

HB 4004-11  
(LC 242)  
2/5/26 (ASD/ps)

Requested by Representative MARSH

**PROPOSED AMENDMENTS TO  
HOUSE BILL 4004**

1       On page 1 of the printed bill, delete lines 7 through 20 and insert:

2       **“SECTION 2.** (1) This section applies to land that is qualified for  
3       special assessment under ORS 321.709, relating to qualification as  
4       small tract forestland.

5       “(2)(a) Notwithstanding ORS 308A.707, additional taxes may not be  
6       imposed and shall remain a potential tax liability with respect to land  
7       described in subsection (1) of this section if, as of the date the dis-  
8       qualification is taken into account on the assessment and tax roll, the  
9       land is disqualified from special assessment solely because of the ef-  
10      fects of Douglas-fir mortality.

11      “(b) For each year that land qualifies for deferral of additional taxes  
12      under this section, the county assessor shall enter the notation ‘po-  
13      tential additional tax liability’ on the assessment and tax roll.

14      “(3) To obtain deferral under this section, the landowner must  
15      submit to the county assessor, on or before April of the assessment  
16      year to which the deferral relates, written notification requesting  
17      deferral and attesting to the effects of Douglas-fir mortality on the  
18      land.

19      “(4) When the land is disqualified from special assessment other  
20      than as described in subsection (2)(a) of this section:

21      “(a) The additional taxes shall become due as provided in ORS

1 **308A.707; and**

2       **“(b) The land shall, as of the property tax year next following the**  
3 **property tax year for which the landowner submitted the written no-**  
4 **tification under subsection (3) of this section:**

5       **“(A) Be valued under ORS 308.232 at its real market value as defined**  
6 **by law; and**

7       **“(B) Be assessed at its assessed value under ORS 308.146 or as oth-**  
8 **erwise provided by law.**

9       **“SECTION 3. Section 2 of this 2026 Act is repealed on January 2,**  
10 **2028.”.**

11       In line 21, delete “3” and insert “4”.

12       On page 2, after line 29, insert:

13       **“SECTION 5. ORS 308A.707, as amended by section 4 of this 2026 Act,**  
14 **is amended to read:**

15       “308A.707. (1) Notwithstanding ORS 308A.706, [*and except as provided in*  
16 *section 2 of this 2026 Act,*] additional taxes shall be imposed on land that is  
17 disqualified from small tract forestland assessment under ORS 321.712 or  
18 321.716. If after disqualification the land remains specially assessed under a  
19 special assessment program described in ORS 308A.706 (1)(d)(A) to (D), (F)  
20 or (G), the additional taxes shall be computed under subsection (2) of this  
21 section. If after disqualification the land is not specially assessed under a  
22 program described in ORS 308A.706 (1)(d)(A) to (D), (F) or (G), the additional  
23 taxes shall be computed under subsection (3) of this section.

24       “(2)(a) The additional taxes for disqualified small tract forestland that is  
25 qualified for special assessment under a program described in ORS 308A.706  
26 (1)(d)(A) to (D), (F) or (G) shall be equal to the difference between the taxes  
27 assessed against the land under ORS 321.700 to 321.754 and the taxes that  
28 would have been assessed against the land:

29       “(A) Under ORS 321.257 to 321.390, if the land is located in western  
30 Oregon; or

1       “(B) Under ORS 321.805 to 321.855, if the land is located in eastern  
2 Oregon.

3       “(b) The number of years for which additional taxes shall be calculated  
4 shall equal the lesser of 10 years or the number of consecutive years the land  
5 has been assessed as small tract forestland.

6       “(3)(a) The additional taxes for disqualified small tract forestland that is  
7 not qualified for special assessment under a program described in ORS  
8 308A.706 (1)(d)(A) to (D), (F) or (G) shall be equal to the sum of:

9       “(A) The amount determined under subsection (2) of this section; and

10       “(B) The difference between the taxes that would have been assessed  
11 against the land under ORS 321.257 to 321.390, if located in western Oregon,  
12 or ORS 321.805 to 321.855, if located in eastern Oregon, and the taxes that  
13 would otherwise have been assessed against the land, for the lesser of the  
14 number of consecutive years the land was forestland or five years.

15       “(b) Notwithstanding paragraph (a)(B) of this subsection, if any provision  
16 of ORS 308A.700 to 308A.733 would cause the deferral or elimination of ad-  
17 ditional taxes that are imposed under ORS 308A.703 or 308A.712, that pro-  
18 vision shall also cause the deferral or elimination of the additional taxes  
19 imposed under paragraph (a)(B) of this subsection, under the same terms,  
20 requirements and conditions that additional taxes under ORS 308A.700 to  
21 308A.733 are deferred or eliminated.

22       “(4) The additional taxes described in this section shall be imposed and  
23 collected at the same time and in the same manner as additional taxes de-  
24 scribed in ORS 308A.703 are imposed and collected.

25       “(5) The additional taxes described in this section shall be deemed as-  
26 sessed and imposed in the year to which the additional taxes relate.

27       “(6) The amount determined to be due under this section may be paid to  
28 the tax collector prior to the time of the next general property tax roll,  
29 pursuant to the provisions of ORS 311.370.

30       “(7) As used in this section, ‘forestland,’ ‘western Oregon’ and ‘eastern

1 Oregon' have the meanings given those terms in ORS 321.700.

2 **“SECTION 6. The amendments to ORS 308A.707 by section 5 of this**  
3 **2026 Act become operative on January 2, 2028.”.**

4 In line 30, delete “4” and insert “7”.

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