
9 the tax laws of the state or if an appeal is pending. If the Secretary of State
10 agrees with the director, the Secretary of State may dissolve the corporation
11 under ORS 60.651.

12 “(b) The Secretary of State, in consultation with the department, may
13 specify what constitutes a failure to comply with the tax laws of the state
14 for the purposes set forth in paragraph (a) of this subsection.”.

15 On page 3, line 1, delete the second “or”.

16 In line 2, delete the period and insert “; or

17 “(d) The Department of Revenue recommends a reinstatement.”.

18 On page 4, delete lines 4 through 9 and insert:

19 “(3)(a) The Director of the Department of Revenue may recommend to the
20 Secretary of State that the Secretary of State administratively dissolve a
21 limited liability company for a failure to comply with the tax laws of the

1 state, but the director may not recommend administrative dissolution if the
2 director has allowed an appeal of the limited liability company's tax liability
3 or another action of the Department of Revenue related to the limited li-
4 ability company's failure to comply with the tax laws of the state or if an
5 appeal is pending. If the Secretary of State agrees with the director, the
6 Secretary of State may dissolve the limited liability company under ORS
7 63.651.

8 “(b) The Secretary of State, in consultation with the department, may
9 specify what constitutes a failure to comply with the tax laws of the state
10 for the purposes set forth in paragraph (a) of this subsection.”.

11 In line 17, delete the second “or”.

12 In line 18, delete the period and insert “; or

13 “(d) The Department of Revenue recommends a reinstatement.”.

14 On page 11, line 27, after “180.760” insert “and may award to the Attorney
15 General reasonable attorney fees and the costs of investigation, preparation
16 and litigation if the Attorney General prevails in the action”.

17 On page 18, line 41, after “180.760” insert “and may award to the Attorney
18 General reasonable attorney fees and the costs of investigation, preparation
19 and litigation if the Attorney General prevails in the action”.

20 On page 28, line 29, delete the first “or” and insert a comma and after
21 “(q)” insert “or (w)”.

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