PROPOSED AMENDMENTS TO
HOUSE BILL 4039

1   On page 1 of the printed bill, line 2, delete the second comma and insert

2   "and".

3   In line 3, delete "and 646.608".

4   In line 6, delete "a financial institution, as defined in ORS 706.008," and

5   insert "the lender".

6   Delete lines 8 through 25.

7   Delete pages 2 and 3.

8   On page 4, delete lines 1 through 18.

9   In line 19, delete "3" and insert "2".

10   On page 5, line 16, delete "4" and insert "3".

11   On page 6, line 7, delete "5" and insert "4".

12   In line 41, delete "6" and insert "5".

13   After line 44, insert:

14   **"SECTION 6. (1) The Department of Revenue shall:**

15   **"(a) In consultation with the Legislative Revenue Officer, develop**

16   **a data gathering instrument to gather detailed data regarding the**

17   **socioeconomic characteristics and financial position relating to the**

18   **tax-deferred homestead, of all taxpayers participating in the home-**

19   **stead property tax deferral program under ORS 311.666 to 311.701.**

20   **"(b) As soon as practicable after the effective date of this 2012 Act,**

21   **present a prototype of the data gathering instrument to the interim**

22   **committees of the Legislative Assembly related to revenue for ap-**

1 proval.

2 "(c) Deliver the data gathering instrument, as approved by the in-
3 terim committees described in paragraph (b) of this subsection, as a
4 separate mailing to the participating taxpayers.

5 "(d) Not later than January 31, 2013, report to the interim commit-
6 tees of the Legislative Assembly related to revenue on the data gath-
7 ered pursuant to this section.

8 "(2) Any costs associated with this section shall be considered ad-
9 ministrative expenses of the homestead property tax deferral program
10 under ORS 311.666 to 311.701.

11 "SECTION 7. (1) Notwithstanding section 24 (1), chapter 723, Oregon
12 Laws 2011, the amendments to ORS 311.700 by section 16, chapter 723,
13 Oregon Laws 2011, apply to property tax years beginning on or after
14 July 1, 2013, for homesteads:

15 "(a) That were determined, pursuant to chapter 723, Oregon Laws
16 2011, to be ineligible for deferral under ORS 311.666 to 311.701 solely
17 because the homestead was pledged as security for a reverse mortgage;

18 "(b) That had been granted deferral under ORS 311.666 to 311.701 at
19 the time of the determination of ineligibility; and

20 "(c) For which an application for recertification of deferral under
21 ORS 311.666 to 311.701, as required pursuant to chapter 723, Oregon
22 Laws 2011, was submitted on or before February 1, 2012, for the prop-
23 erty tax year beginning on July 1, 2011.

24 "(2) The Department of Revenue shall, as soon as practicable after
25 the effective date of this 2012 Act:

26 "(a) Notify the respective tax collectors of homesteads to which
27 subsection (1) of this section applies; and

28 "(b) Pay, in the manner prescribed under ORS 311.676, an amount
29 equivalent to the property taxes that are eligible for deferral by oper-
30 ation of subsection (1) of this section.

1 **"(3) If property taxes that are eligible for deferral by operation of**

2 **subsection (1) of this section have not been paid, any interest on the**

3 **property taxes is abated.**

4 **"(4)(a) The tax collector of the county in which a homestead de-**

5 **scribed in subsection (1) of this section is located shall notify the**

6 **governing body of the county of any refund required by operation of**

7 **subsection (1) of this section.**

8 **"(b) Upon receipt of notice from the tax collector under paragraph**

9 **(a) of this subsection, the governing body shall cause a refund of any**

10 **amount of property taxes and interest on the taxes that have been paid**

11 **to be made from the refund reserve account, if the county has estab-**

12 **lished a refund reserve account under ORS 311.807, or from the un-**

13 **segregated tax collections account described in ORS 311.385.**

14 **"(c) A refund under this subsection shall be made without interest.**

15 **"(d) The county assessor and the tax collector shall make the nec-**

16 **essary corrections in the records of their offices.".**

17 In line 45, delete "7" and insert "8" and delete "section 3" and insert

18 "section 2".

19 On page 7, line 2, delete "8" and insert "9".

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