

Division of Assessment, Recording and Taxation

November 22, 2019

To: Multnomah County Board of Commissioners  
Multnomah County Treasury  
Multnomah County Taxing Districts

From: Lori Finstad, Tax Accounting Supervisor

RE: Annual Potential Refund Credit Update

ORS 305.286 provides the Multnomah County Assessor with a procedure to order a potential refund credit for property tax whenever the disputed amount of any property value under appeal exceeds \$1 million, or is assessed under ORS 308.505 to 308.681. Because these are typically multi-year appeals, settlement of large value appeals can potentially result in payment of large amounts of refund interest. The ordering of Potential Refund Credits is designed to mitigate that impact of that interest payment on the taxing districts. This update serves as notification of potential refund credits currently ordered and the status of those appeals, as itemized on the schedule provided

Potential refund credit amounts are withheld from distribution per ORS 311.395, and deposited into a separate trust and agency account until the appeal is settled. These funds are invested and accruing bank interest until resolution of appeal. If a refund is issued as the result of appeal the potential refund credit, and bank interest accrued from the payment date until the refund date, is issued. If taxes held are determined to be due to the taxing districts, the potential refund credit and bank interest accrued will be transferred into the unsegregated tax trust and agency fund to be distributed to the taxing districts.

If you have any questions about this notice please contact Lori Finstad, Tax Accounting Supervisor, at 503-988-5833, or [lori.finstad@multco.us](mailto:lori.finstad@multco.us).

TAXPAYER	YEAR	TOTAL RMV	CONTESTED RMV	LEVIED TAX	TAX DISTRIBUTED	POTENTIAL REFUND CR	Filed	Status
					(net of discount)	(net of discount)		
CenturyLink	2019/20	\$333,100,000	\$209,004,500	\$5,954,480.43	\$2,151,895.42	\$3,623,950.61	2018/19	Case #TC-5351
BNSF	2019/20	\$93,678,805	\$22,840,314	\$1,285,914.74	\$943,217.54	\$304,119.75	2017/18	TC# 170346R, in Abeyance pending Ninth Circuit Court Decision
							2018/19	TC# 180353R, in Abeyance pending Ninth Circuit Court Decision
							2019	Circuit C# 3-17-CV-17196-MO, now case 19-35184
Delta	2019/20	\$212,560,000	\$93,910,000	\$3,513,106.66	\$1,902,169.75	\$1,505,543.71	2019/20	TC# 190340R