

House Bill 2319

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of House Interim Committee on Judiciary for Judicial Department)

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**.

Transfers duty to notify county treasurer of large property tax appeals from Oregon Tax Court to Department of Revenue.

A BILL FOR AN ACT

1
2 Relating to property tax appeals; amending ORS 311.814.

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

4 **SECTION 1.** ORS 311.814 is amended to read:

5 311.814. (1) Whenever any property value or claim for exemption or cancellation of a property
6 tax assessment is appealed to the **Oregon** Tax Court after taxes on the property have been imposed,
7 the [*tax court*] **Department of Revenue** shall notify the county treasurer of the appeal not later
8 than the following October 15, if the appeal is not finally resolved before the end of the tax year
9 to which the appeal relates and the dollar difference between the total value asserted by the tax-
10 payer and the total value asserted by the opposing party exceeds one-fourth of one percent (0.0025)
11 of the total assessed value in the county, or if the appeal relates to property assessed under ORS
12 308.505 to 308.665, and the value of such property asserted by the opposing party and attributable
13 to the county exceeds one-fourth of one percent (0.0025) of the total assessed value in the county.
14 After notification, the county treasurer shall set aside, if so ordered by the county governing body,
15 from taxes collected in the current tax year, an interest bearing reserve account as provided in this
16 section.

17 (2) The reserve shall consist of an amount representing that portion of taxes paid by the
18 petitioner attributable to the amount of value in dispute for each tax year that the appeal remains
19 unresolved. Upon termination of the controversy, the principal amount in the account necessary to
20 pay any refund, and any interest provided for under ORS 311.812, shall be paid to the petitioner.
21 Any excess remaining in the reserve after termination of the controversy and payment of a refund,
22 if any, shall be deposited in the unsegregated tax collections account in full satisfaction of the tax
23 due on the property.

24 (3) If the final resolution of the controversy results in additional taxes due on the property, the
25 amount in the reserve account shall be deposited into the unsegregated tax collections account and
26 shall be distributed according to the distribution percentage schedule for the current tax year pre-
27 pared in accordance with ORS 311.390. The additional taxes shall be collected as provided in ORS
28 311.513.

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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.