

# Senate Bill 600

Sponsored by Senator KNOPP (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**.

Establishes personal income tax credit for contributions to charitable organizations. Limits availability of credit based on federal adjusted gross income.

Applies to tax years beginning on or after January 1, 2017.

Takes effect on 91st day following adjournment sine die.

## A BILL FOR AN ACT

1  
2 Relating to a tax credit for contribution to charitable organization; and prescribing an effective  
3 date.

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

5 **SECTION 1. Section 2 of this 2017 Act is added to and made a part of ORS chapter 315.**

6 **SECTION 2. (1) A credit against taxes that are otherwise due under ORS chapter 316**  
7 **shall be allowed for voluntary contributions in money made in the taxable year to charitable**  
8 **organizations. As used in this subsection, "charitable organization" means an organization**  
9 **organized for charitable purposes as defined in ORS 128.801.**

10 **(2) The credit allowed by subsection (1) of this section shall be the lesser of:**

11 **(a) The total contributions, not to exceed \$100 on a joint return or \$50 on any other type**  
12 **of return; or**

13 **(b) The tax liability of the taxpayer.**

14 **(3) A taxpayer may not claim the credit allowed under this section if the taxpayer has**  
15 **federal adjusted gross income in excess of \$200,000 on a joint return or \$100,000 on any other**  
16 **type of return.**

17 **(4) The claim for tax credit shall be substantiated by submission, with the tax return,**  
18 **of official receipts of the organizations to which the contributions were made.**

19 **(5) If a credit allowed under this section is claimed, the amount upon which the credit**  
20 **is based that is allowed or allowable as a deduction from federal taxable income under section**  
21 **170 of the Internal Revenue Code shall be added to federal taxable income in determining**  
22 **Oregon taxable income.**

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

27 **(7) If a change in the taxable year of the taxpayer occurs as described in ORS 314.085,**  
28 **or if the department terminates the taxpayer's taxable year under ORS 314.440, the credit**  
29 **allowed by this section shall be prorated or computed in a manner consistent with ORS**  
30 **314.085.**

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

4       **SECTION 3.** **Section 2 of this 2017 Act applies to tax years beginning on or after January**  
5 **1, 2017.**

6       **SECTION 4.** **This 2017 Act takes effect on the 91st day after the date on which the 2017**  
7 **regular session of the Seventy-ninth Legislative Assembly adjourns sine die.**

8

---