



chair **John Chiang**  
member **Jerome E. Horton**  
member **Ana J. Matosantos**

State of California  
**Franchise Tax Board**

02.16.12

Gina Rodriquez  
California Taxpayers Association  
1215 K St, Ste 1250  
Sacramento, CA 95814

Dear Ms. Rodriquez,

Thank you for your presentation at the Taxpayers' Bill of Rights Hearing held on December 1, 2011. I am responding to the proposal you submitted.

Charitable Remainder Trust Conformity

FTB staff understands that CalTax is seeking an author to carry legislation to conform to the 2006 federal law change dealing with charitable remainder trusts.

We briefly discussed the issue of expanding areas of automatic conformity in December. One barrier to automatic conformity has been the prohibition in the California Constitution on delegating legislative authority. Thus, it may be that addressing the issue of automatic conformity is more a legislative function than FTB's. Staff did contact policy committee staff to see if there would be interest in discussing this issue after the January bill deadlines have been met.

Sincerely,

Steve Sims, EA  
Taxpayers' Rights Advocate

cc: Hon. John Chiang, Chair  
Hon. Jerome E. Horton, Member  
Hon. Ana J. Matosantos, Member