

1 HB158
2 204172-1
3 By Representative Lee
4 RFD: State Government
5 First Read: 06-FEB-20

SYNOPSIS: Under existing law, the state or a county or municipal governing body may enter into a contract or agreement with a private auditing or collecting firm to audit the books and records of a taxpayer and collect any taxes due.

This bill would prohibit a private auditing or collecting firm from recovering certain costs from a taxpayer.

A BILL
TO BE ENTITLED
AN ACT

Relating to taxation; to add Section 40-29-20.1, to the Code of Alabama 1975, to prohibit private auditing or collecting firms from recovering certain expenses from taxpayers.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 40-29-20.1, is added to the Code of Alabama 1975, to read as follows:

1 §40-29-20.1.

2 (a) Notwithstanding Section 40-29-20, Code of
3 Alabama 1975, or any other law to the contrary, a private
4 auditing or collecting firm may not recover any of the
5 following costs from a taxpayer:

6 (1) Professional service fees to include, but not be
7 limited to, attorney fees and charges for accountant services.

8 (2) Travel costs.

9 (3) Salary or personnel-related expenses of the firm

10 (4) Auditing or collecting related costs.

11 (b) For purposes of this section, a private auditing
12 or collecting firm means any business as defined in Section
13 40-2A-3(17).

14 Section 2. This act shall become effective
15 immediately following its passage and approval by the
16 Governor, or its otherwise becoming law.