

Proposed amendments (added language shown in bold, italics and deleted language shown as strikethroughs) to Paragraphs 1.2 and 15.2 of *Procedures of Multistate Voluntary Disclosure*:

1.2 MVD is the process whereby a taxpayer that has not filed a return of sales/use or business activity tax in one or more states may come into compliance through a single point of contact and substantially uniform procedure. Business activity taxes include taxes such as income, franchise, business and occupation, commercial activity, and net worth tax. In exchange for compliance in a state, the taxpayer receives a benefit from that state, usually relief of all penalty and, except with respect to the lookback period, waiver of all back tax and all back interest. The lookback period is the range of past tax filing periods with respect to which the taxpayer must file returns as part of the MVD. Lookback periods vary. However, ***withholding tax retained from employee salaries and*** sales and use tax collected from others must be ***remitted*** ~~surrendered~~ in its entirety, without regard to the lookback period, and may in ~~some~~ ~~states~~ involve a ~~small~~, non-waivable penalty. In most states interest is not waived.

15.2 For purposes of section 15, a person means either a natural or a juristic person. ~~With regard to a state whose laws allow for unitary, combined, or consolidated filing of returns, a~~ All constituent entities of a unitary or combined group, of a group filing on a consolidated basis, or of a group otherwise affiliated, are a single person for purposes of section 15 without regard to whether the state was aware of the existence of such entity or of its relationship to its constituent entities.