1   Committee of Conference Report on SB 78, requiring audit records related to payment of business

2   profits tax to be confidential.

3

4   Recommendation:

5   That the Senate recede from its position of nonconcurrence with the House amendment, and

6   That the House recede from its position in adopting its amendment to the bill, and

7   That the Senate and House adopt the following new amendment to the bill as passed by the

8   Senate, and pass the bill as so amended:

9

10   Amend the bill by replacing all after the enacting clause with the following:

11

12   1 New Paragraphs; Business Profits Tax; Taxpayer Records. Amend RSA 77-A:11 by inserting

13   after paragraph III the following new paragraphs:

14   IV. Any taxpayer records obtained or inspected by the commissioner or his or her agents for

15   the purpose of conducting an audit of the taxpayer's compliance or liability under this chapter shall

16   be kept confidential and not disclosed for any purpose unless required by law.

17   V. In any judicial proceeding under this chapter, all taxpayer records and related pleadings

18   shall remain sealed and not disclosed to any non-party to the proceeding for any purpose unless

19   required by law.

20   2 Effective Date. This act shall take effect 60 days after its passage.

The signatures below attest to the authenticity of this Report on SB 78, requiring audit records related to payment of business profits tax to be confidential.

Conferees on the Part of the Senate

Conferees on the Part of the House

_____
Sen. Sanborn, Dist. 9

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Rep. Abrami, Rock. 19

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Sen. Giuda, Dist. 2

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Rep. Lang, Belk. 4

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Sen. D'Allesandro, Dist. 20

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Rep. Burns, Hills. 23

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Rep. Walz, Merr. 23

2017-2344-CofC

AMENDED ANALYSIS

    This bill requires that business profits tax taxpayer records obtained by the commissioner of revenue administration or the commissioner's agents for an audit of the taxpayer, or used in a judicial proceeding, shall be confidential and not disclosed.