

# SUMMARY ANALYSIS OF AMENDED BILL

Franchise Tax Board

Author: Runner Analyst: Deborah Barrett Bill Number: SB 234  
Related Bills: See Prior Analysis Telephone: 845-4301 Amended Date: 06-21-05  
Attorney: Patrick Kusiak Sponsor: \_\_\_\_\_

**SUBJECT:** Disclosure Of Personal Information In BOE Proceedings

- 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/amended \_\_\_\_\_.
- FURTHER AMENDMENTS NECESSARY.
- DEPARTMENT POSITION CHANGED TO \_\_\_\_\_.
- REMAINDER OF PREVIOUS ANALYSIS OF BILL AS AMENDED April 20, 2005, STILL APPLIES.
- OTHER – See comments below.

## SUMMARY

This bill would prohibit the release of personal information to the general public when that information is provided for use in Board of Equalization (BOE) proceedings, unless required or authorized by law.

## SUMMARY OF AMENDMENTS

The June 21, 2005, amendments would provide technical changes to various code sections relating to BOE programs and operations. These changes support the author's intention that the state's compelling interest to protect an individual's privacy supersedes the public's right to inspect public records by clarifying additional exemptions from disclosure. Since these changes address BOE's activities and operations only, they are not discussed within this analysis.

The previous amendments to this bill would require the department to eliminate a taxpayer's social security number, telephone number, and residential address from documents provided to the general public under a Public Records Act request for information provided to BOE for hearings on appeal. The remainder of the analysis of this bill as amended April 20, 2005, is still applicable.

## POSITION

Pending

## LEGISLATIVE STAFF CONTACT

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Board Position:

S                       NA                       NP  
 SA                       O                       NAR  
 N                       OUA                       PENDING

Legislative Director

Date

Brian Putler

7/25/2005