

SB 5 -2 Amendment

Section	SB 5	SB 5 -2 Amendment
<p align="center">Eligibility/ Tax Credit Base</p>	<p>Federal Definition except: Research in Oregon essential to the semiconductor industry or other advanced manufacturing.</p>	<p align="center"><u>Federal definition except:</u>¹</p> <p>1) “A qualified semiconductor company means a company whose primary business is the research, design, development, fabrication, assembly, test, packaging, or validation of semiconductors, or a company whose primary business is the creation of semiconductor manufacturing equipment, semiconductor core intellectual property, or electronic design automation software primarily intended for use in the semiconductor industry”.</p> <p>2) Legislature to require Business Oregon certify a company is a “qualified semiconductor company” (i.e. similar to New York).</p>
<p align="center">Tax Credit Formula</p>	<p>If Excess R&D <= \$2.5m, 24% * Excess R&D If Excess R&D > \$2.5m, 15% *</p>	<p align="center">25% of Excess R&D</p>
<p align="center">Refundability</p>	<p align="center">75% refundable if < 150 employees</p>	<p align="center"><u>Refundable for the following:</u>² 100%: 499 employees or fewer 50%: 500-1,999 employees 0%: 2,000 employees or more</p>
<p align="center">Taxpayer Maximum</p>	<p align="center">\$9m per taxpayer</p>	<p align="center"><= 150 employees: \$5m cap > 150 employees: \$10m cap</p>
<p align="center">Commercial Activity</p>	<p align="center">Tax credits are not commercial activity</p>	<p align="center">Unnecessary</p>

¹ [Change from workgroup product](#): Definition and Business Oregon certification

² [Change from workgroup product](#): Refundability of some amount for all except those with >2,000 employees