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Sequence Number: 11-11-14
Notice ID(s): 2265
File Date: 11/10/14

Notice of Rulemaking Hearing

Hearings will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, Tennessee Code Annotated, Section 4-5-204. For questions and copies of the notice, contact the person listed below.

Agency/Board/Commission:	State Board of Equalization
Division:	
Contact Person:	Kelsie Jones
Address:	Ste. 900, 312 Rosa L Parks Ave., Nashville, TN 37243-1402
Phone:	615-747-5379
Email:	kelsie.jones@cot.tn.gov

Any Individuals with disabilities who wish to participate in these proceedings (to review these filings) and may require aid to facilitate such participation should contact the following at least 10 days prior to the hearing:

ADA Contact:	Sheryl Gossard, COT Management Services
Address:	Ste. 1400, 505 Deaderick St., Nashville, TN 37243-1402
Phone:	615-401-7738
Email:	sheryl.gossard@cot.tn.gov

Hearing Location(s) (for additional locations, copy and paste table)

Address 1:	Legislative Plaza, Room 31		
Address 2:			
City:	Nashville, TN		
Zip:	37219		
Hearing Date :	1/5/2015		
Hearing Time:	10:00 am	x CST ___EST	

Additional Hearing Information:

Revision Type (check all that apply):
x Amendment
___ New
___ Repeal

Rule(s) (**ALL** chapters and rules contained in filing must be listed. If needed, copy and paste additional tables to accommodate more than one chapter. Please enter only **ONE** Rule Number/Rule Title per row.)

Chapter Number	**Chapter Title**
0600-01	Contested Case Procedures
Rule Number	**Rule Title**
0600-01-.03	Initiating a Contested Case
0600-01-.08	Conditions for Appeal and Hearing
0600-01-.17	Fees

Substance of rule amendments:

Rule 0600-01-.03 would be amended by adding the following language at the end of paragraph (1)(d):

An electronic filing must be used by any taxpayer filing appeals on more than three parcels in a given year, or by any agent or practitioner filing appeals on more than three parcels in a given year.

Authority: T.C.A. §67-1-305 and 67-5-1412.

Rule 0600-01-.08 would be amended by deleting the existing language in paragraph (1) and by substituting instead the following:

(1) Except by written directive of the Executive Secretary, no appeal which is initiated under Rule 0600-1-.03(1)(a) will be docketed for a hearing or prehearing conference before an administrative judge unless the appropriate appeal form appears to have been fully completed in good faith. If the valuation of the subject property is at issue, the appeal form must include a bona fide estimate of the market value of the property as of the relevant assessment date, and a statement of rationale in support of the estimated value. If the bona fide estimate of value exceeds $250,000 and pertains to property classified as commercial or public utility, this statement must include one or more of the cost, income, or market data approaches to value that support the estimate, specifying components of the approach and supporting documentation as follows:

(a) Cost approach – supply actual cost with appropriate trending factors to applicable assessment date; supply estimates for physical depreciation and functional and/or economic obsolescence where applicable.

(b) Market approach – supply up to three sales of comparable properties, indicating property identification, date of sale, price, area, year built, condition, and adjustments appropriate to render comparable selling price consistent with the subject property.

(c) Income approach -- supply actual and reconstructed potential and effective gross income, operating expenses (fixed, variable and replacement reserves), and an estimated required rate of return (income or discount). Three years actual income and expenses should be provided in addition to reconstructed income and expenses anticipated for the assessment year at issue.

Appeals which fail to include the supporting information when filed will be subject to dismissal if the failure is not cured within thirty (30) days of a request for compliance filed by an opposing party. The administrative judge may for good cause shown extend the time allowed for compliance by up to thirty (30) additional days.

Authority: T.C.A. §67-1-305 and 67-5-1412.

Rule 0600-01-.17 would be amended by deleting the existing language in paragraph (2) and by substituting instead the following

The initial processing fee shall be seven dollars ($7) per parcel.

Authority: T.C.A. §67-1-305 and 67-5-1501.

I certify that the information included in this filing is an accurate and complete representation of the intent and scope of rulemaking proposed by the agency.

Date: 11-10-14

Signature: Kelsie Jones

Name of Officer: Kelsie Jones

Title of Officer: Ex. Sec. SBOE

Subscribed and sworn to before me on: 10 November 2014

Notary Public Signature: Shirley Marriott

SHIRLEY MARRIOTT STATE OF TENNESSEE NOTARY PUBLIC DAVIDSON COUNTY

My commission expires on: 08 MAY 2018

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Filed with the Department of State on: 11/10/14

Tre Hargett
Secretary of State

2014 NOV 10 PM 1:49
SECRETARY OF STATE
TALLAHASSEE, FLORIDA