

Rule Review

Section 121.24(D) of the Ohio Revised Code requires the Department of Taxation to create a plan for periodic review of its administrative rules, at least once every five years. The department's rule review schedule is as follows:

Tax	Year
Sales/use tax	2006
Tangible personal property tax	2007
Administration and Division of Tax Equalization	2008
Excise taxes	2008
Franchise, income, and municipal taxes	2009
Estate tax and commercial activity tax (new)	2010

Section 121.24(E) of the Ohio Revised Code requires the Department of Taxation to designate an individual or office that is responsible for providing information on its administrative rules. The Office of Chief Counsel is the department's designated office. Rules are reviewed to determine if they are still necessary, need amending, or are to be rescinded in Ohio Administrative Code Chapter 5703.

Rules Reviewed in FY 2005

The following is a summary of the department's review of its estate tax rules in 2005:

5703-21-01	Requirements for filing a preliminary notice, an estimate of property, and estate tax return for a resident decedent's nontaxable estate. (necessary)
5703-21-02	Postponement of payment of estate tax attributable to reversionary or remainder interests. (necessary)
5703-21-03	Election notification and annual report for qualified farm property. (necessary)
5703-21-04	Extensions of time for payment for undue hardship. (necessary)
The Division of Tax Equalization's rules underwent a large-scale modification in 2003 which is not summarized here. The following are the division's rules in which action was taken in calendar year 2005 only:	
5703-25-10	Classification of real property and coding of records. (amended)
5703-25-18	Partial exemption from real property tax. (new)