

House Bill 3611

Sponsored by Representative MAURER (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**.

Creates subtraction from federal taxable income for health insurance premium payments made during tax year by individual taxpayer for health benefit coverage of taxpayer, taxpayer's spouse or dependents.

Applies to tax years beginning on or after January 1, 2010.

A BILL FOR AN ACT

1 Relating to subtraction for health insurance premium payments.

2 Whereas Congress enacted the Internal Revenue Code of 1954, which included section 106, al-
3 lowing for the exclusion from taxable income of employer-provided health insurance premium pay-
4 ments; and
5

6 Whereas section 106 of the Internal Revenue Code does not apply to individual health insurance
7 premium payments or self-employed taxpayers; and

8 Whereas obtaining health insurance coverage for all Oregonians is a priority in the State of
9 Oregon; and

10 Whereas the State of Oregon does not provide any incentives for individuals to obtain health
11 insurance; and

12 Whereas the State of Oregon assesses a provider tax on individuals who maintain their own
13 individual health insurance; now, therefore,

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

15 **SECTION 1. Section 2 of this 2010 Act is added to and made a part of ORS chapter 316.**

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

17 **(a) "Health benefit plan" has the meaning given that term in ORS 743.730.**

18 **(b) "Health insurance premium" means an amount that is paid in exchange for provision
19 of benefits, or the promise to provide benefits, under a health benefit plan.**

20 **(2) There shall be added to federal taxable income the amount of any deduction claimed
21 on the federal return of the taxpayer under section 213(a) of the Internal Revenue Code for
22 health insurance premiums paid or accrued by the taxpayer during the tax year.**

23 **(3) There shall be subtracted from federal taxable income the amount of any health in-
24 surance premiums paid or accrued by the taxpayer during the tax year for a health benefit
25 plan in which the taxpayer, the spouse of the taxpayer or a dependent of the taxpayer is a
26 beneficiary.**

27 **(4) A taxpayer claiming a subtraction under this section may not claim a subtraction for
28 the same amount under ORS 316.695 (1)(d)(B).**

29 **SECTION 3. Section 2 of this 2010 Act applies only to health insurance premium pay-
30 ments made or accrued in tax years beginning on or after January 1, 2010.**

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.

