STATE OF CALIFORNIA

STATE BOARD OF EQUALIZATION
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Executive Director

December 3, 1999

No. 99/79

TO COUNTY ASSESSORS AND INTERESTED PARTIES:

PROPERTY TAX RULE
APPEAL AFTER A MANDATORY AUDIT

Board staff are in the process of drafting a Property Tax Rule which clarifies the appeals provisions following a mandatory audit pursuant to section 469 of the Revenue and Taxation Code. The new rule will be Property Tax Rule 305.3 and is tentatively titled *Appeal After a Mandatory Audit*. It is scheduled for discussion at the Board's Property Tax Committee meeting on April 5, 2000. An interested parties meeting is contemplated for February 25, 2000.

In order to make this rule-writing process comprehensive, we are seeking suggested issues or proposed language for the new rule. Some of the issues currently under discussion for inclusion in the rule are:

- Defining *subject to an escape assessment*.
- Defining *property* as used in the phrase "property subject to escape assessment."
- Defining *location* as used in the phrase "property of the assessee at the location."
- Determining what serves as *notice* to the taxpayer, e.g., tax bill, Notice of Proposed Escape Assessment, audit findings, workpapers, etc.

Any suggestions or comments regarding the rule must be received by December 17, 1999. Staff will be finalizing the draft of the proposed rule within the next few weeks. If you have any questions regarding this project, please contact either Dean Kinnee at (916) 322-3822, e-mail dkinnee@boe.ca.gov; or Sherrie Kinkle at (916) 322-2921, e-mail skinkle@boe.ca.gov; fax number (916) 323-8765.

Sincerely,

/s/ Richard C. Johnson

Richard C. Johnson
Deputy Director
Property Taxes Department

RCJ:sk