

Chapter 357

(Senate Bill 272)

AN ACT concerning

Disclosure of Tax Information – Fraud Identification, Prevention, or Response

FOR the purpose of authorizing, subject to certain limitations, the disclosure of tax information to certain persons or governmental entities authorized by the Comptroller to receive the tax information for the purpose of identifying, preventing, or responding to fraud; and generally relating to the disclosure of tax information.

BY repealing and reenacting, with amendments,
Article – Tax – General
Section 13–203(c)
Annotated Code of Maryland
(2016 Replacement Volume and 2021 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
That the Laws of Maryland read as follows:

Article – Tax – General

13–203.

(c) Tax information may be disclosed to:

(1) an employee or officer of the State who, by reason of that employment or office, has the right to the tax information;

(2) another tax collector;

(3) the Maryland Tax Court;

(4) a legal representative of the State, to review the tax information about a taxpayer:

(i) who applies for review under this title;

(ii) who appeals from a determination under this title; or

(iii) against whom an action to recover tax or a penalty is pending or will be initiated under this title;

(5) any license issuing authority of the State required by State law to verify through the Comptroller that an applicant has paid all undisputed taxes and

unemployment insurance contributions payable to the Comptroller or the Secretary of Labor or that the applicant has provided for payment in a manner satisfactory to the unit responsible for collection;

(6) a local official as defined in § 13–925 of this title to the extent necessary to administer Subtitle 9, Part V of this title;

(7) a federal official as defined in § 13–930 of this title to the extent necessary to administer Subtitle 9, Part VI of this title;

(8) the Maryland Department of Health in accordance with the federal Children’s Health Insurance Program Reauthorization Act of 2009;

(9) the State Board of Individual Tax Preparers;

(10) the Alcohol and Tobacco Commission; [and]

(11) the Emergency Number Systems Board; AND

(12) A PERSON OR GOVERNMENTAL ENTITY AUTHORIZED BY THE COMPTROLLER IN WRITING TO RECEIVE TAX INFORMATION FOR THE PURPOSE OF IDENTIFYING, PREVENTING, OR RESPONDING TO FRAUD, PROVIDED THAT THE TAX INFORMATION IS:

(I) ANONYMIZED TO THE EXTENT POSSIBLE CONSISTENT WITH THE INFORMATION’S INTENDED USE; AND

(II) IN ADDITION TO ANY OTHER PROTECTIONS AND SAFEGUARDS UNDER LAW, SUBJECT TO ANY PROTECTIONS AND SAFEGUARDS SET FORTH BY THE COMPTROLLER IN THE WRITTEN AUTHORIZATION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2022.

Approved by the Governor, May 16, 2022.