

SUMMARY ANALYSIS OF AMENDED BILL

Author: Migden Analyst: Deborah Barrett Bill Number: SB 1752
 Related Bills: See Prior Analysis Telephone: 845-4301 Amended Date: May 2, 2006
 Attorney: Patrick Kusiak Sponsor: _____

SUBJECT: State Agencies Shall Furnish To The Controller Address or Other Identification Or Location Information To Be Used To Locate Owners Of Unclaimed Property

- DEPARTMENT AMENDMENTS ACCEPTED. Amendments reflect suggestions of previous analysis of bill as introduced/amended _____.
- AMENDMENTS IMPACT REVENUE. A new revenue estimate is provided.
- AMENDMENTS DID NOT RESOLVE THE DEPARTMENTS CONCERNS stated in the previous analysis of bill as introduced February 24, 2006.
- FURTHER AMENDMENTS NECESSARY.
- DEPARTMENT POSITION CHANGED TO _____.
- REMAINDER OF PREVIOUS ANALYSIS OF BILL AS INTRODUCED February 24, 2006, STILL APPLIES.
- OTHER – See comments below.

SUMMARY

This bill would require state and local agencies to provide confidential information to the Controller to locate owners of unclaimed property.

SUMMARY OF AMENDMENTS

The May 2, 2006, amendments made procedural changes related to the Controller’s responsibilities for administering unclaimed property that do not impact this department and are not discussed in this analysis. The amendments did not resolve the Implementation Concerns identified in the department’s analysis of the bill as introduced February 24, 2006. Those concerns are restated below for convenience. The remainder of the department’s analysis of the bill as introduced February 24, 2006, still applies.

POSITION

Pending.

Board Position:	Legislative Director	Date
<input type="checkbox"/> S	Brian Putler	5/16/06
<input type="checkbox"/> NA		
<input type="checkbox"/> SA		
<input type="checkbox"/> N		
<input type="checkbox"/> NP		
<input type="checkbox"/> O		
<input type="checkbox"/> NAR		
<input checked="" type="checkbox"/> PENDING		
<input type="checkbox"/> OUA		

IMPLEMENTATION CONSIDERATIONS

The department has identified the following implementation concerns. Department staff is available to work with the author's office to resolve these and other concerns that may be identified.

Violation of federal confidential income tax information disclosure laws is a felony. FTB is also prohibited by agreement from disclosing any IRS sourced taxpayer information, unless express consent has been received from the IRS. Failure to adhere to the express terms of the agreement could result in the IRS terminating its information sharing agreement with the department, resulting in significant loss of state income tax revenue that is generated from use of IRS data.

LEGISLATIVE STAFF CONTACT

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