

Requested by Senator SOLLMAN

**PROPOSED AMENDMENTS TO
HOUSE BILL 2009**

1 On page 1 of the printed bill, line 3, delete “285C.606,”.

2 In line 4, delete “285C.609, 285C.623, 285C.635, 307.123,” and insert
3 “285C.635,”.

4 On page 3, delete lines 5 through 9 and insert:

5 “(2) If the taxpayer employs, in Oregon, 500 or more employees at the
6 close of the tax year, the amount of credit used in the calculation in sub-
7 section (1) of this section shall be reduced by 50 percent.”.

8 On page 17, delete lines 9 through 45 and delete pages 18 through 21.

9 On page 22, delete lines 1 through 42 and insert:

10 **“SECTION 36.** ORS 285C.635 is amended to read:

11 “285C.635. (1)(a) Upon receipt of information compiled under ORS
12 285C.615, the Oregon Department of Administrative Services shall determine
13 the annual amount of personal income tax revenue attributable to retained
14 jobs and newly created jobs for each eligible project for which an eligible
15 business firm received a property tax exemption under ORS 307.123.

16 “(b) The amount of personal income tax revenue attributable to each eli-
17 gible project under this subsection may not include personal income tax
18 revenue attributable to the estimated incremental income tax revenues gen-
19 erated by an eligible employer in connection with a tax reimbursement ar-
20 rangement or loan agreement that has been entered into under the Oregon
21 Industrial Site Readiness Program established by ORS 285B.627.

1 “(c) In determining the amount of personal income tax revenue attribut-
2 able to each eligible project, the Oregon Department of Administrative Ser-
3 vices may rely on reasonable techniques of estimation, if appropriate.

4 “(2) Not later than May 15 of each fiscal year, the Oregon Department
5 of Administrative Services shall certify to the Department of Revenue, the
6 Legislative Revenue Officer and the Legislative Fiscal Officer the amounts
7 determined under subsection (1) of this section and the amounts described in
8 subsection (3) of this section to be distributed by the Department of Revenue.

9 “(3)(a) Not sooner than July 10 and not later than July 15 of the fiscal
10 year immediately following the fiscal year in which the certification under
11 subsection (2) of this section is made, the Department of Revenue shall dis-
12 tribute to each county in which an eligible project is located an amount
13 equal to the total of:

14 “(A) Twenty percent of the total annual amount of personal income tax
15 revenue attributable to retained jobs for all eligible projects in the county
16 as determined under subsection (1) of this section; and

17 “(B) Fifty percent of the total annual amount of personal income tax
18 revenue attributable to newly created jobs for all eligible projects in the
19 county as determined under subsection (1) of this section.

20 “(b) Notwithstanding paragraph (a) of this subsection, a county may not
21 receive a distribution under this section in an amount greater than [~~\$16~~] **\$20**
22 million for any year.

23 “(c) The county shall distribute the amounts received under paragraphs
24 (a) and (b) of this subsection to the taxing districts in the county in which
25 an eligible project is located in a manner consistent with the distribution
26 of the community services fee under ORS 285C.609 for the project.

27 “(4) The Department of Revenue shall retain unreceipted revenue from the
28 tax imposed under ORS chapter 316 in an amount necessary to make the
29 distributions required under subsection (3) of this section. The department
30 shall make the distributions out of the unreceipted revenue in lieu of paying

1 the revenue over to the State Treasurer for deposit in the General Fund.

2 **“(5)(a) The maximum distribution allowed under subsection (3)(b)**
3 **of this section shall be adjusted each fiscal year by multiplying \$20**
4 **million by the ratio of the increase, if any, in the monthly averaged**
5 **Consumer Price Index for All Urban Consumers, West Region, for the**
6 **12 consecutive months ending December 31 of the prior calendar year**
7 **over the monthly averaged index for the 12 consecutive months ending**
8 **December 31, 2023.**

9 **“(b) As used in this subsection, ‘Consumer Price Index for All Ur-**
10 **ban Consumers, West Region’ means the Consumer Price Index for**
11 **All Urban Consumers, West Region (All Items), as published by the**
12 **Bureau of Labor Statistics of the United States Department of Labor.**

13 **“[(5)] (6) The Oregon Department of Administrative Services shall adopt**
14 **rules necessary to administer this section.**

15 **“SECTION 37. The amendments to ORS 285C.635 by section 36 of**
16 **this 2023 Act apply to fiscal years beginning on or after July 1, 2024.**

17 **“NOTE: Sections 38 through 44 were deleted by amendment. Subsequent**
18 **sections were not renumbered.”.**

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