

House Bill 2797

Sponsored by Representatives HIEB, DIEHL; Representatives LEVY B, MORGAN, OWENS, Senator THATCHER
(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**.

Increases exempt amount and filing threshold for purposes of corporate activity tax.
Applies to tax years beginning on or after January 1, 2024.
Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

1
2 Relating to exempt amount under corporate activity tax; creating new provisions; amending ORS
3 317A.125 and 317A.137; and prescribing an effective date.

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

5 **SECTION 1.** ORS 317A.125 is amended to read:

6 317A.125. (1) The corporate activity tax imposed under ORS 317A.116 for each tax year shall
7 equal \$250 plus the product of the taxpayer's taxable commercial activity in excess of [*\$1 million*]
8 **\$15 million** for the tax year multiplied by 0.57 percent.

9 (2) A tax is not owed under this section if the person's taxable commercial activity does not
10 exceed [*\$1 million*] **\$15 million**.

11 **SECTION 2.** ORS 317A.137, as amended by section 6, chapter 82, Oregon Laws 2022, is amended
12 to read:

13 317A.137. (1) For purposes of the corporate activity tax imposed under ORS 317A.116, every
14 person doing business in this state with commercial activity for the tax year in excess of [*\$1*
15 *million*] **\$15 million** shall file an annual return not later than the 15th day of the fourth month fol-
16 lowing the end of the tax year. The return must be filed with the Department of Revenue in a form
17 prescribed by the department.

18 (2) The corporate activity tax imposed under ORS 317A.116 is due and estimated tax payments
19 for the previous quarter are payable to the department on or before the last day of the 4th, 7th and
20 10th months of the tax year and of the first month immediately following the end of the tax year.

21 (3) The department may by rule extend the time for making any return for good cause. If the
22 time for filing a return is extended at the request of a taxpayer, interest on any unpaid tax at the
23 rate established under ORS 305.220 from the time the return was originally required to be filed to
24 the time of payment, shall be added and paid.

25 **SECTION 3.** The amendments to ORS 317A.125 and 317A.137 by sections 1 and 2 of this
26 2023 Act apply to tax years beginning on or after January 1, 2024.

27 **SECTION 4.** This 2023 Act takes effect on the 91st day after the date on which the 2023
28 regular session of the Eighty-second Legislative Assembly adjourns sine die.
29

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.