



COMPTROLLER
of MARYLAND
Serving the People

Brooke Lierman
Comptroller

Letter of Information – House Bill 86 – Disclosure of Tax Information – Maryland Small Business Retirement Savings Board – Authorization
Ways and Means Committee
February 2, 2023

- House Bill 86 would direct the Comptroller’s Office to disclose certain tax information to the Maryland Business Retirement Savings Board.
- The Comptroller recommends amending the bill to clarify the information the Legislature intends to be transmitted to the MDSaves Board and that the Comptroller has readily-available access to:

13–203.

...(c) Tax information may be disclosed to:

...(14) SUBJECT TO SUBSECTION (E) OF THIS SECTION, THE MARYLAND SMALL BUSINESS RETIREMENT SAVINGS BOARD AND ITS AUTHORIZED CONTRACTORS FOR THE PURPOSE OF ADMINISTERING THE MARYLAND SMALL BUSINESS RETIREMENT SAVINGS PROGRAM AND TRUST AS AUTHORIZED UNDER TITLE 12 OF THE LABOR AND EMPLOYMENT ARTICLE.

(E) TAX INFORMATION DISCLOSED IN ACCORDANCE WITH SUBSECTION (C)(14) OF THIS SECTION:

(1) SHALL INCLUDE ONLY **THE FOLLOWING** TAX INFORMATION OF BUSINESS ENTITIES:

- FEIN**
- Employer Business Name**
- Physical Address**
- Mailing Address**
- Employer Contact Name**
- Employer Contact Email Address;**

(2) SHALL BE DISCLOSED TO THE EXTENT THAT THE COMPTROLLER HAS RECEIVED THE REQUESTED INFORMATION FROM MARYLAND TAX FILINGS;

(3) WILL NOT BE VALIDATED BY THE COMPTROLLER PRIOR TO DISCLOSURE TO THE MARYLAND SMALL BUSINESS RETIREMENT SAVINGS BOARD AND ITS AUTHORIZED CONTRACTORS;

(4) DOES NOT INCLUDE ANY INFORMATION THE COMPTROLLER IS PROHIBITED FROM DISCLOSING OR REDISCLOSING UNDER FEDERAL LAW;

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(5) MAY NOT INCLUDE TAX INFORMATION OF INDIVIDUALS; AND

(6) MAY BE USED ONLY FOR THE SPECIFIC PURPOSE AUTHORIZED BY THE COMPTROLLER; AND IN ADDITION TO ANY OTHER PROTECTIONS AND SAFEGUARDS UNDER LAW, SHALL BE SUBJECT TO ANY PROTECTIONS AND SAFEGUARDS SET FORTH BY THE COMPTROLLER IN THE WRITTEN AUTHORIZATION.

As always, the Comptroller's Office is willing and available to discuss these concerns or any questions you may have at your convenience. Please contact Justin Hayes, Director of State Affairs at jhayes@marylandtaxes.gov or 410-260-7696.
