

# OREGON FOOD PROCESSOR EXEMPTION CLAIM

## Tax Year 2012-13

[Oregon Revised Statute (ORS) 307.453 – 307.459]

<b>DEPARTMENT OF REVENUE USE ONLY</b>
Postmark Date

**INSTRUCTIONS**

- See page 2 of this form for further filing instructions.
- File with the Oregon Department of Revenue if it appraises your property under ORS 306.126. If your property is appraised by the county assessor, file with the assessor of the county containing the property.
- File after January 1 and on or before March 1 directly following the year in which the property is newly acquired and first placed into service.
- Attach the certification(s) listing all qualified machinery and equipment certified by the Oregon Department of Agriculture.
- This claim for exemption is filed **in addition** to filing your Industrial Property Return or Real Property Return on or before March 1, under ORS 308.290.
- You may access this form on the Department of Revenue's website at [www.oregon.gov/DOR/PTD/303-085.shtml](http://www.oregon.gov/DOR/PTD/303-085.shtml).

FOR ASSESSOR'S USE ONLY		
Date Received	Received By	Filing Fee \$
Account Number	Code Area Number	<input type="checkbox"/> Approved <input type="checkbox"/> Denied
Briefly Give Reason for Denial		

**FILER / TAXPAYER**

Name of Food Processor	Telephone Number (     )	County where business and property are located	
Mailing Address	City	State	ZIP Code
Location of Property (street address if different from above)	City	State	ZIP Code
Map and Tax Lot Number of Site	Contact Person	Title	

**LATE FILING**

**Extensions for your Industrial or Real Property Return do not apply to this claim.**

1.  Check to indicate that you are filing after March 1 and on or before December 31 in the year of exemption.
2.  Check to indicate that you are including, with this claim, the **required** late filing fee.
3. Check to indicate the method you used to calculate your late filing fee. You must choose the one method that equals the greater amount.
  - \$200, or
  - 1/10 of 1 percent of the real market value (RMV) of your certified exempt real and personal property:  
 0.001 x \_\_\_\_\_ (RMV) = \_\_\_\_\_ (late filing fee)

To arrive at your RMV, add the invoice cost of the machinery and equipment, installation, engineering, and miscellaneous costs including machinery process piping, foundations, power wiring, interest during installation, and freight.

**EXEMPTION ON QUALIFIED PROPERTY**

1. This property tax exemption is requested for the tax year beginning July 1, \_\_\_\_\_ and ending June 30, \_\_\_\_\_.
2. Certification(s) listing all qualified machinery and equipment is attached.  Check here if you've attached additional pages.  
 Certification number: \_\_\_\_\_ Certification number: \_\_\_\_\_ Certification number: \_\_\_\_\_  
 Certification number: \_\_\_\_\_ Certification number: \_\_\_\_\_ Certification number: \_\_\_\_\_
3.  Check to indicate that your business is responsible for payment of all ad valorem taxes assessed on all of the subject certified property held by you under a lease or lease agreement.

**DECLARATION\***

I declare under penalties of false swearing [ORS 305.990(4)] that I have examined this document and attachments, and to the best of my knowledge, they are true, correct, and complete. I have concluded that my business satisfies the requirements of a qualified business and complies with all local, Oregon, and federal laws that are applicable to my business.

**MUST BE SIGNED BY AN OWNER, COMPANY EXECUTIVE, OR AUTHORIZED REPRESENTATIVE OF THE BUSINESS\***

Signature* <b>X</b>	Date*
Title (if not an owner or executive, attach letter attesting to appropriate contractual authority)	

**THIS CLAIM DOES NOT REPLACE YOUR INDUSTRIAL OR REAL PROPERTY RETURN**

## Instructions for Oregon Food Processor Exemption Claim

Senate Bill (SB) 479, passed by the 2005 Legislature, created a new property tax exemption for food processors' qualified real and personal property machinery and equipment (M&E) that is certified by the Oregon Department of Agriculture (ODA). The exemption was first available for the tax year beginning on July 1, 2006. To receive an exemption, the qualified M&E must first be certified by ODA and then the food processor needs to file an *Oregon Food Processor Exemption Claim* form (150-303-085-1) along with copies of the ODA-approved certification form(s). The exemption begins the first tax year following certification and filing of the claim for exemption and continues for the next four succeeding tax years if, as of January 1 of each year, the certified M&E remains qualified. Read below for further filing instructions.

### How Do I Qualify?

- A **"food processor"** must be engaged in the business of freezing, canning, dehydrating, concentrating, preserving, processing, or repacking for human consumption raw or fresh fruit, vegetables, nuts, legumes, or seafood in any procedure that occurs **prior to the point of first sale** by the processor.
- **"Qualified machinery and equipment,"** whether new or used, must be **newly acquired** by a food processor and first **placed into service** prior to January 1 preceding the first tax year for which an exemption is claimed. (Visit ODA's website at [www.oregon.gov/ODA](http://www.oregon.gov/ODA) for definitions of "newly acquired" and "placed into service," rules, and other information relating to this law).
- **"Qualified real property M&E"** must be used by a food processor in the **primary processing** of raw or fresh fruit, vegetables, nuts, legumes, or seafood.
- **"Qualified personal property M&E"** must be used by a food processor in an **integrated processing line for the primary processing** of raw or fresh fruit, vegetables, nuts, legumes, or seafood. An "integrated processing line" does not include forklifts, trucks, or other rolling stock used to transport material to or from a point of manufacture or assembly.

### How Do I Get The Exemption?

- **Make a written request** to ODA for **certification of qualified M&E**. The forms for certification (*Oregon Food Processor Certification of Qualified Machinery and Equipment*, 150-303-085-3 through -6) are available from ODA or from the Department of Revenue's (DOR) website at

[www.oregon.gov/DOR/PTD/303-085.shtml](http://www.oregon.gov/DOR/PTD/303-085.shtml). Choose from four different certification forms, depending on if you own or lease your real or personal property M&E. Use the appropriate certification form and if your property is leased, **use a separate sheet for each lessor**. For information about the certification process and how to schedule a certification visit with ODA, go to their website at [www.oregon.gov/ODA](http://www.oregon.gov/ODA).

- After your qualified M&E has been certified by ODA, retain the ODA approved and signed *Oregon Food Processor Certification of Qualified Machinery and Equipment* form(s) for your records.
- **Claim the exemption** by completing the *Oregon Food Processor Exemption Claim* form (150-303-085-1). This form is available on DOR's website at [www.oregon.gov/DOR/PTD/303-085.shtml](http://www.oregon.gov/DOR/PTD/303-085.shtml).
- **File the exemption claim** with DOR if it appraises your property under ORS 306.126. If your property is appraised by the county assessor, file with the assessor of the county where your property is located.
- **The Oregon Food Processor Exemption Claim is filed in addition to filing your Industrial Property Return or Real Property Return. The Exemption Claim does not replace your Industrial or Real Property Return.**
- Attach the ODA-approved certification form(s), *Oregon Food Processor Certification of Qualified Machinery and Equipment*, to the exemption claim form.
- The exemption begins the first tax year following certification and filing of the claim for exemption and continues for the next four succeeding tax years if, as of January 1 of each year, the certified M&E remains qualified. Visit ODA's website at [www.oregon.gov/ODA](http://www.oregon.gov/ODA) to learn more about the certification process and how to report changes to your certified M&E.

### When Do I File?

- **After January 1 and on or before March 1** directly following the year in which the property is newly acquired **and** first placed into service.
- **Late filing** is after March 1 and on or before December 31 directly following the year in which the property is newly acquired and first placed into service. If you file late, you **must** include with your claim a late filing fee of the greater of \$200 or one-tenth of one percent of the real market value of the property that is the subject of your claim. Extensions for filing your Industrial or Real Property Return **do not** apply to this exemption claim.