

Requested by Representative NOSSE

**PROPOSED AMENDMENTS TO
HOUSE BILL 4027**

1 On page 4 of the printed bill, delete lines 34 through 45 and delete pages
2 5 and 6 and insert:

3 **“SECTION 8. (1) Notwithstanding the repeal of ORS 308.677 by sec-**
4 **tion 3 of this 2018 Act and any decision of the Department of Revenue**
5 **to the contrary made before the effective date of this 2018 Act, the**
6 **property of a company described in ORS 308.515 (1) shall be granted the**
7 **exemption under ORS 308.677 (2015 Edition) as provided in this section**
8 **if:**

9 **“(a) The company’s application for a qualified project determination**
10 **was approved by the Public Utility Commission pursuant to ORS**
11 **308.677 (4) (2015 Edition) on or before March 1, 2016; and**

12 **“(b) The company began operating a qualified project on or before**
13 **January 1, 2018.**

14 **“(2)(a) A company seeking an exemption under this section must**
15 **submit a claim to the Department of Revenue within 30 days after the**
16 **effective date of this 2018 Act.**

17 **“(b) The department shall approve a claim that demonstrates that**
18 **the company meets the requirements of subsection (1) of this section.**
19 **To demonstrate that the company is operating a qualified project, it**
20 **is sufficient for the claim to show that the company is providing**
21 **communication services of, at least, approximately one gigabit per**

1 second symmetrical service to at least one residential customer.

2 “(c) If the department approves a company’s claim, the exemption
3 shall be granted for the first property tax year that began or begins
4 after the date on which the company first began operating a qualified
5 project. The exemption may not be granted to the property of the
6 company for any other property tax year.

7 “(d) If the department rejects a claim, the department shall notify
8 the company of the decision.

9 “SECTION 9. Section 8 of this 2018 Act is repealed on January 2,
10 2021.

11 “SECTION 10. This 2018 Act takes effect on the 91st day after the
12 date on which the 2018 regular session of the Seventy-ninth Legislative
13 Assembly adjourns sine die.”.

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