

HB 2053-A5
(LC 422)
6/11/19 (ASD/ps)

Requested by HOUSE COMMITTEE ON REVENUE (at the request of Representative Nancy Nathanson)

**PROPOSED AMENDMENTS TO
A-ENGROSSED HOUSE BILL 2053**

1 On page 1 of the printed corrected A-engrossed bill, line 2, after the first
2 semicolon delete the rest of the line and delete lines 3 through 5 and insert
3 “amending section 5, chapter 112, Oregon Laws 2016; and prescribing an ef-
4 fective date.”.

5 Delete lines 7 through 26 and delete pages 2 through 23 and insert:

6 **“SECTION 1.** Section 5, chapter 112, Oregon Laws 2016, is amended to
7 read:

8 **“Sec. 5.** (1) As used in this section:

9 “(a) ‘Annual average employment of the applicant’ means the average
10 employment of the applicant, calculated over the 12 months preceding the
11 date of the application submitted under section 2, **chapter 112, Oregon**
12 **Laws 2016** [*of this 2016 Act*].

13 “(b) ‘Employment of the applicant’ means the number of employees work-
14 ing for the applicant a majority of their time in eligible operations [*at lo-*
15 *cations in this state*] **at a location for which the applicant has submitted**
16 **an application under section 2, chapter 112, Oregon Laws 2016.**

17 “(c) ‘First-source hiring agreement’ means an agreement between an ap-
18 plicant and a publicly funded job training provider whereby the provider
19 refers qualified candidates to the firm for new jobs and job openings in the
20 firm.

21 “(2) An application for exemption may not be approved under section 2,

1 **chapter 112, Oregon Laws 2016**, [*of this 2016 Act*] unless the applicant and
2 the governing body of the city or county have agreed to, and the applicant
3 has complied with, the conditions of this section.

4 “(3) The applicant must agree to enter into a first-source hiring agreement
5 with the governing body of the city or county for the period of the ex-
6 emption.

7 “(4) [*No later than the date on which the application is submitted*] **As of**
8 **a date certain agreed upon by the applicant and the governing body**
9 **of the city or county, as applicable, but in no event later than the end**
10 **of the first property tax year for which the exemption is granted**, the
11 employment of the applicant may not be less than the greater of:

12 “(a) 110 percent of the annual average employment of the applicant; or

13 “(b) The annual average employment of the applicant plus one employee.

14 “(5)(a) The applicant or another firm under common control may not close
15 or permanently curtail operations in another part of the state that is more
16 than 30 miles from the eligible location. This subsection applies to the
17 transfer of any of the applicant’s operations to an eligible location from an-
18 other part of the state, if the closure or permanent curtailment in the other
19 part of the state decreased the applicant’s employment in the other part of
20 the state.

21 “(b) The applicant or another firm under common control may not close
22 or permanently curtail operations in another part of the state that is 30
23 miles or less from the eligible location unless the employment of the appli-
24 cant at the eligible location and at the other locations from which employees
25 were transferred has been increased to not less than 110 percent of the an-
26 nual average employment of the firm at the eligible location and the other
27 locations from which the employees were transferred.

28 “(6) The governing body of the city or county may establish other rea-
29 sonable conditions related to economic development with respect to the
30 qualified property, including greater employment requirements under this

1 section.

2 “(7) The conditions established under this subsection may be modified at
3 the request of the applicant at any time before the beginning of the first
4 property tax year for which the exemption is granted.

5 “(8) The governing body of the city or county shall establish procedures
6 for monitoring and verifying the compliance of the applicant with the con-
7 ditions imposed under this section and shall require the applicant to agree
8 to the procedures as a condition for granting the exemption.

9 “(9) The conditions established under this subsection shall be set forth in
10 the resolution adopted under section 2 (4), **chapter 112, Oregon Laws 2016,**
11 [*of this 2016 Act*] and shall remain in effect throughout the period for which
12 the exemption is granted.

13 **“SECTION 2. This 2019 Act takes effect on the 91st day after the**
14 **date on which the 2019 regular session of the Eightieth Legislative**
15 **Assembly adjourns sine die.”**

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