

Senate Bill 754

Sponsored by Senator ROBLAN, Representative MCKEOWN

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**.

Creates income tax credit for rural nurse faculty members.
Applies to tax years beginning on or after January 1, 2020, and before January 1, 2026.
Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

1
2 Relating to a tax credit for rural nurse faculty members; and prescribing an effective date.

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

4 **SECTION 1. Section 2 of this 2019 Act is added to and made a part of ORS chapter 315.**

5 **SECTION 2. (1) As used in this section:**

6 (a) **"Approved nursing education program" means a registered nurse or licensed practical**
7 **nurse nursing education program accredited by the Oregon State Board of Nursing and ap-**
8 **proved by the Office of Rural Health for the purpose of allowing a credit under this section.**

9 (b) **"Nurse faculty member" means an instructor or administrator who is licensed under**
10 **ORS 678.010 to 678.410 as a registered nurse.**

11 (c) **"Rural area" means a geographic area that is located at least 10 miles from the**
12 **centroid of any community with a population of 40,000 or more.**

13 (2) **A resident or nonresident individual shall be allowed a credit against the taxes that**
14 **are otherwise due under ORS chapter 316 if the Office of Rural Health certifies that the in-**
15 **dividual is employed as a nurse faculty member at an approved nursing education program**
16 **located in a rural area for no less than six months during the tax year.**

17 (3) **The amount of the tax credit allowed under this section shall be \$10,000.**

18 (4) **The tax credit allowed under this section may not exceed the tax liability of the tax-**
19 **payer for the tax year.**

20 (5) **A nonresident shall be allowed the credit under this section. The credit shall be**
21 **computed in the same manner and be subject to the same limitations as the credit granted**
22 **to a resident. However, the credit shall be prorated using the proportion provided in ORS**
23 **316.117.**

24 (6) **If a change in the taxable year of the taxpayer occurs as described in ORS 314.085,**
25 **or if the Department of Revenue terminates the taxpayer's taxable year under ORS 314.440,**
26 **the credit allowed by this section shall be prorated or computed in a manner consistent with**
27 **ORS 314.085.**

28 (7) **If a change in the status of a taxpayer from resident to nonresident or from nonres-**
29 **ident to resident occurs, the credit allowed by this section shall be determined in a manner**
30 **consistent with ORS 316.117.**

31 (8) **Any tax credit otherwise allowable under this section that is not used by the taxpayer**

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 in a particular tax year may be carried forward and offset against the taxpayer’s tax liability
2 for the next succeeding tax year. Any credit remaining unused in the next succeeding tax
3 year may be carried forward and used in the second succeeding tax year, and likewise any
4 credit not used in that second succeeding tax year may be carried forward and used in the
5 third succeeding tax year but may not be carried forward for any tax year thereafter.

6 **SECTION 3.** Section 2 of this 2019 Act applies to tax years beginning on or after January
7 1, 2020, and before January 1, 2026.

8 **SECTION 4.** Section 5 of this 2019 Act is added to and made a part of ORS chapter 442.

9 **SECTION 5.** (1) As used in this section, “approved nursing education program,” “nurse
10 faculty member” and “rural area” have the meaning given those terms in section 2 of this
11 2019 Act.

12 (2) The Office of Rural Health shall:

13 (a) Establish criteria for certifying individuals who are licensed under ORS 678.010 to
14 678.410 as a registered nurse as eligible for the tax credit authorized by section 2 of this 2019
15 Act; and

16 (b) Establish criteria for approving nursing education programs accredited by the Oregon
17 State Board of Nursing and located in a rural area, and approve such programs.

18 (3) Upon application for the tax credit and upon a finding that the applicant is employed
19 as a nurse faculty member at an approved nursing education program located in a rural area
20 for no less than six months during the tax year, the office shall certify the individual as el-
21 igible for the tax credit authorized by section 2 of this 2019 Act.

22 **SECTION 6.** This 2019 Act takes effect on the 91st day after the date on which the 2019
23 regular session of the Eightieth Legislative Assembly adjourns sine die.

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