

# House Bill 2707

Sponsored by COMMITTEE ON REVENUE

## 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**.

Establishes Oregon Rainy Day Fund. Increases amount of estimate of revenues that will be received from corporate income and excise taxes for biennium beginning July 1, 2005. Requires deposit into fund of difference between amount actually collected and amount estimated after close of 2005 regular session.

Declares emergency, effective on passage.

## A BILL FOR AN ACT

Relating to a reserve fund; declaring an emergency; and providing for revenue estimate modification that requires approval by a two-thirds majority.

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

**SECTION 1. (1) The Oregon Rainy Day Fund is established as an account in the General Fund.**

**(2) The Legislative Assembly may appropriate moneys from the Oregon Rainy Day Fund only if:**

**(a) The Legislative Assembly finds one of the following:**

**(A) That the last quarterly economic and revenue forecast for a biennium indicates that moneys available to the General Fund for the next biennium will be at least three percent less than appropriations from the General Fund for the current biennium;**

**(B) That there has been a decline for two or more consecutive quarters in the last 12 months in seasonally adjusted nonfarm payroll employment; or**

**(C) That a quarterly economic and revenue forecast projects that revenues in the General Fund in the current biennium will be at least two percent below what the revenues were projected to be in the revenue forecast on which the legislatively adopted budget for the current biennium was based; or**

**(b) The appropriation is approved by three-fifths of the members serving in each house of the Legislative Assembly and the Governor declares an emergency.**

**SECTION 2. Pursuant to section 14 (6)(a), Article IX of the Oregon Constitution, the Legislative Assembly increases the amount of the estimate of revenues that will be received from corporate income and excise taxes for the biennium beginning July 1, 2005, to \$\_\_\_\_\_.**

**SECTION 3. (1) Except as provided in subsection (2) of this section, any positive difference between the actual amount of revenues collected from corporate income and excise taxpayers for the biennium beginning July 1, 2005, and the estimate made for that biennium pursuant to section 14 (1), Article IX of the Oregon Constitution, shall be deposited in the Oregon Rainy Day Fund established by section 1 of this 2007 Act.**

**(2) If the actual amount of revenues collected from corporate income and excise taxpay-**

**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.

1   ers for the biennium beginning July 1, 2005, exceeds the amount of the estimate made in  
2   section 2 of this 2007 Act by two percent or more:

3       (a) The difference between the actual amount of revenues and the estimate made in  
4   section 2 of this 2007 Act shall be returned to corporate income and excise taxpayers in the  
5   manner provided in ORS 291.349; and

6       (b) The difference between the estimate of revenues made in section 2 of this 2007 Act  
7   and the estimate made for the biennium beginning July 1, 2005, pursuant to section 14 (1),  
8   Article IX of the Oregon Constitution, shall be deposited in the Oregon Rainy Day Fund es-  
9   tablished by section 1 of this 2007 Act.

10       SECTION 4. This 2007 Act being necessary for the immediate preservation of the public  
11   peace, health and safety, an emergency is declared to exist, and this 2007 Act takes effect  
12   on its passage.  
13

---