

Re: Law Requiring Rendition of Business Personal Property

Dear Taxpayer:

The Texas Legislature enacted Senate Bill 340 which REQUIRES that the enclosed rendition(s) be completed and returned to our office no later than April 15, 2008. The deadline will be extended to May 15 if our office receives a written request by no later than April 15. You are entitled to an extension of the deadline to May 15 if you request the extension in writing. You may receive an additional 15-day extension if you request it in writing and show good cause for the extension. Address your request to the chief appraiser at the address shown on the first page of the form.

Under Section 22.01 of the Tax Code, a person SHALL render for taxation ALL tangible Personal Property used for the production of income THAT THE PERSON OWNS OR MANAGES AS A FIDUCIARY on January 1, 2008. Section 22.28 REQUIRES the Chief Appraiser to impose **A PENALTY OF 10% OF THE TOTAL TAXES IMPOSED ON THE PROPERTY IF IT IS NOT RENDERED**. Section 22.29 mandates an additional 50% penalty for any fraudulent report, alteration of documents, or concealment of evidence requested. If you receive a form for items not owned by you or not located in Midland County as of January 1, 2008, please send the form back with an explanation of why the property should no longer be taxable.

All renditions MUST contain (1) the name and mailing address of the property OWNER (Note Section 22.01 (d) requires "A fiduciary who renders property shall indicate his fiduciary capacity and shall state the name and address of the owner").

(2) a general description of the property by type or category and (3) the physical location or taxable situs of the property.

In addition, under Section 22.01 (a)(5) renditions of property valued at \$20,000 or more must include the property owner's Good Faith Estimate of the market value of the property or the historical cost when acquired and the year of acquisition of the property. The property owner may choose to provide both of the above.

Furthermore, if the property is inventory, a description of each type of inventory and a general estimate of the quantity of each type of inventory must be provided unless the total value of the property is less than \$20,000. If such is the case, please state a clear estimate of the value of the property so that our office will know that the greater detail required of larger properties is not required for this property.

Section 22.07 of the Tax Code now provides that "the Chief Appraiser may request, either in writing or by electronic means, that the property owner provide a statement containing supporting information indicating how the value rendered under Section 22.01(a)(5) was determined." **CONSIDER THIS LETTER OUR REQUEST FOR THAT INFORMATION.** The easiest way to comply with the revised Section 22.07 is to complete the rendition form in full attaching supporting documents as needed. Include the number of employees, since only businesses with 50 employees or less may submit the depreciation schedules used for Federal Income Tax purposes for their estimate of value.

If the chief appraiser denies an exemption, or if exemption applicable to a property on January 1 terminates during the tax year, you must file a rendition form within 30 days after the termination.

Please contact our Personal Property Department at (432) 699-4991 if you have any questions about how best to complete the enclosed rendition(s). We appreciate your cooperation in our joint effort to ensure a fair market value for all Business Personal Property.

MIDLAND CENTRAL APPRAISAL DISTRICT

4631 Andrews Hwy. P O Box 908002
Midland, Texas 79708-0002
(432) 699-4991

CONFIDENTIAL RETURN OF BUSINESS VEHICLES FOR JANUARY 1, 2008

The Chief Appraiser and the State Property Tax Code, Chapter 22, requires that this form be filed between January 1 and April 15 with the Appraisal District, by all owners of vehicles, owned, held or used in connection with any type of business or profession as of the first day of January.

NAME AND MAILING ADDRESS: _____ _____ _____
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ACCOUNT NUMBER: _____
LOCATION OF PROPERTY: _____ _____ _____

Owner's Name _____
Telephone No. _____

CHECK ONE:	<input type="checkbox"/> INDIVIDUAL	<input type="checkbox"/> PARTNERSHIP	<input type="checkbox"/> CORPORATION	<input type="checkbox"/> OTHER
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I. VEHICLES OWNED AND USED IN BUSINESS OR PROFESSION

Personal cars and pickups owned by individuals that are **not** used in a business or profession to produce income should **not** be listed on this report. List only vehicles that are used to produce income as reported with the IRS. Vehicles disposed of after January 1 of the current year are taxable for that year and must be listed below. Tonnage for trucks listed below must be manufacturer's rated tonnage. If needed, attach additional sheets.

NOTE: If vehicles are used in interstate commerce then please contact this office for the appropriate Allocation Form.

REPORT VEHICLES LEASED FROM OTHERS ON THE BACK OF THIS FORM.

YEAR MODEL	MAKE AND MODEL	VEHICLE IDENTIFICATION NUMBER	LICENSE NUMBER	TONNAGE (TRUCKS & TRAILERS)	OWNER'S COST	OWNER'S ESTIMATE OF VALUE	MIDLAND C A D USE ONLY

SPECIAL EQUIPMENT

List and describe below any equipment attached to the vehicles and trailers.

Equipment and Description	Vehicles to Which Attached	Owner's Cost	Year Acquired	Property Owner's Value Estimate (Optional) *	Midland C A D use only

II. BUSINESS VEHICLES USED BUT NOT OWNED BY BUSINESS

ATTACHED ADDITIONAL SHEETS IF NEEDED.

YEAR MODEL	MAKE AND MODEL	VEHICLE IDENTIFICATION NUMBER	OWNER'S NAME AND ADDRESS

Signature and Affirmation

I affirm that the information contained in this rendition and all attachments, if any, is accurate and complete to the best of my knowledge and belief. Additional information necessary to identify the property and to determine its ownership, taxability, and situs will be made available to employees of the appraisal district upon request.

I attest that the information contained in this rendition is true and accurate to the best of my knowledge and belief.

Owner/Agent Signature	Title	Notary Statement: Complete if signer is not an owner, employee or officer of the company or affiliated company. SUBSCRIBED AND SWORN TO BEFORE ME this the _____ day of _____, 20_____ _____ Notary Public, State of Texas
Printed Name	Date	
Company Name	Telephone No:	
Section 22.26 of the Property Tax Code states: (a) Each rendition statement or property report required or authorized by this chapter must be signed by an individual who is required to file the statement or report. (b) When a corporation is required to file a statement or report, an officer of the corporation or an employee or agent who has been designated in writing by the board of directors or by an authorized officer to sign in behalf of the corporation must sign the statement or report.		

If you make a false statement on this form, you could be found guilty of a Class A misdemeanor or a state jail felony under Section 37.10, Penal Code.

If you fail to timely file a rendition or property report required by Texas law, the chief appraiser must impose a penalty in an amount equal to 10 percent of the total taxes due on the property for the current year. If the court determines that you filed a false rendition or report with the intent to commit fraud or to evade the tax or you alter, destroy, or conceal any record, document, or thing, or present to the chief appraiser any altered or fraudulent record, document, or thing, or otherwise engage in fraudulent conduct for the purpose of affecting the outcome of an inspection, investigation determination, or other proceeding before the appraisal district, the chief appraiser must impose an additional penalty equal to 50 percent of the total taxes due on the property for the current year.