House Bill 2234

Sponsored by Representative MANNIX (Presession filed.)

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.

Modifies personal income tax credit allowed for political contributions. Increases maximum limits of credit allowed and provides for adjustment of limits for inflation. Removes income limits for eligibility. Allows credit for contributions to all ballot measure campaigns.

Applies to tax years beginning on or after January 1, 2023, and before January 1, 2026.

Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

Relating to the political contribution tax credit; creating new provisions; amending ORS 316.102 and section 34, chapter 913, Oregon Laws 2009; and prescribing an effective date.

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

SECTION 1. ORS 316.102 is amended to read:

(1) A credit against taxes shall be allowed for voluntary contributions in money made in the taxable year:

(a) To a major political party qualified under ORS 248.006 or to a committee thereof or to a minor political party qualified under ORS 248.008 or to a committee thereof.

(b) To or for the use of a person who is a candidate for nomination or election to a federal, state or local elective office in any primary election, general election or special election in this state. The person must, in the calendar year in which the contribution is made, either be listed on a primary election, general election or special election ballot in this state or have filed in this state one of the following:

(A) A prospective petition;

(B) A declaration of candidacy;

(C) A certificate of nomination; or

(D) A designation of a principal campaign committee.

(c) To a political committee, as defined in ORS 260.005, if the political committee has certified the name of its treasurer to the filing officer, as defined in ORS 260.005, in the manner provided in ORS chapter 260.

(d) To a petition committee, as defined in ORS 260.005, that is organized under ORS 260.118.

(2) The credit allowed by subsection (1) of this section shall be the lesser of:

(a) The total contribution, not to exceed $200 on a joint return or $100 on any other type of return; or

(b) The tax liability of the taxpayer.

(3) A taxpayer may not claim the credit allowed under this section if the taxpayer has federal adjusted gross income in excess of $150,000 on a joint return or $75,000 on any other type of return.

(4) The claim for tax credit shall be substantiated by submission, with the tax return, of

NOTE: Matter in boldfaced type in an amended section is new; matter in italic and bracketed is existing law to be omitted. New sections are in boldfaced type.

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official receipts of the candidate, agent, political party or committee thereof or political committee
to whom contribution was made.

(4)(a) The Department of Revenue shall annually adjust the credit amounts in subsection
(2) of this section according to the cost-of-living adjustment for the calendar year. The de-
partment shall make this adjustment in subsection (2) of this section by multiplying each
amount by the percentage (if any) by which the monthly averaged U.S. City Average Con-
sumer Price Index for the 12 consecutive months ending August 31 of the prior calendar year
exceeds the monthly averaged U.S. City Average Consumer Price Index for the 12 consec-
utive months ending August 31, 2022.

(b) As used in this subsection, “U.S. City Average Consumer Price Index” means the U.S.
City Average Consumer Price Index for All Urban Consumers (All Items) as published by the

SECTION 2. Section 34, chapter 913, Oregon Laws 2009, as amended by section 7, chapter 750,
Oregon Laws 2013, and section 48, chapter 579, Oregon Laws 2019, is amended to read:

Sec. 34. (1) A credit may not be claimed under ORS 316.102 for tax years beginning on or after
January 1, 2026.

(2) The amendments to ORS 316.102 by section 49 (of this 2019 Act), chapter 579, Oregon Laws
2019, apply to tax years beginning on or after January 1, 2020, and before January 1, 2026.

(3) The amendments to ORS 316.102 by section 1 of this 2023 Act apply to tax years be-
ginning on or after January 1, 2023, and before January 1, 2026.

SECTION 3. The Department of Revenue shall first make the annual adjustment required
in ORS 316.102 (4) in calendar year 2024.

SECTION 4. This 2023 Act takes effect on the 91st day after the date on which the 2023
regular session of the Eighty-second Legislative Assembly adjourns sine die.