



Open Government Impact Statement

82nd Oregon Legislative Assembly
2023 Regular Session

Measure: HB 2009 - A

Only impacts on Original or Engrossed
Versions are Considered Official

Prepared by: Dexter A. Johnson
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SUMMARY

Establishes refundable income and corporate excise tax credit allowed for qualified research activities and sets increased maximum credit amount. Limits use of credit to semiconductor or other advanced manufacturing industries. Requires taxpayer seeking credit to obtain certification from Oregon Business Development Department. Requires taxpayer seeking credit for tax year beginning in calendar year 2024 to register with department. Directs Legislative Revenue Officer to report to Legislative Assembly on information submitted with registrations. Applies to tax years beginning on or after January 1, 2024, and before January 1, 2030.

Extends sunset date of enterprise zone program. Requires zone sponsor to post on sponsor's website terms of agreements with business firms seeking exemption. Requires department to provide technical assistance upon request to zone sponsors entering into such agreements. Adds long term rural enterprise zone program to those for which report must be posted on Oregon transparency website. Requires department to study transparency of enterprise zone programs and submit report to interim legislative committees related to revenue.

Requires zone sponsor entering into agreement with business firm to notify adjacent local governments of possible increase in use of infrastructure.

Bars enterprise zone participation by business firms significantly engaged in operating retail fulfillment centers.

Coordinates statutes governing termination of enterprise zones.

Requires business firms in strategic investment program to hold job fair. Adds ports to parties required to enter into agreement for designation of strategic investment zone. Sunsets county authority to designate strategic investment zones. Directs department to make negotiation training materials available to parties to agreement required for designation of zone. Raises maximum amount of community services support fee and indexes amount to increase, if any, in consumer price index. Requires approval of agreement by all affected special districts that provide emergency service. Increases minimum total cost of eligible project under strategic investment program and indexes cost to increase, if any, in consumer price index. Requires Legislative Revenue Officer to study strategic investment program and submit report to interim legislative committees related to revenue. Extends sunset date for gain share program.

Provides for school support fee in lieu of property taxes exempted in enterprise zones in amount of forgone taxes multiplied by rate negotiated by zone sponsor and affected school districts.

Takes effect on 91st day following adjournment sine die.



OPEN GOVERNMENT IMPACT

Legislative Counsel has not adopted standards for drafting measures that establish exemptions from disclosure of public records.

This measure exempts from public disclosure information submitted to the Oregon Business Development Department by qualified semiconductor companies seeking to claim the tax credit allowed for increases in qualified research expenses and basic research payments.

If those public records that could be subject to public disclosure were instead subject to mandatory disclosure under public records law, the public could receive trade secrets and other sensitive information related to the semiconductor industry.