

**NORTH CAROLINA GENERAL ASSEMBLY
LEGISLATIVE FISCAL NOTE**

BILL NUMBER: House Bill 1028 CS
SHORT TITLE: An Act to Provide for Taxpayers' Rights
SPONSOR(S): Representatives Hackney and Bowman

FISCAL IMPACT: **Expenditures:** **Increase (X)** **Decrease ()**
 Revenues: **Increase ()** **Decrease ()**
 No Impact ()
 No Estimate Available ()

FUND AFFECTED: **General Fund (X)** **Highway Fund ()** **Local Govt. ()**
 Other Funds ()

BILL SUMMARY: The bill requires that a statement of the taxpayer's bill of rights be printed annually and specifies information that can be contained in the bill of rights. It provides for taxpayer interviews to be recorded by taxpayers and Department personnel, except in situations of jeopardy assessments, jeopardy levies, criminal investigations, or controlled substance cases.

The bill provides that if a taxpayer requests specific advice from the Department of Revenue in writing and receives in response erroneous written advice, the taxpayer is not liable for any penalty or additional assessment attributable to the erroneous advice.

The bill authorizes the Department of Revenue to enter into agreements with taxpayers to make installment payments, specifies the conditions under which the Secretary may release a State lien and identifies property exempt from levy, attachment, or garnishment.

EFFECTIVE DATE: January 1, 1994

PRINCIPAL DEPARTMENT(S)/PROGRAM(S) AFFECTED: Department of Revenue

FISCAL IMPACT

<u>FY94</u>	<u>FY95</u>	<u>FY96</u>	<u>FY97</u>
<u>FY98</u>			

REVENUES
 GENERAL FUND
 HIGHWAY FUND
 HIGHWAY TRUST FUND
 LOCAL

EXPENDITURES A one-time expenditure of \$6,800 will occur in FY93-94 for the purchase of tape recording devices to record interviews in the various field offices, and a recurring expenditure of \$1,860 will occur in printing costs for the estimated 300,000 copies of the Taxpayers' Bill of Rights that will be mailed annually. These expenditures can be made with existing funds.

POSITIONS: None

ASSUMPTIONS AND METHODOLOGY:

SOURCES OF DATA: North Carolina Department of Revenue

TECHNICAL CONSIDERATIONS:

FISCAL RESEARCH DIVISION 733-4910

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