

SENATE BILL 1625

By Briggs

AN ACT to amend Tennessee Code Annotated, Title 67,
Chapter 5, relative to property tax appeals.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 67-5-1412(b)(3), is amended by deleting the subdivision.

SECTION 2. Tennessee Code Annotated, Section 67-5-1412(c), is amended by deleting the subsection and substituting instead the following:

(c) Complaints and appeals to the state board of equalization must be filed in such format as the board may require by rule, and the board may permit the use of electronic filing including electronic verification and signatures. The appellant has the right to withdraw any complaint and appeal at any time before a decision has been entered on the primary issue of the complaint and appeal.

SECTION 3. Tennessee Code Annotated, Section 67-5-1512(b), is amended by deleting the subsection and substituting instead the following:

(b)

(1) Penalty and interest otherwise due on delinquent property taxes does not accrue while an appeal of the assessment is pending before the county or state boards of equalization if the taxpayer, before the delinquency date, pays the undisputed portion or pays the full tax due.

(2) For purposes of this subsection (b), "undisputed portion" means the amount the taxpayer would owe based on the taxpayer's good faith claim for relief.

(3) If the full tax due is paid, the city or county collecting official may decline to accept the disputed portion of tax.

(4) Delinquency penalty and interest postponed under this subsection (b) begins to accrue thirty (30) days after issuance of the final assessment certificate of the state board of equalization and until the tax is paid.

(5) On motion of the city or county to whom tax is owed, the state board of equalization shall dismiss the appeal of any taxpayer who fails to pay delinquent taxes that have accrued on property that is the subject of the appeal, or who fails to pay at least the undisputed tax related to a properly appealed assessment.

SECTION 4. Tennessee Code Annotated, Section 67-5-1512(c), is amended by deleting the subsection and substituting instead the following:

(c) Any additional tax due following the appeal will accrue interest from the delinquency date at the composite prime rate published by the federal reserve board as of the delinquency date, minus two (2) points.

(d)

(1) Any tax found refundable following the appeal will accrue interest from the delinquency date at the composite prime rate published by the federal reserve board as of the delinquency date, minus two (2) points.

(2) Sixty (60) days after issuance of the final assessment certificate of the state board of equalization, the interest rate on a deferred refund shall increase two (2) points until the refund is finally paid.

(3) For purposes of this subsection (d), "deferred refund" means the amount owed to the taxpayer, excluding any penalties and interest.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.