

House Bill 2760

Sponsored by Representative SCHARF; Representatives LEVY B, OWENS, WRIGHT (Presession filed.)

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**.

Exempts receipts from sales of prescription drugs by all pharmacies from commercial activity subject to corporate activity tax. Applies to tax years beginning on or after January 1, 2024.
Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

1
2 Relating to exemption of prescription drug sales; creating new provisions; amending section 10,
3 chapter 82, Oregon Laws 2022; and prescribing an effective date.

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

5 **SECTION 1.** Section 10, chapter 82, Oregon Laws 2022, is amended to read:

6 **Sec. 10.** (1) As used in this section[:],

7 [(a) "*Eligible pharmacy*" means a pharmacy that has nine or fewer locations under common own-
8 ership in this state. "*Eligible pharmacy*" does not include a pharmacy that caters primarily to
9 veterinary customers.]

10 [(b)] "pharmacy" has the meaning given that term in ORS 689.005.

11 (2) Notwithstanding ORS 317A.100, amounts received by [*an eligible*] a pharmacy in receipt for
12 the sale of prescription drugs are excluded from the definition of commercial activity and are exempt
13 from the tax imposed under ORS 317A.116.

14 **SECTION 2.** The amendments to section 10, chapter 82, Oregon Laws 2022, by section 1
15 of this 2023 Act apply to tax years beginning on or after January 1, 2024.

16 **SECTION 3.** This 2023 Act takes effect on the 91st day after the date on which the 2023
17 regular session of the Eighty-second Legislative Assembly adjourns sine die.

18

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.