

1998 SESSION

INTRODUCED

980846400

HOUSE BILL NO. 788

Offered January 26, 1998

A BILL to amend and reenact § 58.1-3903 of the Code of Virginia, relating to omitted local taxes or levies.

Patron—Phillips

Referred to Committee on Counties, Cities and Towns

Be it enacted by the General Assembly of Virginia:

1. That § 58.1-3903 of the Code of Virginia is amended and reenacted as follows:

§ 58.1-3903. Omitted local taxes or levies.

A. If the commissioner of the revenue of any county or city or the tax-assessing officer of any town ascertains that any local tax has not been assessed for any tax year of the three preceding tax years or that the same has been assessed at less than the law required for any one or more of such years, or that the taxes for any cause have not been realized, the commissioner of the revenue or other assessing officer shall list and assess the same with taxes at the rate or rates prescribed for that year, adding thereto penalty and interest at the rate provided under §§ 58.1-3916 and 58.1-3918. Interest may be computed upon the taxes and penalty from the first day following the due date in the year in which such taxes should have been paid and shall accrue thereon from such date until payment; ~~provided~~ however, if such assessment was necessitated through no fault of the taxpayer, such penalty and interest shall accrue after thirty days from such date of assessment until payment.

B. If the commissioner of the revenue of any county or city or the tax-assessing officer of any town ascertains that any local meals tax assessment has not been reported ~~and~~ nor the tax owed paid for any month, the commissioner of the revenue or other assessing officer shall list and assess the same with taxes at the rate or rates prescribed for that period, adding thereto penalty and interest at the rate provided under §§ 58.1-3916 and 58.1-3918. Interest may be computed upon the taxes and penalty from the first day following the due date in the month in which such taxes should have been paid and shall accrue thereon from such date until payment; however, if such assessment was necessitated through no fault of the taxpayer, such penalty and interest shall accrue after thirty days from such date of assessment until payment.

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