

House Bill 3384

Sponsored by Representative EVANS; Representative DOHERTY

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 unreimbursed expenses of teachers and adjunct instructors.
Applies to tax years beginning on or after January 1, 2015.

A BILL FOR AN ACT

1
2 Relating to a tax credit for educator classroom expenses.

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

4 **SECTION 1. Section 2 of this 2015 Act is added to and made a part of ORS chapter 315.**

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

6 (a) "Eligible educator" means an elementary or secondary school teacher at a public
7 school or an adjunct instructor who teaches at least six credit hours in the tax year at a
8 post-secondary institution.

9 (b) "Eligible expenses" means unreimbursed expenses of the types described in section
10 62(a)(2)(D) of the Internal Revenue Code incurred by an eligible educator.

11 (c) "Eligible institution" means a public university listed in ORS 352.002, the Oregon
12 Health and Science University, a community college operated under ORS chapter 341 or a
13 public educational institution within this state authorized by law to provide a program of
14 education for kindergarten through grade 12.

15 (2) A credit against the taxes otherwise due under ORS chapter 316 shall be allowed for
16 eligible expenses incurred during the tax year. The amount of credit shall equal the lesser
17 of:

18 (a) The amount of eligible expenses; or

19 (b) \$250.

20 (3) The credit allowed under this section in one tax year may not exceed the tax liability
21 of the taxpayer.

22 (4) If a credit allowed under this section is claimed, the amount upon which the credit
23 is based that is allowed or allowable as a deduction from federal taxable income under section
24 62 of the Internal Revenue Code shall be added to federal taxable income in determining
25 Oregon taxable income.

26 (5)(a) A nonresident shall be allowed the credit under this section in the proportion pro-
27 vided in ORS 316.117.

28 (b) 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 (c) If a change in the taxable year of a taxpayer occurs as described in ORS 314.085, or

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 if the Department of Revenue terminates the taxpayer's taxable year under ORS 314.440, the
2 credit allowed under this section shall be prorated or computed in a manner consistent with
3 ORS 314.085.

4 (6) The Department of Education shall establish by rule policies and procedures for cer-
5 tifying taxpayers as eligible for the credits allowed under this section.

6 SECTION 3. Section 2 of this 2015 Act applies to tax years beginning on or after January
7 1, 2015.

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