

The table below compares the proposed Metro business income tax administrative rules to the rules for the City of Portland business license tax and Multnomah County business income tax. This is not part of the proposed administrative rules, but is included as a helpful reference document.

BUSINESS TAX ADMINISTRATIVE RULES (BTAR)	City/County BTAR No.	Metro Administrative Rule (AR) No.	Differences / Comments
Diversified Investing Fund Deduction	BTAR 110.07-1A	AR 7.07 - 1010	None
Oregon Modifications	BTAR 110.94-1	AR 7.07 - 1015	Modified example
Doing Business for an Estate	BTAR 200.95-1A	AR 7.07 - 1020	Modified example
Doing Business for a Trust	BTAR 200.95-2A	AR 7.07 - 1025	Change in section (E)
Extension of Time to File Amended Returns Pursuant to the Decision in the Proctor Case	BTAR 280.12-1A		<i>Expired in 2012</i>
Taxable Income after Business Activity has Ceased	BTAR 300.93-1	AR 7.07 - 1030	Metro gross receipts threshold is \$5 million
Exemption from Tax for Individuals and Joint Return Filers	BTAR 400.93-1A		<i>Sole proprietorships are not subject to Metro Business Income Tax</i>
Exemption for Insurance Producers (as Defined in ORS 731.104)	BTAR 400.93-2A	AR 7.07 - 1035	Modified example
Business License Tax Exemption for Real Estate Brokers	BTAR 400.93-3A		<i>Sole proprietorships are not subject to Metro Business Income Tax</i>
Pay Ratio Surtax	BTAR 500.17-1		<i>Applies to City of Portland only</i>
Clean Energy Surcharge (CES) - Utility	BTAR 500.19-1		<i>Applies to City of Portland only</i>
Clean Energy Surcharge (CES) - Qualified Medicine or	BTAR 500.19-2		<i>Applies to City of Portland only</i>
Clean Energy Surcharge (CES) - Qualified Health Care	BTAR 500.19-3		<i>Applies to City of Portland only</i>
Clean Energy Surcharge (CES) - Retail Sale	BTAR 500.19-4		<i>Applies to City of Portland only</i>
Clean Energy Surcharge (CES) - Penalties & Interest	BTAR 500.19-5		<i>Applies to City of Portland only</i>
Clean Energy Surcharge (CES) - Separate Itemization	BTAR 500.19-6		<i>Applies to City of Portland only</i>
Seasonal Businesses and Payment of Estimated Taxes	BTAR 530.93-1A	AR 7.07 - 1040	None
Net Operating Losses	BTAR 600.17-1	AR 7.07 - 1045	None
Partnership Basis Adjustments	BTAR 600.18-1	AR 7.07 - 1050	None
Payments Deemed to be Compensation to Owners	BTAR 600.93-2A		<i>Metro does not limit the deduction for owner</i>
Definition of Owner - Sole Proprietor	BTAR 600.93-3		<i>Sole proprietorships are not subject to Metro Business Income Tax</i>
Self Employment Tax Deduction and Health Care Premium Deduction	BTAR 600.93-4A		<i>Sole proprietorships are not subject to Metro Business Income Tax</i>
Definition of Owner - Partnership	BTAR 600.93-5A		<i>Metro does not limit the deduction for owner</i>
Change of Ownership During the Year and Calculation of the Compensation Allowance Deduction	BTAR 600.93-6A		<i>Metro does not limit the deduction for owner compensation</i>
Patronage Dividends	BTAR 600.93-7		<i>Metro does not limit the deduction for owner</i>
Short Periods Count as Tax Year	BTAR 600.93-8A	AR 7.07 - 1055	Removed reference to limit on deduction for owner compensation
Definition of Controlling Shareholders and Calculation of Number of Controlling Shareholders	BTAR 600.93-9A		<i>Metro does not limit the deduction for owner compensation</i>
Treatment of Currently Taxed Pass-Through Income	BTAR 600.94-1A	AR 7.07 - 1060	Modified example
Partnerships - Partner Level Deduction Election	BTAR 600.94-2A		<i>Deduction may be allowed on personal income tax</i>
Qualified Retirement Plans	BTAR 600.94-3	AR 7.07 - 1065	Modified example
De Minimus Business Activity for Personal Service	BTAR 610.00-1		<i>Metro gross receipts threshold is \$5 million</i>
Apportionment of Gains and Incomes Due to Sale of A Business	BTAR 610.00-2A	AR 7.07 - 1070	None
De Minimus Business Activity for Freight Carriers	BTAR 610.16-1		<i>Applies to City of Portland only</i>
Petition for Reduction of Heavy Vehicle Use Tax	BTAR 610.16-2A		<i>Applies to City of Portland only</i>
Definition of Total Gross Income and Gross Receipts for Apportionment and Exemption	BTAR 610.93-1	AR 7.07 - 1075	Modified example
Business Activity and Apportionment of Sales of Tangible Personal Property	BTAR 610.93-2A	AR 7.07 - 1080	None
De Minimus Business Activity for Tangible Personal	BTAR 610.93-3A	AR 7.07 - 1085	None
Apportionment of Gross Income from Business Activities Other than Sales of Tangible Personal	BTAR 610.93-4A	AR 7.07 - 1090	None
Apportionment for Banking Income	BTAR 610.93-5A	AR 7.07 - 1095	None
Apportionment for Domestic Insurers	BTAR 610.93-6A	AR 7.07 - 1100	None
Apportionment for Freight Carriers	BTAR 610.93-7	AR 7.07 - 1105	None
Apportionment for Passenger Carriers	BTAR 610.93-8A	AR 7.07 - 1110	None
Apportionment for Incomes Subject to Portland City Code Chapters 7.12 or 7.14	BTAR 610.93-9A		<i>Applies to City of Portland only</i>
Apportionment for Providers of Electronic or Telephonic Services	BTAR 610.99-1A	AR 7.07 - 1115	None