

Enrolled House Bill 4021

Sponsored by Representative FAHEY; Representatives GOMBERG, LEVY, RESCHKE (Pre-session filed.)

CHAPTER

AN ACT

Relating to the homestead property tax deferral program; creating new provisions; amending ORS 311.686; and prescribing an effective date.

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

SECTION 1. ORS 311.686 is amended to read:

311.686. (1) Whenever any of the circumstances listed in ORS 311.684 occurs:

(a) The deferral of taxes for the assessment year in which the circumstance occurs[:]

[(A)] shall continue for the assessment year if:

(A) The circumstance occurs on or after [September 1] **October 31.**

(B) The circumstance is listed in ORS 311.684 (1) or (3) and occurs on or after September 1 and before October 31.

[(B)] **(b) The deferral of taxes for the assessment year in which the circumstance occurs shall be discontinued for the assessment year if:**

(A) The circumstance occurs before September 1.

(B)(i) The circumstance is listed in ORS 311.684 (2) or (4) and occurs on or after September 1 and before October 31;

(ii) An amount in guaranteed funds sufficient to cover all taxes, interest and recording fees that have accrued as of the date of the payment is received before October 31;

(iii) The taxpayer waives the right under ORS 311.690 (3) to object to a third-party payment of the deferred property tax lien; and

(iv) The taxpayer requests a release or satisfaction of the deferred property tax lien as described in ORS 311.690 (5).

[(b)] **(2) Except as provided in subsection [(2)] (3) of this section and ORS 311.688, the amounts of deferred property taxes, including accrued interest, for all years shall be due and payable to the Department of Revenue on or before August 15 of the year following the calendar year in which the circumstance occurs.**

[(2)] **(3) If the circumstance listed in ORS 311.684 (4) occurs, the amount of deferred taxes is due and payable five days before the date of removal of the property from the state.**

[(3)] **(4) If the amounts falling due as provided in this section are not paid on or before the due date, the amounts shall be deemed delinquent as of that date and the property shall be subject to foreclosure as provided in ORS 311.673 or 311.679.**

SECTION 2. The amendments to ORS 311.686 by section 1 of this 2022 Act apply to assessment years beginning on or after January 1, 2022.

SECTION 3. This 2022 Act takes effect on the 91st day after the date on which the 2022 regular session of the Eighty-first Legislative Assembly adjourns sine die.

Passed by House February 15, 2022

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Timothy G. Sekerak, Chief Clerk of House

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Dan Rayfield, Speaker of House

Passed by Senate February 25, 2022

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Peter Courtney, President of Senate

Received by Governor:

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Approved:

.....M,....., 2022

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Kate Brown, Governor

Filed in Office of Secretary of State:

.....M,....., 2022

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Shemia Fagan, Secretary of State