

ADMINISTRATIVE RULE REVIEW

	Rule No. 150-311-0120	
Repealed Rule	Page Page 1 of 1	Last Revised Date October 19, 2016
Permanent Rule	NOTICE OF INTENDED ACTION	
	Bulletin Dated November 2016	Hearing Scheduled November 22, 2016

PURPOSE: This rule is obsolete. It relates to ORS 308.020, which applied to large value appeals from tax years prior to 1997-1998. There are no longer any accounts being collected from appeals under 308.020.

1 **150-311-0120 [Repealed 12/31/2016]**

2 **Interest Calculation for Large Value Appeals Under ORS 308.020**

3 ~~(1) For purposes of computing the amount due when a final order is entered in a 1/4 of 1 percent appeal~~  
 4 ~~(ORS 308.020(1)), or a 1/10 of 1 percent appeal ( 308.020(2)), the additional tax shall be considered a~~  
 5 ~~separate tax.~~

6 ~~(a) The additional tax shall be considered to have become due on November 15 of the year in question~~  
 7 ~~and February 15 and May 15 of the following year, as normal trimester amounts would have become due.~~

8 ~~(b) Interest shall begin to accrue on the additional tax as of the above due dates.~~

9 ~~(c) There shall be no discount allowed on the additional tax.~~

10 ~~(d) The total of the additional tax plus the interest thereon shall be billed to the taxpayer. The billing shall~~  
 11 ~~note that this is an additional tax to reflect an order under ORS 311.160.~~

12 ~~(2) If the final order results in a value which is greater than the value asserted by the Department of~~  
 13 ~~Revenue, the additional value found by the court shall be considered to be a new assessment. Since~~  
 14 ~~neither the Department of Revenue nor the taxpayer had advance knowledge of this value or the resulting~~  
 15 ~~tax obligation, there was no opportunity for the taxpayer to pay the tax and stop interest from accruing.~~

16 ~~(a) The roll shall be corrected under ORS 311.205(1)(c).~~

17 ~~(b) Interest shall be computed per ORS 311.206.~~

18 ~~(c) There shall be no discount allowed on the additional tax.~~

19 ~~(d) The taxpayer shall be notified per ORS 311.205(3).~~

20 ~~Stat. Auth.: ORS 305.100~~

21 ~~Stats. Implemented: ORS 311.160~~