

Senate Bill 183

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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**.

Allows Department of Revenue to give notice by method other than regular mail, where notice by regular mail is required, if department enters into agreement with person entitled to notice.
Applies to notice provided on or after January 1, 2014.
Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

Relating to notice given by the Department of Revenue; and prescribing an effective date.

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

SECTION 1. Section 2 of this 2013 Act is added to and made a part of ORS chapter 305.

SECTION 2. (1) Where the law requires the Department of Revenue to provide notice by regular mail, the department may provide notice to a person by other means if:

(a) The department is not expressly prohibited by law from using another means of notification; and

(b) The department and the person entitled to notice enter into a notification agreement in which the person affirmatively indicates that the department may use means other than regular mail for any required notice to the person.

(2) The agreement under subsection (1)(b) of this section must contain a statement that informs the person:

(a) That the department may use the method indicated in the agreement for any required notice to the person;

(b) That the person may cancel or change the agreement; and

(c) How the person may cancel or change the agreement.

(3) Notice given in accordance with a notification agreement under subsection (1) of this section is presumed to have been received by the person. It is the responsibility of the person to notify the department if the person wishes to cancel or change the agreement.

(4) The department may adopt rules to implement this section.

SECTION 3. Section 2 of this 2013 Act applies to notice given by the Department of Revenue on or after January 1, 2014.

SECTION 4. This 2013 Act takes effect on the 91st day after the date on which the 2013 regular session of the Seventy-seventh Legislative Assembly adjourns sine die.

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.