

1965

TAXATION

See also CITIES; COUNTIES; COURTS AND JUDGES; EDUCATION; HIGHWAYS AND ROADS; LEGISLATURE; MOTOR CARRIERS; MOTOR VEHICLES; PROPERTY; PUBLIC HEALTH; UNEMPLOYMENT INSURANCE

Cigarette tax, proposal A c.525

Levies four cents a package tax on cigarettes to be operative on July 1, 1966. Distributes one-half of revenue for local property tax relief and one-fourth to cities and counties respectively. Provides penalties for nonpayment of tax. Refers Act to people at May 1966 primary election. (H 1207)

Excise tax, corporation, financial institutions, offset for 1957 payments A c.335

Allows state banks and other financial institutions to use as offset against corporation excise tax for future taxable years, amounts by which excise tax and interest paid for taxable year 1957 at rate of nine percent exceeded excise tax for taxable year 1957 at rate of six percent. (S 376)

Excise tax, corporation, offset for property taxes paid on ores and metals A c.322

Grants offset against corporation excise tax for personal property taxes paid by corporation on certain ores and metals processed or to be processed by electrolysis. Amends ORS 317.070. Eff. 1 Jan 66. (S 28)

Excise and income taxes, corporation, instalment obligations A c.460

Adds provision to corporation excise and income tax laws regulating treatment of gain or loss from transaction involving instalment obligation. Adds to ORS chapter 317. Amends ORS 318.030. Applies to taxable years ending after 31 Dec 64. (H 1182)

Excise and income taxes, corporation, rate computation A c.479

Modifies method of computing corporation's excise or income tax for periods before and after change in rates or status. Adds to ORS

Excise and income taxes, corporation rate computation (cont.)

chapter 14. Repeals ORS 317.095. Applies to tax years beginning after December 31, 1964. (H 1593)

Income tax, corporation c.544

Deletes requirement that corporations engaged in manufacturing, processing or assembling materials into finished products for sale be "primarily" so engaged, to be entitled to inventory tax offset. Amends ORS 317.070. Eff. 1 Jan 66. (H 1704)

Income tax, corporations and personal, statute of limitation c.554

Modifies statute of limitations regarding personal and corporation income tax returns. Amends ORS 314.405. Applies to tax years ending after December 31, 1964. (H 1654)

Income tax, personal, capital gain c.410

Establishes substantially same treatment of capital gains and losses as under federal Internal Revenue Code. Applies to sales or exchanges occurring after July 1, 1965. Adds to ORS chapter 316. Amends ORS 316.320, 316.353. Repeals sections in ORS chapter 316. (H 1157)

Income tax, personal, deductions for medical expenses c.337

Permits, in computing net income for personal income tax, a deduction for all medical care expenses in excess of 5 percent of taxpayer's adjusted gross income if expenses are not reimbursed by insurance or otherwise. Applies to tax years beginning after January 1, 1965. Amends ORS 316.345. (S 407)

Income tax, personal, dependent student c.248

Permits taxpayer to claim as dependent a child over 18 enrolled in educational institution, without regard to ordinary \$600 gross income limitation. Applies to 1965 and subsequent tax years. Adds to ORS chapter 316. Amends ORS 316.455. (H 1169)

A/SP

X

A

A

A

X

A

X

**TAXATION (cont.)**

**Income tax (cont.)**

personal, gain on involuntarily or compulsorily converted **A** c.202

Allows taxpayer additional time if reasonable cause is shown to reinvest gain realized on involuntary conversion of property. Applies to returns for tax years ending after December 31, 1961. Amends ORS 316.295. (S 92)

personal, gain on out-of-state residence **Excused** c.99

Permits taxpayer to obtain special tax treatment on gain from sale of out-of-state residence, so long as proceeds are invested in residence within Oregon. Amends ORS 316.281. Applies to tax returns subject to audit on August 13, 1965. (S 53)

personal, gain or loss from reacquisition of property **A** c.178

Requires nonrecognition of gain or loss resulting when seller reacquires property in satisfaction of indebtedness secured thereby, except as specifically provided. Applies to returns subject to audit after August 13, 1965. Adds to ORS chapters 314, 316, 317, 318. (H 1200)

personal, head of household **A** c.592

Defines "head of household" and provides for treatment of return of such person. Adds to ORS chapter 316. Applies to returns for tax years beginning after 31 Dec 64. (H 1709)

personal, income of enrollees in youth program **A** c.360

Excludes income of enrollees in youth programs authorized by Federal Economic Opportunity Act of 1964. Adds to ORS chapter 316. Applies to tax years beginning after December 31, 1964. (H 1676)

personal, involuntary conversion of realty **A** c.154

Permits taxpayer whose real property has been involuntarily converted to invest proceeds in like property held for productive use or investment, and obtain favorable treatment of gain on conversion. Adds to ORS chapters

Income tax, personal; involuntary conversion of realty (cont.)

316 and 317. Amends ORS 318.030. Applicable to conversions occurring after December 31, 1964. (H 1199)

personal, repeal of ORS chapter 315 **A** c.26

Repeals ORS chapter 315, which was suspended in 1953 when ORS chapter 316 relating to income taxation was enacted. Amends sections in ORS chapters 279, 316. (H 1115)

personal, Uniform Division of Income For Tax Purposes Act **A** c.152

Adopts Uniform Division of Income for Tax Purposes Act, to achieve uniformity in taxation of income earned in state by multistate corporations and nonresident individuals. Amends ORS 314.011, 314.021, 314.280. Adds to ORS chapter 314. Effective with respect to tax years beginning after December 31, 1964. (H 1003)

Inheritance and gift taxes, annual gift tax exclusions, future interests **A** c.357

Specifies that, for purposes of gift tax annual exclusions after 31 Dec 65, gifts to minor donees constitute present, not future, interests, if donees may obtain benefits of gifts before reaching 21 and remainders of gifts pass to donees on reaching 21 or, if donees die before 21, pass to their estates or under their exercise of powers of appointment. Amends ORS 119.031. (H 1350)

powers of appointment, deductions **A** c.470

Redefines, for inheritance tax purposes after 1 Jul 66, powers of appointment and effect thereof on taxability of property passing subject to such powers. Limits deduction for last illness expenses in unprobated estates to those owing at date of death. Amends ORS 118.010, 118.070. (H 1452)

Property tax, assessment, boundary changes **A** c.411

Changes latest date for boundary changes to be reflected in assessment roll from June 30 to May 31. Amends ORS 308.225. Eff. 1 Jan 66. (H 1170)

Property tax, assessment, farm land **A/SP** c.622

Directs county assessors and State Tax Commission to ascertain that comparable sales, used to value agricultural lands, represent sales for bona fide agricultural use. (H 1620)

assessment, motor vehicles and boats, cancellation **A** c.85

Requires proof of registration of motor vehicles and boats to be submitted prior to May 15 to obtain cancellation of assessment of such vehicle or boat, instead of later deadlines. Amends ORS 481.270 and 488.732. Eff. 1 Jan 66. (S 71)

assessment and collection, distribution to taxing units **A/SP** c.492

Changes distribution formula for optional gross earnings tax of rural telephone exchanges. Revises provisions, applicable in counties of over 80,000, by which tax distributions are made on a percentage ratio. Amends ORS 308.725, 311.390. Adds to ORS chapter 311. Applies to 1965-66 and subsequent assessments and tax rolls. (S 122)

assessment and collection, procedure **A** c.344

Revises procedures for assessment and collection of ad valorem taxes. Amends sections in ORS chapters 204, 305, 308, 311, 312. Repeals sections in ORS chapters 308, 311. Eff. 1 Jan 66. (S 297)

centrally assessed air transportation **A** c.175

Revises provisions on assessment of property used in air transportation to reflect new federal certification procedures. Amends ORS 308.515. (H 1133)

inventories, reduction **A** c.604

Declares intent of state to reduce inventory taxes by stated percentages each year beginning in 1966. Appropriates \$2 million for fiscal year beginning July 1, 1966, for apportionment among counties and taxing districts in proportion to inventory tax assessments. Reduces ad valorem taxes to be collected in each county and taxing district by amount equal to moneys so apportioned. (H 1498)

**Property tax (cont.)**

personal, boats **A** c.431

Declares watercraft engaged in transporting persons for hire on offshore trips, which begin and end at same port, are not exempt from taxation. Amends ORS 308.296 and 488.732. Eff. 1 Jan 66. (H 1743)

personal, farm produce **A** c.429

Exempts certain items of farmer's personal property, such as livestock, grain, hay and fruit. Adds to ORS chapter 307. Amends ORS 308.250. (H 1674)

personal, "in transit" **A/S** c.395

Provides that property exempt from taxation as "in transit" property may be determined by use of percentage method, based upon ratio of "in transit" shipments to total shipments from warehouse during preceding year. Amends ORS 307.820. (S 290)

personal, property in hands of defense contractor **A** c.298

Exempts from taxation personal property in possession of defense contractor if title is vested in United States. Adds to ORS chapter 307. Applies first to tax year 1965-66. (H 1268)

returns, inspection **A** c.16

Permits inspection of return of taxable personal property by representatives of Secretary of State and county tax collector, and by reviewing authorities, for certain purposes. Authorizes State Tax Commission to exchange information with federal and other state governments on reciprocal basis. Amends ORS 308.290. (S 21)

real, public property under sale contract **A** c.159

Provides that public property under a contract of sale must be held and used by private person to be subject to ad valorem taxation. Exempts standing timber prior to severance. Amends ORS 307.050, 307.100. (H 1570)

real, refunds to religious organizations **A** c.330

Extends, for 1963-64 and 1964-65 tax years, provisions abating taxes on property of religious organizations that failed to file statement of exemption, or that lacked legal

TAXATION (cont.)

Property tax, real, refunds to religious organizations (cont.)

title. Provides for refund, without interest, of taxes paid. Amends secs. 2, 3, c.260, CL 1963. (S 180)

senior citizens' homestead exemption, local relief c.615

Provides for distribution of local property tax relief money among counties and for millage reduction computed from share of each county. Requires proportionate distribution of county share among taxing agencies in county on basis of assessed value in code areas. Appropriates for distribution \$12.5 million for fiscal year 1965-66 and \$10 million for fiscal years thereafter. Also appropriates portion of any biennial General Fund surplus in even-numbered years beginning in 1966, with special appropriation of any unanticipated 1963-65 surplus. Revises definitions for senior citizens' homestead exemption, operative January 1, 1966, and appropriates \$2.5 million for 1966-67 fiscal year to reimburse counties for revenue lost due to such exemption. Appropriates \$25,000 to State Tax Commission to carry out duties of auditing claims for such exemptions. Amends ORS 307.350, 307.360. Repeals ORS 307.355. (H 1226)

State Tax Commission records c.44

Repeals requirement that State Tax Commission preserve reports and returns for at least four years. Repeals ORS 314.830. (H 1180)

Timber tax, delinquent c.293

Permits State Tax Commission to waive or compromise tax balance of \$10 or less, and to cancel any tax found to be uncollectible. Applies to all returns subject to audit or collection on August 13, 1965. (H 1134)

distribution of receipts c.326

Changes distribution of Eastern Oregon timber severance tax receipts to one-third of balance carried forward in Reserve Fund subaccount from year to year. Amends ORS 321.510. Eff. 4 May 65. (S 73)

Timber tax, due date c.331

Changes dates for quarterly payment of forest products harvest tax to last day of October, January, April and July. Amends ORS 321.045. (S 259)

harvest report c.412

Changes provisions requiring report of timber harvested to conform to terminology used in 1961 timber tax legislation, and to require report of harvest of "reproduction" timber. Amends ORS 321.955. (H 1172)

nonqualifying use of land c.191

Imposes additional taxes plus interest on land assessed under Western Oregon ad valorem tax if assessor finds that use of land no longer qualifies it for special treatment. Amends ORS 321.620. (H 1641)

Western Oregon Small Tract classifications c.371

Extends from August 9, 1965, to August 9, 1966, time to apply for classification under Western Oregon Small Tract Optional Tax Act. Amends ORS 321.735, 321.750. (H 1466)

**TAXATION**

See also COUNTIES; COURTS AND JUDGES; FORESTS AND FORESTRY; HIGHWAYS AND ROADS; MOTOR VEHICLES; PARKS AND RECREATION; PROPERTY; PUBLIC LANDS

Cigarette tax, regulation of wholesalers

c.193  
SB 94

Requires persons who sell cigarettes to dealers to be licensed as wholesalers and to make and supply certain records.

Equalization, Board of, vacancies

c.142  
HB 1336

Provides that vacancy on county board of equalization shall be filled in manner of original appointment. Eff. 13 Apr. 67.

Federal tax liens, registration

c.445  
SB 399

Modifies existing Uniform Federal Tax Lien Registration Act in manner recommended by National Conference of Commissioners on Uniform Laws and approved by Internal Revenue Service.

Income tax, allocation and apportionment of income

c.60  
SB 92

Provides that allocation and apportionment statutes apply only to income of corporations and non-

Income tax, allocation and apportionment of income (cont.)

resident individuals, and not to resident individuals, estates and trusts, whose entire net income is subject to taxation under ORS chapter 316. Eff. 1 Jan. 65.

personal capital gains

c.110  
HB 1115

Clarifies effect of 1965 incorporation of federal capital gains provisions into state personal income tax law by providing that transactions treated as sales or exchanges under federal law are entitled to capital gains treatment under Oregon law. Applies to all transactions after July 1, 1965.

personal deduction of cigarette tax

c.127  
HB 1130

Prohibits deduction of Oregon cigarette taxes from Oregon personal income taxes. Applicable to tax years beginning after 1 Jan. 67.

personal exclusions, retirement benefits

c.118  
HB 1460

Adds to Oregon's personal income tax law provisions similar to section 122 of the Federal Internal Revenue Code ("Retired Servicemen's Family Protection Plan"), excluding from gross income sums taken from retired or retiree pay to provide annuity for dependents after serviceman's death.

personal exclusions, scholarships

c.61  
SB 93

Excludes from gross income of individuals certain scholarships and fellowship grants at educational institutions, whether gifts or earned, up to \$300 per month for not more than 36 months.

personal, exemption, foreign students

c.449  
SB 458

Exempts from Oregon personal income taxation compensation paid to foreign students temporarily in state under sponsorship of organization or government fostering mutual educational or cultural exchange. Applicable to taxable years open to income tax audit, and thereafter.

Income tax (cont.)

personal exemption, legislators expense allowance

c.66  
SB 142

Exempts from state personal income taxation amounts received by legislators as allowance for expenses. Permits deduction of additional legislative expenses. Applies to tax years beginning after December 31, 1962.

Inheritance and gift taxes, consents and releases, fee for duplicates

c.161  
HB 1541

Fixes fees for duplicate copies of consents and releases of State Treasurer in decedents' estates.

exemptions

c.485  
HB 1605

Exempts from inheritance tax up to \$20,000 of benefits payable to beneficiary under certain pension and retirement plans. Applies to estates of decedents dying on or after effective date.

receipts, fee for duplicate

c.162  
HB 1545

Increases fee to \$2 for duplicate receipts and certificates of no tax due.

Investment companies, personal, corporate tax

c.274  
SB 398

Incorporates effect of provisions of Federal Internal Revenue Code respecting regulated investment companies into Oregon personal income and corporation excise tax law. Applies to companies created and transactions which occurred after December 31, 1966.

Multistate Tax Compact

c.242  
HB 1124

Enacts Multistate Tax Compact. Establishes Multistate Tax Commission with certain duties and authorities in field of taxation of interstate commerce.

Personal property, tax return, penalty

c.405  
SB 84

Alters penalty for unexcused failure to file a required annual personal property tax return. Requires form to carry notice of penalty. Deletes requirement of prior demand by assessor. Eff. 1 Jan. 69.

1967  
22

TAXATION (cont.)

Pollution control facilities, tax credit or exemption

SB c.592  
546

Provides tax credit for, or ad valorem exemption of, certain pollution control facilities certified by Sanitary Authority as necessary to prevent, control or reduce air or water pollution under standards of ORS chapter 449. Requires applicant to make irrevocable election between credit or exemption within 60 days of certification. Offsets any grants or credits by Federal Government for such facility against tax credit. Applies to tax years beginning on and after effective date of Act.

Property tax, assessment, county audit of returns

SB c.50  
43

Permits property tax returns to be examined by accountant engaged by county to audit county's personal property tax assessment roll, in addition to persons already authorized to examine such returns.

Farmlands, assessment,

HB c.633  
1692

Provides procedure for assessment of farmlands by county assessors under supervision of county boards of review. Limits use of comparable sales figures. Becomes operative January 1 next following effective date.

Assessment, farm land and forest land, special assessment of

SB c.49  
93

Changes filing deadline for special assessment of unzoned armland from February 1 to April 1. Provides for notice and late filing procedures under new deadline. Provides for cancellation of increased assessment when specially assessed farm use land that has been disqualified is included in farm use one. Permits payment of additional tax on disqualified specially assessed farm use or forest land any time prior to completion of next tax roll. First applies to assessments for 1968-69 tax years.

Property tax (cont.)

assessment, farm use defined

HB c.386  
1495

Re-defines "farm use" for zoning to include parcels producing specified minimum gross annual income and soil bank lands, land lying fallow and immature orchards, regardless of income.

assessment, forest lands

HB c.543  
1539

Modifies procedure and requirements for designation, valuation and assessment of forest lands as such, and for removal of lands from such designation. First applies to assessments for tax year 1968-69.

assessment, ratio in multi-county districts

SB c.199  
339

Changes ratio and value used in apportioning amount of taxes to be raised in taxing district lying in two or more counties from equalized county ratios of prior year to ratios of current year.

assessment, rural telephone exchanges, apportionment

SB c.226  
96

Provides alternative method of apportionment to counties of tax on gross earnings of rural telephone exchanges, allowing use of apportionment according to situs of property as well as measure based on wire miles in county in relation to total wire miles. Eff. 1 Jan. 68.

assessment, rural telephone exchange, classification

SB c.97  
77

Modifies rules for classification of property for rural telephone exchange tax purposes to parallel those used by State Tax Commission in classifying property for central assessment purposes. Eff. 1 Jan. 68.

county appraisal program, noncompliance with requirements

HB c.316  
1560

Requires Tax Commission to notify counties of noncompliance with appraisal program under ORS 308.234 and, if county fails to take action, to proceed with appraisals, charging county with expense.

Property tax (cont.)

evidence of subdivision

SB c.58  
85

Requires taxpayer to supply documentary evidence of division of any tract where he seeks to pay tax on only a part as described in tax roll.

law, corrective amendments to

SB c.105  
89

Makes corrective amendments to certain ad valorem tax statutes (e.g., eliminating erroneous cross references), without change in substance.

levy, in dollars and cents

SB c.293  
9

Directs taxing authority to indicate total amount of levy and maximum rate necessary to raise such amount, expressed in dollars and cents per thousand dollars. Limits taxing authority in any year to amount that can be raised by maximum rate. Requires all property to be assessed at true cash value and abolishes ratios. Modifies formulas for computing county and district shares of local property tax relief. Becomes operative January 1, 1968, unless referred to and approved by people in which case becomes operative January 1, 1969.

payments of deferred taxes to counties

HB c.494  
1648

Directs State Treasurer to advance to respective county treasurers from Public Employees' Retirement Fund an amount equivalent to amount of deferred taxes in county less three percent.

reforestation land, payment of taxes upon declassification

SB c.59  
88

Specifies time for payment and procedure for collection of taxes, interest and penalties upon declassification of reforestation lands.

Property tax (cont.)

relief

HB c.521  
2039

Appropriates \$4,390,000 for senior citizens' property tax relief. Appropriates \$11,366,000 for inventory tax relief. Abolishes Local Government Inventory Tax Relief Account and Senior Citizens Property Tax Relief Account. Eff. 23 Jun. 67.

returns, filing date for exempt organizations

SB c.51  
45

Changes deadline from February 1 to April 1 for filing annual statements claiming exemptions from ad valorem taxes on property of fraternal, religious or charitable organizations, burial grounds, public libraries, and commercial facilities under construction. Eff. 1 Jan. 68.

statements

SB c.568  
46

Requires tax collector to send two copies of tax statement to mortgagee if mortgagee is required or authorized to pay ad valorem taxes on real property subject to a mortgage. Requires mortgagee to send facsimile or receipted copy to owner of property until July 1, 1968, and thereafter to send facsimile copy of statement and any notice of change in valuation. Requires listing of name of agent or representative, to whom tax statement is to be sent at request of owner, on assessment roll.

Timber tax, appeal procedure

HB c.115  
1234

Provides appeal procedure for revision of harvest values of timber and clarifies procedures for other types of appeals under Eastern Oregon severance tax laws.

Western Small Tract Optional Tax

HB c.619  
1154

Deletes requirement that State Forester certify within 90 days application for classification of certain forest lands. Makes time limit on application for classification applicable to conversion as well as acquisition of eligible land.

**TAXATION**

Administration

Permits public accountants to represent taxpayer in hearings or conference before State Tax Commission. Deletes authorization for agent other than attorney or public accountant to represent taxpayer before commission.

Corporate excise, computation

Allows non-recognition of gain or loss from complete liquidation, beginning on or after January 1, 1963, for liquidations, or any portion thereof, to out-of-state corporations, corporations not authorized to transact business in this state or persons not residents of this state.

1969

260 a  
SP

1004 a  
c.128

Corporate excise (cont.)

\_\_\_\_\_ , domestic insurers c.600 a 1021

Deletes exemption for domestic insurers. Provides for determination of net income and allocation of income for foreign and domestic insurers. Applies to tax years beginning after 31 Dec. 69.

Electric transmission and distribution c.492 a 1022

Increases tax rate on gross revenues of such mutual or cooperative associations to 2.5% for tax year 1969 and 3% for tax years after 1969. Provides for distribution of tax proceeds among county general funds and county school funds.

Fire protection c.590 546

Increases maximum tax rate in zone 2 areas for fire protection to one-fourth of one percent of true cash value of all property within such zones. Eff. 13 Jun. 69. E4K

Fuel, refunds c.465 1862

Authorizes specified fuel tax refunds for stationary engines operated on power take-off from fuel delivery, cement-mixer and garbage trucks. A

Gift, form c.110 a 1272

Deletes requirement for notarization of gift tax returns filed on gifts made during 1969 or subsequent year.

\_\_\_\_\_ , penalties c.209 a 1271

Provides penalties for wilful false statements in gift tax returns.

Income, bond interest c.265 a 1304

Exempts, for tax years beginning after 31 Dec. 68, interest on state bonds issued after May 24, 1961, and upon all obligations of any political subdivision in this state issued after June 30 1969.

Income (cont.)

\_\_\_\_\_ , discharge of indebtedness c.681 a 174

Exempts from taxation and excludes from gross income any discharge in whole or part if such indebtedness was incurred in connection with property used in taxpayer's trade or business and taxpayer reduces basis accordingly. Applies to tax years beginning on or after 1 Jan. 69.

\_\_\_\_\_ , federal deduction c.467 a 1876

Revises for tax years beginning on or after 1 Jan. 69, computation and reporting method for federal deduction on personal income tax returns.

\_\_\_\_\_ , local, employe deductions c.574 a 233

Authorizes state or political subdivisions to withhold city or county income taxes and provides for state services for collection, enforcement, administration and distribution.

\_\_\_\_\_ , political contributions c.432 a 1572

Allows credit, for tax years beginning on or after 1 Jan. 70, for 50% of such contributions, not to exceed \$5 on separate returns or \$10 on joint returns. Part eff. 1 Jan. 70.

\_\_\_\_\_ , recognition of gain or loss c.103 a 1007

Revises method for determination of unadjusted basis of property received from exchange in kind for purposes of computation and recognition of gain or loss from such exchanges. Applies to tax years beginning on or after 1 Jan. 69.

Income  
(cont.)

refunds and  
deficiencies

1023  
c.166  
a

Increases interest rate on income tax deficiencies, remaining unpaid, and refund to two-thirds of one percent per month or major fraction thereof. Limits period of refund interest to 120 days. Applies new rate to deficiencies discovered on audit, to return voluntarily filed late, to extensions of time for filing return and to failure to file return. Deletes 100 percent penalty for failure to file return. Applies to tax years beginning after December 31, 1968.

revision

1026  
c.493  
a

Adopts federal IRC definition of taxable income as basis for tax on individual, estates and trusts. Specifies modifications. Adopts federal accounting periods, accounting methods and elections. Increases tax rates. Makes transitional provisions. Applies to tax years beginning on or after 1 Jan. 69, unless referred for voter approval.

taxpayer  
extensions

1216  
c.405  
a

Provides for extensions upon written agreement of period in which additional taxes can be assessed or refunds claimed.

Income tax, federal law HJR 3

Permits subject to voter approval legislature to adopt existing federal income tax laws and, without further state action, adopt amendments to such laws as enacted.

Inheritance, exemptions

1276  
c.112  
a

Requires proration of inheritance tax exemptions on property in Oregon for estates of nonresident decedents having property within and without state.

Inheritance  
(cont.)

reports,  
penalties

1274  
c.210  
a

Provides penalties for willful false statements in inheritance tax reports.

reports,  
revision

1275  
c.111  
a

Deletes requirement of notarization for certain inheritance tax reports by executors, administrators or trustees.

stock transfers

1277  
c.178  
a

Permits transfer of stock in Oregon corporations by estate of nonresident decedent, prior to payment of tax, without State Treasurer's consent.

Mobile homes

1149  
c.605  
a

Revises registration and licensing provisions for campers, motor homes, mobile homes and travel trailers, in lieu of personal property taxation. Authorizes assessment of mobile homes as real property where mobile home has substantially lost its vehicle identity. Exempts mobile homes, so assessed, from motor vehicle licensing and registration during such taxation period. Permits mobile home taxpayers to claim exemption for household furnishings and, if home taxed as real property, to claim homestead exemption. Operative 1 Jan. 70 but requires registration of all subject campers by 31 Mar. 70.

Pollution  
control, facilities

1196  
c.340  
a

Revises income, excise and ad valorem tax relief provisions for pollution control facilities. Provides option for certain certificate holders to claim tax relief either under 1969 amendments or prior law.

Property, administration

1504  
c.280  
a

Limits penalty for late personal property tax returns, filed after December 31, 1968, to maximum of \$250. Permits county board of equalization to excuse late filing for good and sufficient cause.

assessment,  
appeals

108  
c.355  
a

Permits appeal to small claims division of State Tax Court with respect to determination of true cash value of either parcel of land or improvements thereon.

assessment, farm  
land, application

1008  
c.326  
a

Designates person who may sign application for special assessment of unzoned farm land.

assessment, farm  
land, eligibility

1448  
c.512  
a

Revises method for determining eligibility for farm use assessments. Increases membership on county boards of review. Part eff. 1 Jan. 70.

assessment, farm  
land, "nonfarm use"

1279  
c.258  
a

Specifies that "nonfarm use" of land, for purposes of assessment and zoning, includes construction and use of dwellings and other buildings customarily provided in conjunction with farm use.

assessment,  
increases

114  
c.561  
a

Revises requirements for notice to taxpayers by county assessors of increased property valuations. Conditions validity of increases on compliance with notice requirements. Increases period for taxpayer appeals. Eff. 1 Jan. 70.

Property  
(cont.)

assessment,  
personal

1  
c.11

Increases maximum true cash value amount of personal property of certain railroad car and tank companies for which State Tax Commission computes assessed value and tax to be charged, from \$100,000 to \$300,000. Eff. 1 Jan. 70.

record, assessment,

17  
c.45

Provides for annual amendments to update descriptions and ownership records for real property on tax rolls, after January 1 of each year.

roll, assessment,

2  
c.15

Requires that boundary changes in taxing districts be certified to affected county assessor in specified manner. Provides that boundary change not filed with assessor by May 31 shall be disregarded in preparing current tax roll. Applies to all boundary changes occurring after May 31, 1969.

collection

14  
c.59

Permits tax collectors to distribute revenue from property taxes on percentage basis. Repeals certain provisions on distribution of land sale proceeds, payment to taxing units of property tax collections, and disposition of forest fees and yield taxes. Revises distribution computation of local property tax reduction moneys. Operative for 1969-70 assessment and tax roll and thereafter.

crab pots

18  
c.64

Exempts crab pots used by persons holding certain commercial fishing license or boat licenses. Op. 1 Jan. 70.

Property  
(cont.)

exemption,  
administration

Increases period in which institutional, religious and fraternal organizations and libraries may apply for exemptions. Adds to exemption filing requirement property transferred from taxed ownership to public library use.

1003  
c.237  
a

exemption, aged

Increases amount of allowed household income for taxpayer claiming such exemption to \$3,000. Appropriates \$1,380,000 for senior citizens' property tax relief. Eff. 1 Jan. 70.

333  
c.578  
a

exemption,  
homes for elderly

Exempts personal and specified real property owned by corporation operating non-profit home for elderly. Limits exemption to tax years 1970-1971 through 1974-1975. Requires corporations receiving exemption to credit accounts of residents pro rata as exemption applies to their part of living unit. Eff. 1 Jan. 70.

508  
c.587  
a

exemption,  
homestead

Permits late filing of homestead exemptions, for assessment dates of January 1, 1970, and thereafter, by war veterans, their widows and senior citizens. Abates and refunds taxes paid in certain cases. Eff. 1 Jan. 70.

27  
c.562  
a

exemption, leased  
federal property

Exempts real property held under authority of federal conservation agency for agricultural purposes or held for grazing. Eff. 1 Jan. 70.

1061  
c.241  
a

Property  
(cont.)

exemption,  
tangible personal

Amends exemption for tangible personal property to specify items excluded from such exemption. Applies to assessment dates beginning January 1, 1970.

1857  
c.648  
a

fraternal and  
religious organizations

Extends through 1970-71 tax year period during which fraternal or religious organization may obtain abatement of property taxes assessed as result of failure to file for exemption during tax years 1958-59 through 1970-71. Extends through 1970-71 tax year period during which such organizations may obtain refunds of property taxes paid during tax years 1963-64 through 1970-71 because of such failure.

1805  
c.186  
a

inventories

Provides complete exemption for inventories for tax years beginning on or after 1 July 80, with annually increasing percentage exemption prior to that date. Raises rates of corporate excise and income taxation, retaining offsets, for tax years beginning within one year after Act's effective date; and changes annual rates and incidence of corporate excise and income taxation, deleting offsets, for tax years beginning on or after one year from Act's effective date. Appropriates annually, effective 1 July 70, amount estimated, in specified manner, to be necessary for inventory tax relief.

1214  
c.612  
a

Property  
(cont.)

relief, Basic  
School Support Fund

Appropriates \$20 million to Basic School Support Fund for 1969-71 biennium, 1/2 to be distributed each year. Eff. 1 Jul. 69.

1792  
c.457  
a

relief, Local  
Property Tax Relief  
Account

Requires State Tax Commission to estimate annually moneys available for fiscal year for distribution through Local Property Tax Relief Account. Defines counties' shares of such moneys and provides for tax offsets. Provides for three specified annual distributions of such moneys to counties. Appropriates moneys to account when account fails to match estimate of county shares, subject to reimbursement out of subsequent receipts. Eff. 1 Jul. 69.

1791  
c.305  
a

sheltered  
workshops

Exempts property of sheltered workshop or its retail outlets, including inventory, for tax years beginning on or after January 1, 1965.

533  
c.342  
a

tax bases

Proposes constitutional amendment to authorize legislature to increase tax base of taxing unit where proceeds of tax used to offset tax levies of school districts. Submits proposed amendment to voters at primary election in 1970.

HJR 25  
a

tax relief,  
fund transfer

Transfers \$5,871,990 from Local Property Tax Relief Account to General Fund, such moneys having been transferred to account in 1968 too late for distribution. Eff. 13 Jun. 69.

531  
c.588  
a

Timber, forest  
products harvest,  
rate

Increases rate on merchantable forest products harvested on merchantable forest lands from five to six cents per thousand board feet, for fiscal years beginning July 1, 1969, and July 1, 1970.

1747  
c.301  
a

small tract

Revises western Oregon small tract optional tax law.

45  
c.326  
a

Tax program defeated  
at special election,  
June 3, 1969

Proposed amendment to Oregon Constitution defining tax bases of school districts but excluding levies for retirement of bonded indebtedness, serial levies and levies to raise revenue for offset purposes. Would have provided for establishment of new taxes bases and limited elections to exceed tax bases. Would have authorized Legislative Assembly by law to prescribe tax bases lower in amount than those otherwise determined, and provided for annual increase in tax bases. Would have made effective House Bills 1055, 1126 and 1127, but would have prohibited increasing rate of sales tax without vote of people.

HJR 8  
a

Would have increased rate of corporate excise and income tax on banks and financial institutions from eight to nine percent, and on other corporations from six to seven percent.

1055  
c.8  
a

Would have provided ad valorem or personal income tax relief to certain aged or low-income property owners and renters. Would have appropriated \$800,000 for state payments for ad valorem relief during 1969-1971 biennium.

1126  
c.10  
a



1969

23

TAXATION  
(cont.)

Tax program defeated  
at special election,  
June 3, 1969 (cont.)

1127  
c.11 a

Would have imposed general retail sales and use tax of three percent on tangible personal property, admissions and transient accommodations, exempting food to be consumed off premises and prescription medicines.

1086  
c.9 a

Would have set school election dates.

1856  
c.228 a

Requires annual transfers from Sales Tax Receipts Account to General Fund of amount sufficient to reimburse fund for one-half of current biennial expenditures for administration of state sales tax. Provides for monthly transfers of balance of account, after certain deductions, to Local Property Tax Relief Account.

TAXATION

See also COURTS AND JUDGES

Administration c.215  
SB 272

Creates tax lien for unpaid income and corporate excise taxes at time of assessment. Prescribes procedures for filing warrant and execution of lien in same manner as for delinquent income taxes. Provides for foreclosing of lien. Subordinates lien to certain interests, security agreements and subsequent purchases made without actual knowledge of lien.

A

Assessments c.436  
HB 1842

Authorizes county assessor to collect assessments of nonprofit corporation for use or control of water.

A

Cigarette, collection, delinquencies c.417  
HB 1320

Provides that warrant for collection of delinquent cigarette taxes becomes lien on taxpayer's property in same manner as judgment.

A

Collection, distributor reports c.416  
HB 1319

Requires quarterly payment of tax by distributors. Requires monthly report to contain information specified by Department of Revenue.

A

Increase, rate c.535  
HB 1640

Increases cigarette tax from four to nine cents. Imposes dealer floor tax of five cents for cigarettes in possession on 9 Sept. 71. Imposes distributor floor tax and cigarette indicia adjustment tax at rate of five cents per "20" stamp, two and one-half cents for each "10" stamp and 50 cents for each unused

A

Cigarette, rate increase (cont.)

meter register unit. Discontinues appropriation of cigarette tax moneys to Local Property Tax Relief Account. Credit tax proceeds to General Fund.

Vending machines c.260  
SB 88

Requires cigarette vending machines to have card or decal displaying information regarding owner or operator. Authorizes department to seize machine for failure to display decal. Provides for redemption of seized machines within 60 days of seizure.

A

Corporate, excise, administration c.247  
HB 1314

Requires personal property tax refunds from county to be reported by corporations to Department of Revenue. Directs department to collect amount equal to offset previously allowed for payment of county tax. Applies to tax refunds after 1 Jan. 71.

A

Excise, deductions c.246  
HB 1311

Revises small business corporation deduction provisions relating to distributed and undistributed net income and net operating losses. Applies to tax years on and after 1 Jan. 71.

A

Excise, exemption c.637  
SB 725

Revises provisions granting exemption from excise taxation to designated nonprofit corporations.

A

Income, excise, depreciation allowances c.724  
HB 3057

Prohibits use for corporation income and excise tax depreciation purposes of changes made after 31 Dec. 70 in federal regulations relating to

A

Corporate, income, excise, depreciation allowances (cont.)

depreciation allowance. Applies to tax years beginning after 31 Dec. 70.

Income, excise, generally c.283  
HB 1312

Revises corporation excise and income tax provisions to allow shareholder deductions in designated liquidation proceedings. Applies to tax years on and after 1 Jan. 71

A

Fuel, refunds, cities, eligibility c.118  
HB 1441

Revises basis for motor vehicle fuel and use tax refunds to cities. Deletes requirement that fuel be used for municipal purposes solely, or on official business and in vehicles owned and operated by cities.

A

Refunds, cities, filing c.721  
HB 3050

Extends time during which city may apply for motor vehicle fuel tax refund for fuels purchased and used at such time that time for filing application for refund expired between 1 Jan. 71 and 1 Jul. 71.

A

Refunds, power take-off units c.163  
HB 3015

Authorizes refund of motor vehicle fuel tax paid on fuel used to operate power take-off unit on motor vehicle when use is measured by approved metering device.

A

Inheritance and gift, annual exclusions c.525  
HB 1360

Prevents loss of annual gift exclusion for gift of income interest in trust, where principal may be invaded solely for benefit of income beneficiary. Applies to gifts made after 31 Dec. 70.

A

Inheritance and gift, exemptions, federal leased property

c.593  
SB 575

Exempts from inheritance taxes interests in real property of U.S. held by decedent primarily for purposes of grazing livestock.

A

Exemptions, rates c.732  
HB 1076

Increases inheritance tax basic exemption from \$15,000 to \$25,000 and modifies rate structure to increase percentages on taxable amounts. Increases collateral class exemption from \$1,000 to \$3,000. Subj. Public Employees' Retirement Act benefits to inheritance taxation. Deletes provision allowing discount for payment within eight months of accrual. Imposes additional inheritance tax with reference to maximum state tax credit allowable by federal estate tax provisions.

A

Exemptions, valuation c.652  
HB 1078

Declares that gifts determined to have been made in contemplation of death be valued at date of death of benefactor. Deletes state charitable exemption reciprocity requirement. Applies to estates of decedents who die after 31 Dec. 71.

A

Fees c.296  
HB 1561

Deletes fee required for recording inheritance tax receipts. Transfers to county clerks from county commissioners duty of providing book for recording receipts.

A

Generally c.653  
HB 1079

Removes requirement that gift tax receipts be issued. Deletes separate gift tax exemption class of posts or organizations of war veterans and their auxiliary units or societies. Provides

A

11/6/71

Inheritance and gift,  
generally (cont.)

that specified exemption categories include foreign posts and organizations. Applies to gifts made after 1 Jan. 72.

Payroll, mass transit  
districts

c.600  
SB 676

Revises certain definitions in mass district tax provisions.

Personal income,  
administration, appeals,  
recovery of costs

c.255  
HB 1002

Authorizes attorney fees and other expenses to taxpayer in proceedings resulting in allowance of claimed refund or denial of additional assessment claimed due from taxpayer.

administration,  
residency status

c.332  
HB 1305

Revises computation procedures for transition from nonresident to resident or from resident to nonresident status. Applies to tax years beginning on and on and after 1 Jan. 71.

refunds, deficiencies,

c.507  
SB 95

Revises income tax limitation provisions in which adjustments resulting from carryback of net operating losses may be made and in which proposed assessments may be made or refunds allowed for period during which federal limitations are extended by agreement. Permits Department of Revenue to send notices of assessment, opinion and orders to authorized representative of taxpayer. Changes refund interest time from 120 days to four months from due date of return or date tax was paid. Applies to tax years beginning on and after 1 Jan. 69.

Personal income,  
returns, confidentiality c.682  
HB 1642

Allows persons other than ordinary employees of Department of Revenue to be given access to income tax information otherwise confidential where necessary in administration of tax laws. Permits taxpayers and authorized representatives to obtain copies of returns and reports.

returns,  
correction

c.248  
HB 1391

Revises income tax provisions relating to correction of errors otherwise barred and adjustment of returns of related taxpayers. Applies to determinations after 31 Dec. 70.

returns,  
examination

c.333  
HB 1324

Requires examination as well as audit of return. Provides that notice for correction of mathematical or clerical error need only state reason for proposed adjustment of return. Deletes requirement of refund when less than \$1 is due. Extends time required to elapse after fiduciary's request of certificate of release before court may enter order to close estate. Applies to tax years beginning on and after 1 Jan. 70.

returns,  
failure to file

c.354  
SB 85

Establishes uniform rule for accrual of penalty and interest for failure to file income tax return or pay tax due, for fractional parts of month.

taxable  
income, credits

c.672  
HB 1412

Permits nonresidents to claim itemized or standard deductions and personal exemptions allowable under federal law in proportion of income from Oregon sources

Personal income, taxable  
income, credits (cont.)

divided by federal adjusted gross income from all sources. Increases tax credit for political contributions and includes in credit contributions made to or against non-partisan candidates. Applies to tax years beginning after 31 Dec. 70.

taxable income,  
modification

c.736  
HB 1233

Requires subtraction from taxable income of first \$2,400 of retirement benefits for performance of active service in Armed Forces. Limits exclusion to retirees age 65 or older and requires that it be reduced dollar for dollar of earned income. Applies to tax years ending after 9 Sept. 71.

wage with-  
holding, claims

c.611  
SB 79

Authorizes Department of Revenue to waive, reduce or compromise tax liability which accrued prior to 31 Dec. 71 under employe wage withholding provisions.

wage with-  
holding, exemptions

c.690  
HB 1822

Exempts movie and television companies from personal income tax withholding from wages of temporary employes who are not state residents and who work in state less than 120 days. Applies to tax years after 31 Dec. 70 until 1 July. 75. Requires Department of Revenue to report to 1973 legislature regarding losses of revenue resulting from exemption.

Property, administration,  
assessor's duties

c.568  
SB 96

Revises provisions relating to assessor's duties regarding preparation of assessment rolls, to filing of personal property returns and to delinquency warrants.

administration,  
foreclosures

c.245  
HB 1307

Authorizes Department of Revenue to request Attorney General to institute or complete property tax foreclosure proceedings when district attorney fails to do so. Requires county to pay costs and requires that if not paid within 30 days state deduct amount from cigarette and liquor revenues due county.

administration,  
mortgage information

c.752  
SB 143

Authorizes tax collector to supply information to loan companies by magnetic tapes or punch cards if companies agree. Permits tax collector and mortgagee to agree which of them shall make copy of tax statement for owner.

administration,  
refunds, interest

c.737  
HB 1304

Requires interest be paid on refunds which result from correction of administrative error of assessor or tax collector or whenever taxes are collected against real or personal property not within jurisdiction of tax levying body.

assessment,  
cancellation, livestock

c.610  
SB 34

Requires cancellation of assessment on livestock ready for slaughter but not shipped because of restraining order issued by governmental agency. Applies to property assessed on and after 1 Jan. 71.

Property, exemptions  
nonprofit corporations

c.584  
SB 366

Exempts for 10-year renewable periods real property of nonprofit corporation organized for principal purpose of developing property for public park or public recreation, if corporation is restricted to such use of land by terms of conveyance and articles of incorporation and if governing body of county approves exemption pursuant to established criteria. Provides for revocation of exemption and imposition of prior exempted tax. Provides for appeals from refusal to grant or renew exemptions.

exemptions,  
nursery stock

c.285  
HB 1325

Exempts nursery stock, as defined, in hands of grower or wholesaler unless held for sale at retail.

exemptions,  
pollution control  
facilities

c.678  
HB 1564

Extends exemption from ad valorem taxation for construction of pollution control facilities until 31 Dec. 73. Exempts mobil field incinerators used as alternative to grass seed field burning if purchased within five years of certification as feasible.

exemptions,  
public property,  
grazing lands leased

c.431  
HB 1738

Exempts public property leased or rented by persons other than lessees where leased or rented for agricultural or grazing purposes for other than cash rental or percentage of crop to taxable owner.

Property, exemptions,  
schools

c.670  
HB 1365

Continues exemption of properties of eleemosynary institutions used for educational purposes while leased to political subdivision of state or to another such institution for amount not to exceed cost of repairs and maintenance. Part eff. 1 Jan. 72.

exemptions,  
senior citizens

c.374  
SB 140

Requires county assessor to certify amount of exemption by code area instead of by taxing districts.

exemptions,  
student housing, public

c.352  
SB 80

Deletes condition that publicly owned school or college must be operated by State Board of Higher Education to be eligible for exemption for student housing facilities.

exemptions,  
veterans

c.338  
HB 1850

Deletes exemption of Veterans of Mexican War, Civil War and Indian Wars.

exemptions,  
water associations,  
filing

c.258  
SB 82

Deletes statutory requirement that associations submit annual list of properties claimed as exempt and grants authority to Department of Revenue to provide by rule for filing requirements for continuation of exemption.

Property, exemptions,  
water associations,  
water storage  
facilities

c.759  
SB 464

Exempts lands owned and used by associations for storage of water, including dikes and dams. Deletes provisions which disqualify from exemption for membership in or furnishing specified portions of water to commercial establishments. Eff. 1 Jan. 72.

game commission  
lands, appraisal

c.474  
SB 144

Requires Game Commission lands to be appraised by county assessor at farm use or forest land use, plus percentage of market value declining to zero in 1981, instead of prospective use values in determining value for payments to counties. Requires land on which open field burning takes place to be assessed at full market value.

game commission  
lands, distribution

c.356  
SB 142

Requires that in-lieu payments for commission lands be distributed by formula instead of only to taxing districts where land located.

levy, apportionment,  
multi-county  
taxing districts

c.482  
SB 261

Directs assessor who cannot complete valuations for taxing district lying partially within his county by August 25 to estimate valuations with cooperation of Department of Revenue. Eff. 1 Jan. 72.

Property, levy, offset,  
general property,  
tax relief

c.353  
SB 81

Deletes requirement that county assessor offset general property tax relief against rates of levy of county or other county-wide district or combination of districts. Applies to assessments and tax rolls prepared for fiscal year beginning 1 Jul. 71.

levy, offset,  
multi-county taxing  
districts

c.720  
HB 3044

Requires that when taxing district lies in two or more counties all offsets be deducted from tax levy certified by district before apportionment of levy. Applies to levies for fiscal year beginning 1 Jul. 71.

mobile homes,  
assessment

c.210  
HB 1475

Authorizes procedure for computing value of mobile home for tax purposes in county for consecutive months in different years. Operative for tax years after 1 Jan. 71.

mobile homes,  
generally

c.529  
HB 1473

Redefines and subjects mobile homes to ad valorem tax laws. Extends homestead exemptions to include mobile homes. Includes travel trailers and motor homes in tax provisions where used as permanent home. Provides refunds for 1972-1973 for persons who pay both license fee and property tax. Revises trip permit provisions for transporting mobile homes. Eff. 1 Jan. 72.

Property, assessment,  
farm lands

c.629  
SB 275

Deletes requirement that county assessor carry unzoned farm use property at value for other uses and substitutes requirement of notation of potential additional tax. Requires assessment for additional tax upon occurrence of designated events. Imposes tax lien for additional tax effective day before sale where sale disqualifies land for special assessment. Excepts from disqualification provision of lease or option for non-farm use situations where use is geothermal or other subsurface mining which does not interfere with farm use.

A

assessment,  
open space land

c.493  
SB 541

Establishes procedures for special assessment of open space land at assessment made without reference to alternative uses. Requires county assessor to maintain record of increased assessments for other uses and to reassess property at higher value if withdrawn from special use, including imposition of dollar difference in value of land as specially assessed and at true market value for year of withdrawal.

A/SP

assessment,  
reduction, destroyed  
property

c.497  
SB 669

Provides formula for determining reduced tax or refund for property destroyed by fire or act of God. Prescribes hearing procedure for determination, findings of which are not appealable. Applies to property assessed after 1 Jan. 71.

A

Property, assessment,  
returns, contents

c.574  
SB 149

Revises provisions relating to additional assessment of property not reported by taxpayer in return. Revises return content requirements.

A

assessment,  
rolls, correction

c.472  
SB 33

Extends supervisory power of Director of Revenue to allow corrections of assessment rolls for separate assessment of personal property when amount of error is in excess of \$2,000 or five percent of assessed value. Requires notice to taxpayer of increase from any separate assessment of personal property more than \$1,000 or five percent over amount returned as true cash value on personal property tax return.

A

assessment,  
rolls, sewer  
assessments

c.573  
SB 145

Provides dates within which delinquent sewer charges must be presented to county assessor in order to be added to tax roll and collected as other taxes. Revises provisions for payment of taxes after assessment and for issuance of receipts.

A

collection,  
deferred

c.572  
SB 141

Revises provisions relating to administration of deferred collection of homestead taxes. Deletes liability for payment of prior deferred taxes of taxpayer who has been granted deferral and who fails to file timely claim for deferral.

A

Property, collection,  
distribution

c.355  
SB 91

Fixes deadline for making tax distribution statement as fifth business day, rather than fifth day, of month.

A

collection,  
tax statements

c.379  
SB 36

Requires that copy of specified statements required by law forwarded from mortgage holder to property owner be sent on or before 15 Jan. of following calendar year.

A

collection,  
unrecorded

c.384  
SB 148

Revises provisions protecting bona fide purchaser from prejudice by assessments on real property not matter of public record at time of purchase.

A

collection,  
warrants, centrally  
assessed property

c.378  
SB 35

Authorizes counties to issue warrants for collection of personal property tax for centrally assessed property. Directs state and counties to institute action to collect taxes due from designated transportation companies upon date of delinquency rather than one year thereafter.

A

collection,  
warrants, personal  
property

c.259  
SB 83

Makes mandatory execution on warrant docketed for unpaid personal property tax.

A

equalization,  
local boards,  
membership

c.363  
SB 375

Authorizes local tax supervising and conservation commission, when there is no local budget

A

Property, equalization,  
local boards, membership  
(cont.)

committee, to designate for membership on board qualified freeholder who possesses qualifications of appraiser.

equalization,  
ratio studies

c.377  
SB 31

Transfers from county equalization boards to Director of Revenue certain duties regarding supervision of required ratio of value of locally assessed property. Advances time for action by director in supervising ratio. Eliminates April session of county boards of equalization.

A

exemptions,  
agricultural waste  
storage facilities

c.141  
HB 1064

Exempts agricultural waste storage facility used to store waste from grass seed or grain crops from ad valorem taxation. Applies to assessment years, 1 Jan. 72 - 1 Jan. 82.

A

exemptions,  
benevolent, charitable  
organizations

c.605  
HB 1836

Exempts real and personal property of retail store dealing exclusively in donated inventory of incorporated benevolent or charitable organizations where proceeds are used to support welfare program.

A/SP

exemptions,  
commercial facilities

c.284  
HB 1323

Requires corrected assessment where assessor has improperly granted exemption to commercial facility under construction.

A

11/2/71

Property, Port of  
Portland, property  
tax levy c.701  
HB 1967

Deletes from tax levy provisions limit of three-fortieths of one percent of true cash value of taxable property within boundaries of port. N

tax relief,  
Local Property Tax  
Relief Account c.544  
HB 1941

Abolishes account and transfers funds to General Fund for general governmental purposes. Eff. 1 Aug. 71. A

tax relief,  
low income citizens c.747  
HB 1639

Provides low income citizens' property tax relief to extent tax exceeds percentage of household income for designated homeowners and residents of non-profit homes for elderly. Provides zero rate on first \$3,000 of household income for persons born on or before 1 Mar. 96. Appropriates \$2 million to Department of Revenue for proportionate distribution to counties and for expenses of department in carrying out Act. Requires department to promulgate rules for implementation of Act. Establishes procedures for recovery of excess payments to counties and provides penalty and interest assessment therefor. Repeals present senior citizens' property tax relief provisions as of 1 Jan. 72. X

Timber, administration,  
late filing c.272  
HB 1084

Requires that late filing penalties be collected with additional tax rather than added to next tax roll. A

Timber, Eastern Oregon  
Severance, administration c.408  
HB 1081

Deletes reserve account and distributes account funds to counties as additional property tax offset. Establishes statutory budgetary estimation of severance tax receipts. Eff. 20 Jun. 71. A

Eastern Oregon  
Severance, assessment c.654  
HB 1083

Requires that valuation of timberland in eastern Oregon be based upon classification instead of ad valorem taxation. Applies to land assessed after 31 Dec. 71. A

forest products  
harvest, rate c. 49  
HB 1928

Increases by one cent forest products harvest tax rate for 1971-73 biennium. A

Western Oregon,  
classification c.684  
HB 1710

Requires land to be used primarily for growing and harvesting trees to qualify for classification as forest land. Imposes minimum acreage for classification. Prescribes contents of application for classification and requires consideration of criteria by State Forester. Transfers duty to compute adjustment tax due to county assessor from State Forester. Deletes exemption from provision requiring removal from designation as forest land situation where land is transferred because of public or private exercise of eminent domain and proceeds are converted into like property within one year. Applies to classifications made on and after 1 Jan. 72. A

1973

TAXATION

See also CONSTITUTION; COURTS AND JUDGES

Administration, generally c. 402  
HB 2027

Revises certain cross references to statutes. Deletes references to specifically named divisions of Department of Revenue and substitutes general language administrative divisions. Changes title of chief deputy of department to deputy director. Deletes \$2 charge for gift and inheritance tax publications and authorizes department to charge reasonable sum reflecting its costs for publication of laws and rules. Changes test of cancellation of certain taxes. Deletes penalty prohibition against director, officers and employes of department receiving free passes, franks or gratuities. Deletes provision relating to reduction of mobile home exemptions. Revises provisions relating to action of director and department in preparation, examination and review of utility rolls. Revises reference to tax year in county assessor's posted ratio notices and places time limit on extensions for filing petitions to county boards of equalization. Defines duties of county assessor with respect to forms to be supplied, furnished or provided taxpayer at office of county assessor. Revises provision relating to exemption of property changing to exempt ownership or use on or between January 1 and June 30. Deletes deduction from federal taxable income of sums received from Gubernatorial Retirement Fund; modifies provisions relating to accrual basis for federal income tax deduction and inclusions in taxable income of Armed Forces retirement pay; applies to taxable years ending on or after September 9, 1971. Deletes requirement that withholding tax tables be computed to nearest tenth of dollar upon basis of median wage of each wage bracket; applicable on and after January 1, 1973. Provides for taxability of unincorporated entities. Extends definition of net income of domestic insurance companies. Prohibits employes of Department of Revenue from representing taxpayers in controversies pending in department during employes' employment and from aiding in prosecution of such controversies for two years after termination of employment. Provides penalties. Repeals pro-

Administration, generally (cont.)

visions relating to waiver of income taxes, penalties and interest and as to representation before department. Provides that changes and deletions relating to distributed and undistributed net income of electing small business corporations apply to taxable years beginning on or after January 1, 1969. Requires statement in petition for reduction of assessment if petitioner desires to appear at hearing before county board of equalization. Requires that board give such petitioner written notice of time and place to appear at least five days prior to hearing.

representation, small business corporations c. 681  
HB 2973

Authorizes stockholder of certain electing small business corporation to represent such corporation in any proceeding before Oregon Tax Court or Department of Revenue in same manner as if such stockholder were partner and electing small business corporation were partnership.

Corporate excise and income, business trusts c. 115  
HB 2094

Subjects certain domestic or foreign business trusts to tax under Corporation Excise Tax Law and Corporation Income Tax Act and requires that amounts distributed by such trusts to shareholders be treated as distributions by corporations for purposes of Personal Income Tax Act, Corporation Excise Tax Law and Corporation Income Tax Act. Extends to real estate investment trusts, same dividends paid deduction for state corporate tax purposes as is allowed such trusts under federal income tax law. Exempts trusts taxed as corporations under corporate income tax law from taxation as individuals.

dividend exemption c. 233  
HB 2195

Provides that "gross income" does not include amount received as dividends from corporation subject to corporate excise tax, by corporation authorized to hold and holding 50 percent or more, rather than 30 percent or more, of voting stock of corporation which paid such dividend.

TAXATION (cont.)

1973

Corporate excise and income, dividend exemption (cont.)

Limits exemption to extent that income of corporation which paid dividend has been included in its measure of tax. Limits exclusion of dividends from "Gross income" of corporation holding 50 percent or more of voting stock of corporations paying dividends, to extent that income of paying corporations has been included in measure of tax of receiving corporation. Applies to tax years beginning on or after January 1, 1973.

Estimated liability, payment c. 292  
HB 3242

Requires declaration of estimated tax liability by corporations having expected tax liability of \$500 or more for tax years beginning on and after January 1, 1974. Defines "estimated tax liability." Requires payments in instalments for all corporations. Prescribes conditions under which underpayment of estimated tax will be considered to have occurred. Provides for accrual of interest at specified rate on unpaid instalments of estimated tax.

Fuel, aircraft, increase c. 376  
HB 2068

Increases aviation fuel tax from one cent per gallon to two cents per gallon.

Refunds, aircraft c. 575  
HB 2188

Deletes aircraft fuel tax refund allowance for fuel used in aircraft operations from point in Oregon directly to state outside continental limits of United States. Retains tax refund provisions for international flights. Eff. 1 Jan. 74.

Refunds, power take-off units c. 135  
HB 2095

Allows fuel tax refund for fuel taxes paid on fuel used to pump aircraft fuel, motor vehicle fuel or other petroleum products by power take-off unit without metering device at rate of refund presently allowed for fuel tax paid on fuel used to pump heating oils.

Income, personal, corporate, deductions, additions c. 753  
HB 3249

Grants deduction, for personal income tax and corporate excise

Income, personal, corporate, deductions, additions (Cont.)

tax purposes, entire cost of renovation project for elimination of physical design features in building existing on effective date of Act that restrict full use of building by physically handicapped persons. Grants deduction, for personal income tax purposes, amount of federal income taxes accrued, rather than paid, by taxpayer during taxable year less amount of refunds of federal taxes previously accrued for which tax benefit was received, rather than paid or credited to taxpayer during taxable year. Adds to personal taxable income amount of federal estate taxes allowable to income as to decedent not taxable by state. Applies to tax years ending on and after effective date of Act.

Increase, personal, corporate, increase, school support, referendum c. 325  
HB 2314

Revises corporate excise and income tax rates; establishes graduated tax rate table for corporate excise and income tax ranging from four percent to nine percent. Eliminates personal property tax offset for corporation. Revises personal income tax rates; establishes new graduated tax rate table. Limits deduction for federal income taxes to \$3,000 for personal tax purposes. Applies same rate to unmarried individual as rate applied to husband and wife filing joint return and head of household for personal income tax purposes. Replaces existing Basic School Support Fund apportionments with basic, first and second tier apportionments. Includes kindergarten pupils in distribution of Basic School Support Fund moneys. Deletes requirement that school district with fewer than 20,000 children of school age submit question of establishing kindergartens to qualified voters of district for approval. Provides that if any school district receives less moneys from Basic School Support Fund for school year 1975-76 than it received for school year 1974-75, Superintendent of Public Instruction shall pay to district difference between amount district received for school year 1974-75 and amount district receives for school year 1975-76, or pro-rata share if amount ap-

Income, personal, corporate, increase, school support, referendum (cont.)

propriated therefor is insufficient to make such payments. Makes provisions for increasing enrollments on basis of program support level and for declining enrollments on basis of program support level multiplied by three-fourths of decrease. Eliminates equalization function of intermediate education districts and limits their tax bases. Applies to school years beginning July 1, 1975. Appropriates from General Fund to Basic School Support Fund, for biennium beginning July 1, 1975, \$548,445,000 for designated purposes; \$266,235,000 for distribution in 1975-76 and \$282,210,000 for distribution in 1976-77. Provides that if Act is approved by people, designated sections apply to tax years beginning on and after January 1, 1975, and that for prior taxable years, law applicable to such years shall continue to apply; and that designated provisions take effect July 1, 1975. Refers Act to voters at May 1974 primary election.

Personal, corporate, increase, school support, referendum, voters' pamphlet c. 733  
HB 2749

Makes special provisions for voters' pamphlet material on chapter 326, Oregon Laws 1973 (HB 2314), relating to income tax increases, submitted to voters at May 1974 primary. Substitutes explanation prepared by legislative committee for fiscal estimate and explanatory statement otherwise required for measures. Requires Secretary of State to set aside six free pages for arguments in support of measure and six free pages for arguments against measure, and makes additional pages available at \$500 per page. Eff. 22 July 73.

Personal, corporate, returns, confidentiality c. 106  
SB 87

Modifies income tax confidentiality provision to permit Department of Revenue to allow Multistate Tax Commission to inspect returns or receive copies of returns or information from returns or investigations, for tax purposes only. Permits Multistate Tax Commission to make such information available to Commissioner of

Income, personal, corporate, returns, confidentiality (cont.)

Internal Revenue and other states for tax purposes only. Deletes restriction that allows disclosure only to states which grant substantially similar privileges to this state. Permits department to notify county assessors if corporation is financial institution and not subject to personal property taxes. Permits department to publish lists of taxpayers entitled to unclaimed tax refunds.

Inheritance, administration, depositories, delivery of assets c. 33  
SB 8

Changes time in which depositories holding securities or other decedent assets must defer delivery from 60 days after receipt of notice from department to 60 days after date the inheritance tax return is filed.

Apportionment, credits c. 263  
SB 124

In provision for apportionment of inheritance tax among distributive shares, changes certain exemption references to credit references.

Deductions, administration expenses, homestead c. 29  
HB 219

Modifies provision relating to deduction of administration expense in determining taxable estate. Revises definition of "homestead" for purposes of deduction of homestead allowance in determining taxable estate.

Deductions, claims against estate c. 1  
HB 205

Permits deduction, in probated and unprobated estates, from gross value of taxable estate for inheritance tax purposes claims allowed against estate owing at time of death and paid from property value of which is included in taxable estate.

Deductions, surviving spouse c. 7  
HB 328

Allows surviving spouse to claim \$50,000 deduction from inheritance

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TAXATION (cont.)

Inheritance, deductions, surviving spouse (cont.)

taxation of assets passing to surviving spouse in lieu of certain other deductions.

returns, failure to file, penalty

A c. 332 SB 61

Provides for penalty where inheritance tax return is not filed when due and more than 60 days have passed after written request by Department of Revenue to an executor or personal representative to file such return. Imposes interest on late payments.

Inheritance and gift, administration

A c. 254 SB 196

Authorizes Department of Revenue to carry out certain administrative duties formerly assigned to Director. Increases from eight to nine months, after death of decedent, time at which inheritance and gift taxes are due and payable. Revises nomenclature in certain provisions. Increases interest payable on gift taxes that are determined to be deficient, to be past due or when an extension is granted from six percent per year to two-thirds of one percent per month or fraction thereof.

credits, exemptions, non-profit cemeteries

A c. 793 HB 2680

Includes nonprofit cemetery associations within meaning of charitable purpose for purpose of certain inheritance tax credit. Applies to deaths occurring on and after January 1, 1974. Includes nonprofit cemetery associations within meaning of charitable purpose for purpose of certain exemption from gift tax. Applies to gifts made on and after January 1, 1974.

deductions, credits, rates

A c. 703 SB 56

Provides that lineal descendants of stepchild receive homestead deduction benefits, inheritance and gift tax rates and previously taxed property benefits, as lineal descendants of child do. Modifies provision relating to deduction of administration expenses in determining taxable estate. Revises def-

Inheritance and gift, deductions, credits, rates (cont.)

inition of "homestead" for purposes of deduction of homestead allowance in determining taxable estate. Permits deduction, in probated estates, from gross value of taxable estate for inheritance tax purposes claims allowed against estate owing at time of death and paid from property value of which is included in taxable estate. Permits deduction, in unprobated estates, from gross value of taxable estate for inheritance purposes debts of decedent owing at time of death that are properly paid or payable from property value of which is included in taxable estate.

limited interests, valuation

A c. 498 SB 60

Provides that valuation of limited estates, income, interest or annuities for inheritance and gift tax purposes be by certain tables adopted by Internal Revenue Service, except that rate of interest on computing present values be six percent per year.

rates, adopted persons

A c. 344 SB 121

Modifies existing provisions so that preferential inheritance and gift tax rates do not apply to certain transfers to adopted persons 21 years of age or more at time of adoption.

Insurers, race meets, local taxes

A c. 583 HB 2765

Subjects race meets and insurers to mass transit district taxes. Authorizes cities, counties, districts or other political subdivisions to levy payroll, excise or income tax upon domestic insurers under certain circumstances. Eff. 1 Jan. 74.

Personal income, deductions and additions, property exchanges, estate expenses

A c. 88 HB 2196

Denies deferral of personal income tax upon voluntary or involuntary conversion or otherwise qualified exchange of tangible real or personal property where the property newly acquired has a situs out-

Personal income, deductions and additions, property exchanges, estate expenses (cont.)

side the jurisdiction of the State of Oregon. Allows subtraction of any amount added if the out of state property is later sold by an Oregon resident. Applies to tax years open to audit on the effective date of the Act. Allows taxpayer an election between personal income tax and inheritance tax in claiming certain estate administrative expenses. Applies to tax years beginning on and after January 1, 1972.

deductions and credits, disabled persons

A c. 120 HB 2312

Allows certain disabled taxpayers \$50 credit against income taxes owed. Applies to tax years beginning after December 31, 1973.

deductions and credits, political contributions

A c. 119 HB 2221

Allows taxpayer to retain deduction taken for political contribution on federal income tax forms for state income tax purposes. Allows taxpayer not claiming a federal tax deduction for political contribution to claim a tax credit on his state tax return. Establishes schedule of allowable tax credit.

federal tax deduction, basic school appropriations

A c. 751 HB 3245

Limits federal income tax deduction for personal income tax purposes, to \$3,000 for tax year 1974. Appropriates \$20,092,800 from General Fund to Basic School Support Fund for fiscal year beginning July 1, 1974.

nonresidents, deductions, exemptions, small business corporation shareholders

A c. 269 HB 2047

Permits nonresidents to claim itemized or standard deductions and personal exemptions allowable under federal law, and Oregon federal tax deduction, in proportion that adjusted gross income from Oregon sources bears to adjusted gross income from all sources. Applies to taxable years beginning after December 31, 1970. Provides that nonresidents' distributed and undistributed taxable income from electing small business

1973  
Personal income, nonresidents, deductions, exemptions, small business corporation shareholders (cont.)

corporation constitutes income derived from sources within this state and is to be included in nonresident taxable income. Applies to tax years beginning after December 31, 1972.

Vietnam prisoners of war, missing status

A c. SB

Exempts from state personal income taxation compensation or gratuity received from any source by reason of civilian or military service on and after February 28, 1951 in missing status during Vietnam conflict. Grants, for state income tax purposes, any relief granted under federal income tax law to prisoners of war, persons in missing status, their spouses, heirs devisees or executors.

wage withholding, nonresident transportation employees

A HB

Revises income tax withholding law to permit withholding on nonresident interstate transportation worker who earns over 50 percent his income in Oregon.

wage withholding reports, penalty

A c. HB

Deletes schedule of reduction of \$100 penalty imposed for failure employer to file annual withholding reports.

Pollution control facilities, exemptions, credits

A c. SE

Extends period of availability of tax credit relief and ad valorem tax relief to pollution control facilities, as well as to facilities that utilize solid wastes to produce usable source of power or other item of real economic value. Excludes products, other than usable source of power, must be competitive with end products produced in another state and Oregon's solid waste law must impose stricter standards than federal law imposes. Provides for certificate for purpose of tax credit

TAXATION (cont.)

Pollution control facilities, exemptions, credits (cont.)

is effective if erection, construction or installation of facility was commenced prior to December 31, 1980. Requires person constructing pollution control facility qualifying for tax credit relief or ad valorem tax relief to file notice of construction with Department of Environmental Quality. Provides for issuance of certificate of approval of construction by department. Extends last date for filing with tax assessor for ad valorem tax exemption from April 1 to July 15, in certain cases.

Property, administration, appraisers, qualifications c. 236  
HB 2301

Revises law pertaining to qualifications of certified appraisers. Provides for designation of Appraiser Trainee and Property Appraiser II and III, as well as Property Appraiser I. Requires Personnel Division to set qualifications and formulate appropriate tests for such positions.

Administration, assessors, qualifications c. 538  
HB 2298

Specifies qualifications for candidates for office of assessor. Becomes operative upon voter approval of designated constitutional amendment.

Administration, collectors, designation, functions c. 305  
HB 2324

Requires county court or board of county commissioners of each county to designate tax collector thereof. Transfers tax collector's duties, except execution of tax warrants, from sheriff to designated tax collector. Makes other related changes. Prescribes transitional provisions.

Assessment, boundary changes c. 501  
SB 82

Changes from May 31 to March 31, date after which boundary changes or proposed boundary changes for that year may be disregarded by county assessor for property tax assessment purposes. Makes boundary change or proposed boundary change effective from date of filing abstract with Secretary of State. Provides for effective

Property, assessment, boundary changes (cont.)

dates for boundary changes occurring between July 1 and March 31 and between April 1 and June 30.

Assessment, central, data transmission services c. 102  
SB 81

Expands definition of "communication" for assessment of centrally assessed utility properties to include data transmission services.

Assessment, farm lands c. 303  
HB 2317 A

Deletes requirement that new owner or transferee by reason of death make application to continue assessment of his property for property tax purposes at its value for farm use within certain time period. Provides for continuation of such assessment so long as land continues to be used exclusively for farm use. Requires new owner to notify assessor if use of land changes. Specifies amount of tax to be added to next general property tax roll when land is disqualified from special farm assessment. Abates difference in property taxes paid by taxpayer who failed to make new application under such circumstances and taxes he would have paid if his property had continued to be assessed for farm use for tax years 1972-1973 and 1973-1974.

Collection, disputed assessment c. 345  
SB 122 A

Provides procedure to reduce fiscal effects on individual taxing units when value of substantial property in district or county is being questioned before Department of Revenue or courts. Limits tax receipts taxing unit will receive to amount of tax levy certified to by assessor less any amount included in levy for estimated discounts and allowances for certain taxes levied but not collected.

Collection, improvements severed, removed c. 343  
SB 120 A

Authorizes collection of taxes on certain real property improvements which have been or will be severed from land upon which they are situated and have been or will be re-

Property, collection, improvements severed, removed (cont.)

moved from such land when, in opinion of assessor, it appears taxes would otherwise not be collected. Provides for immediate assessment and personal liability on owner for taxes on such removed improvements.

Collection, tax statements, mortgages c. 82  
SB 129

Requires mortgagee, when requesting tax statements from the tax collector, to submit requests by October 1 of each year when the mortgagee is to pay taxes for owner of property.

Equalization, local boards, appraisers c. 336  
SB 84

Adds to present designated requirements for appraisers hired by county boards of equalization certification by organizations designated by Department of Revenue rule. Deletes existing authority of American Institute of Real Estate Appraisers and International Society of Real Estate Appraisers to certify such appraisers.

Equalization, local boards, membership c. 372  
SB 389

Authorizes county governing body and budget committee or tax supervising and conservation commission, in county governed by county charter, to appoint one nonoffice-holding county resident to serve on board of equalization instead of member of county governing body or member committee or commission.

Equalization, ratio deviation c. 71  
HB 2299

Extends effective date of requirement that assessed value of locally assessed property in county be within five percent of true cash value of such property from on and after January 1, 1974, to on and after January 1, 1976, for purposes of equalization ratio to be prepared by county assessors.

Exempt water associations, erroneous farm assessment c. 505  
SB 195

Authorizes tax exemption for certain nonprofit mutual or cooperative water associ-

Property, exempt water associations, erroneous farm assessment (cont.)

ations for tax years prior to 1972-73, if exemption was denied because of failure of association to be wholly mutual or cooperative and of articles of incorporation for state purposes of organization were restricted to distributing water; and all refund of taxes paid upon written application of taxpayer prior to June 30, 1974. Prescribes procedure for correcting erroneously granted farm use assessment applicable to assessment years beginning on and after January 1, 1973.

Exemptions, airport facilities c. HB 2

Exempts property owned by and lying municipality or port of less than 300,000 inhabitants, rather than 75,000 inhabitants, from ad valorem taxation if property is located in or contiguous to airport and proceeds of lease or rental are used exclusively for purposes of airport. Eff. 1 July 74.

Exemptions, art objects c. SB 5

Exempts from ad valorem tax certain art objects on consignment to an art gallery. Applies to tax years beginning after effective date of Act and ending prior to July 1

Exemptions, claims, late filing, abatement c. SB 1

Allows property tax to be abated upon recommendation of Director of Department of Revenue and concurrence of assessor and county court when property would have been exempt if an exemption claim been filed on time, where failure to file for exemption is due to just cause. Applies to assessment years beginning on and after January 1, 1972.

Exemptions, farm labor camps, day care centers, nonprofit c. HB 1

Exempts from taxation true value of real and personal property of farm labor camps owned or operated by nonprofit corporations or nonprofit day care centers if facilities meet fire safety and health requirements. Requires exempt day care centers to make designated assessment based on income. Provides

1973

TAXATION (cont.)

Property, exemptions, farm labor camps, day care centers, nonprofit (cont.)

allocation of moneys received. Prescribes procedures for claiming and maintaining exemption. Provides for appeal by aggrieved taxpayer. Applies to tax years beginning on and after January 1, 1974.

Exemptions, literary, charitable, scientific, religious organizations

Exempts from ad valorem taxation property of literary, benevolent, charitable, scientific or religious organization occupied or used by another organization or combination of organizations in literary, benevolent, charitable, scientific or religious work. Provides for refund or abatement of taxes paid or not paid within three years prior to effective date of Act as result of denial of prescribed exemption.

Exemptions, mint, assessment cancellation

Provides that assessment of mint being transported to or held in storage on January 1 assessment date be canceled if mint actually transported or shipped to another point before May 1. Exempts mint from taxation when owned or possessed by farmer for use or consumption in his farm operation. Applies to tax years beginning on or after January 1, 1974.

Exemptions, parks, recreation, nonprofit corporations

Permits nonprofit corporation, organized to acquire and hold land for public park and recreation purposes, to sell land without losing exemption of that land from property taxes during time it was held by corporation. Permits unrestricted conveyances to such corporation, for purpose of exemption, rather than conveyances restricting use of property to public parks or public recreation purposes. Permits distribution of assets to state upon liquidation of such corporation. Expands reasons for which property tax exemption may be granted to include reservation of land for public parks, recreation or wildlife refuges purposes.

Property, exemptions, railroad cars under repair

Exempts railroad cars owned by private car companies and undergoing major work from ad valorem taxation.

Exemptions, religious organizations

Extends exemption from ad valorem taxation of buildings and property of religious organizations to include buildings and property used solely for administration, education, literary, benevolent and charitable purposes. Requires that buildings and property of religious organizations used for any purpose other than those specified be assessed and taxed same as other taxable property.

Exemptions, student housing

Exempts certain student housing from all ad valorem taxes levied by school district, intermediate education district or community college district. Defines "student housing."

Homeowner and renter relief

Revises provisions relating to property tax relief. Provides for relief in form of refund to homeowners and renters measured by household income of taxpayer, with property tax liability extended against homestead in case of homeowner; amount of rent constituting property tax paid for occupancy of homestead in case of renter; and maximum amount refundable as specified in table. Establishes table for refunds. Provides for and establishes substitute table if certain conditions exist. Provides for situations in which taxpayer owns abode or land and rents abode or land. Provides for standard form of refund for people over 65 who make less than \$5,000 per year. Provides eligibility to residents of nonprofit homes for elderly for property tax refunds. Requires landlord to provide tenant with written statement of net rental rate; provides penalty. Makes other provisions relating to procedure. Appropriates money. Grants jurisdiction over proceedings for refund to small claims division of Oregon Tax Court;

Property, homeowner and renter relief (cont.)

applies to refunds open to audit on effective date of Act. Applies to rent paid on or after January 1, 1973, and property taxes billed for fiscal year 1973.

Inventories, farm machinery

Adds farm machinery to definition of inventory for purpose of inventory tax phase-out. Applies to assessment years beginning on and after January 1, 1973.

Levy, explanation, word limitation

Provides that required statements of total amounts of money to be raised by proposed tax levies over the amount authorized by the Oregon Constitution are not included in specified limitation on number of words that may be contained in explanation under certain municipal or school district tax levies.

Payment, quarterly partial

Precludes payment of ad valorem property taxes in quarterly installments if the total tax is less than \$40. Requires that partial payments of ad valorem taxes be at least \$10.

Refunds

Authorizes county court to grant property tax refunds when request is made by Department of Revenue, or with the approval of tax collector, without necessity of taxpayer filing formal claim.

Tax base elections

Provides instructions for holding of tax base elections and limits such elections to state-wide primary or general elections.

Timber, Eastern Oregon forest land, back taxes, condemnation

Deletes exemption from payment of back taxes on Eastern Oregon designated forest land taken by eminent domain.

Timber, forest products harvest, increase

Increases forest products harvest tax for Forest Research and Experiment Account continuously appropriated to State Board of Higher Education from five cents to seven cents per thousand feet for fiscal years beginning July 1, 1973, and July 1, 1974.

Reforestation land, administration, classification

Transfers administration of forest fee and yield tax from State Forester to Department of Revenue. Revises amount of payment required when reforestation lands are declassified. Revises payment provisions on declassification. Authorizes application, rather than petition, by owner wishing to have his lands classified as reforestation lands. Eliminates hearings on such classification applications and authorizes department to determine if lands listed on application are eligible for classification as reforestation lands under specific provisions.

Western Oregon ad valorem classification

Expands provision providing that land is not being held or used for predominant purpose of growing and harvesting trees of marketable species, for purposes of provision relating to taxation of forest land to include land which does not meet certain minimum stocking or acrea requirements.

1973

EXCUSES