



## Testimony before the Senate Ways & Means Committee

May 23, 2018

Good morning Chairman Eklund, Vice-Chairman Terhar, Ranking member Williams and members of the committee. My name is Jeff McClain and I am Director of Tax and Economic Policy for the Ohio Chamber of Commerce. I am here today representing our tax committee and over 8,000 chamber members.

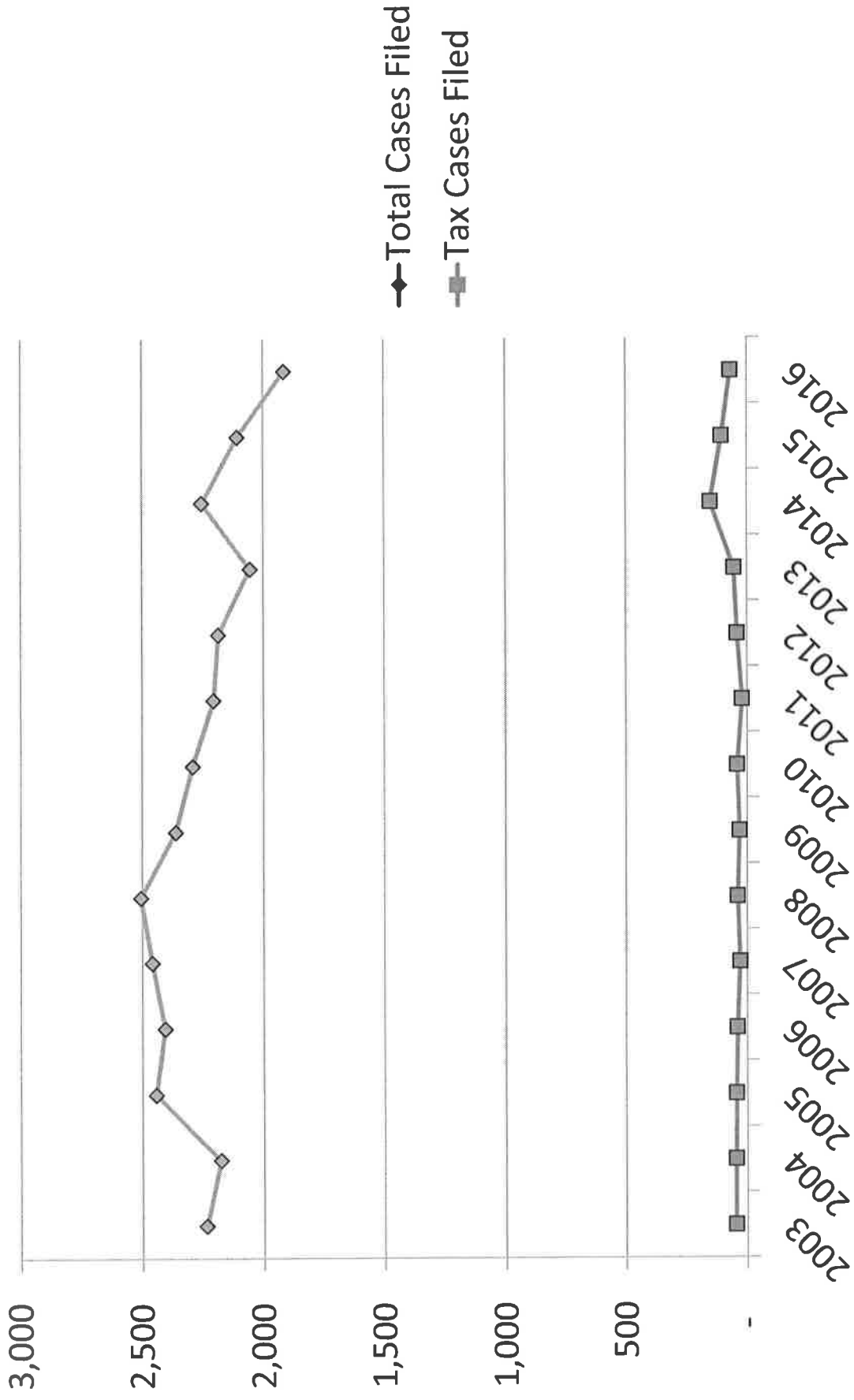
HB 292 is well thought out and will bring clarity to residency for income taxes. While we are supportive of this clarity, we simply monitored the bill rather than actively supporting it. My reason for testifying today is in support of AM1959, which brings a needed partial restoration of the Right of Direct Appeal from Board of Tax Appeals decisions to the Ohio Supreme Court. The Ohio Chamber, along with other business groups was very concerned when this right was taken away in HB 49, otherwise known as the biennial budget. While we share concerns about having too many cases to hear, especially valuation cases, we believe that this amendment reaches a fair solution. It only allows a restoration of the right for Tax Commissioner cases and others of

statewide import. I have included information showing the total cases and total tax cases in relation to what this amendment will allow. As you will see, what we are suggesting is just a handful. This change will allow the state to avoid increased cost of tax appeals to taxpayers and the government, better ensure uniformity throughout the appellate districts and avoid proliferation of venue changes. Because of the extreme importance to the business community for fairness and equity in taxation, the Ohio Chamber of Commerce offers our full support for this measure.

The Ohio Chamber remains a strong defender of Ohio's business community and the State of Ohio. I stand ready to answer any questions you may have.

# Summary of Ohio Supreme Court Appeals

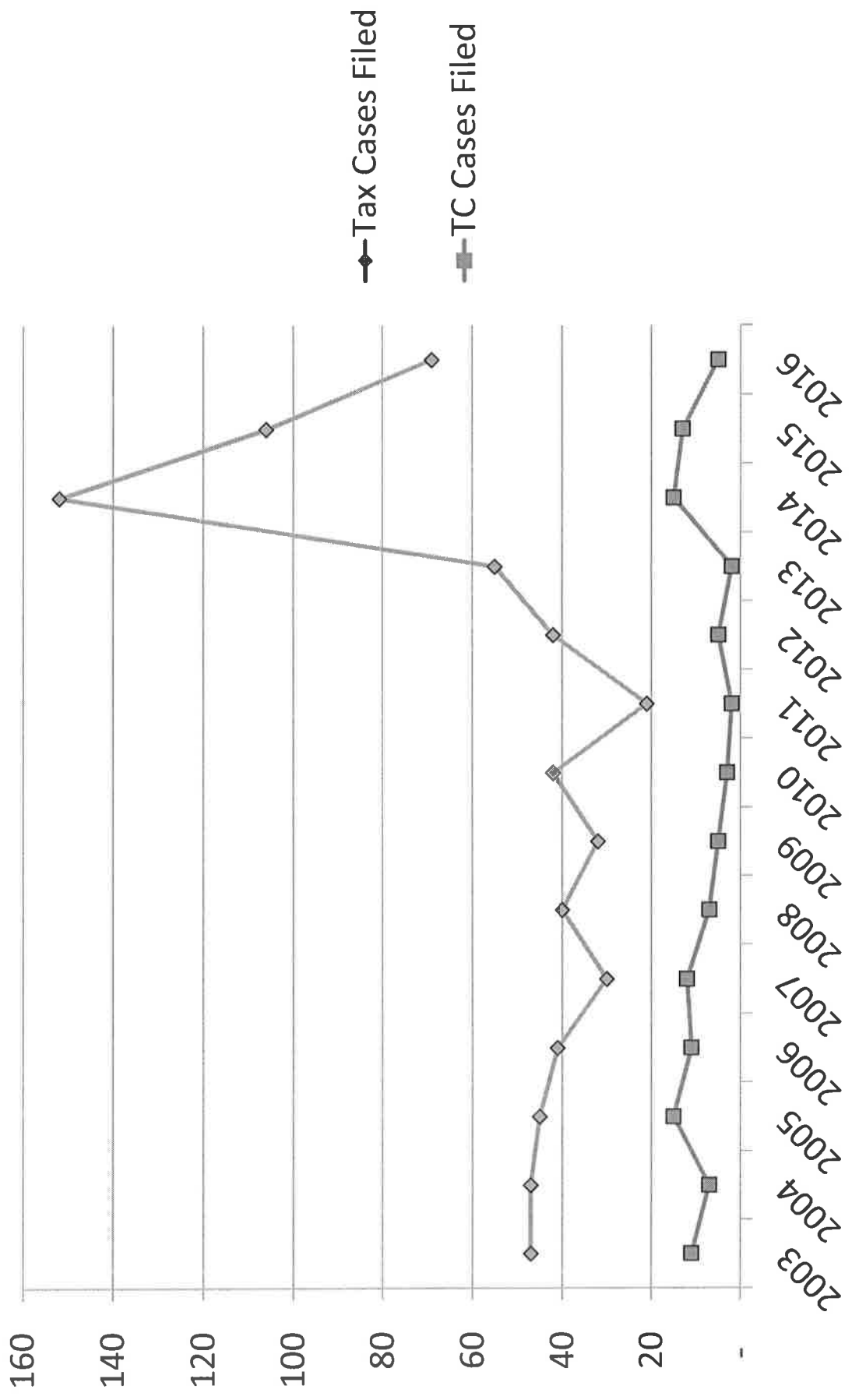
# Total Cases vs. Total Tax Cases



# Summary

| Year | Total Cases Filed | Tax Cases Filed |
|------|-------------------|-----------------|
| 2003 | 2,237             | 47              |
| 2004 | 2,178             | 47              |
| 2005 | 2,444             | 45              |
| 2006 | 2,407             | 41              |
| 2007 | 2,459             | 30              |
| 2008 | 2,506             | 40              |
| 2009 | 2,363             | 32              |
| 2010 | 2,293             | 42              |
| 2011 | 2,207             | 21              |
| 2012 | 2,187             | 42              |
| 2013 | 2,055             | 55              |
| 2014 | 2,255             | 152             |
| 2015 | 2,107             | 106             |
| 2016 | 1,914             | 69              |

# Total Tax Cases vs. Total Tax Commissioner Cases



# Summary

| Year | Tax Cases Filed | TC Cases Filed |
|------|-----------------|----------------|
| 2003 | 47              | 11             |
| 2004 | 47              | 7              |
| 2005 | 45              | 15             |
| 2006 | 41              | 11             |
| 2007 | 30              | 12             |
| 2008 | 40              | 7              |
| 2009 | 32              | 5              |
| 2010 | 42              | 3              |
| 2011 | 21              | 2              |
| 2012 | 42              | 5              |
| 2013 | 55              | 2              |
| 2014 | 152             | 15             |
| 2015 | 106             | 13             |
| 2016 | 69              | 5              |