

**ASSEMBLY SUBSTITUTE AMENDMENT 1,  
TO 2007 SENATE BILL 69**

January 10, 2008 – Offered by Representative FRISKE.

1 **AN ACT** *to create* 100.55 of the statutes; **relating to:** information obtained by  
2 a tax preparer in the course of preparing a client’s tax return and providing a  
3 penalty.

***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

4 **SECTION 1.** 100.55 of the statutes is created to read:

5 **100.55 Tax preparers; privacy of client information. (1)** In this section:

6 (a) “Client” means a person whose tax return is prepared by a tax preparer.

7 (b) “Tax preparer” means a person who, in exchange for compensation or  
8 expectation of compensation, prepares an income tax return of another person, but  
9 does not include any of the following:

10 1. A person who holds a certified public accountant license granted by the  
11 accounting examining board under s. 442.08.

1           2. A person who holds a license to practice law in this state.

2           3. A person employed by a corporate trustee or trust company authorized to  
3 provide fiduciary services under ch. 223.

4           **(2)** A tax preparer or entity that employs tax preparers may not disclose to  
5 another person information obtained in the course of preparing a client's tax return,  
6 unless all of the following apply:

7           (a) The tax preparer or entity provides to the client a separate document that  
8 identifies all of the following:

9           1. The persons to whom the tax preparer or entity intends to disclose the  
10 information.

11           2. The specific information that the tax preparer or entity intends to disclose.

12           3. The purpose of the disclosure.

13           (b) The document provided under par. (a) informs the client that the client may  
14 at any time revoke consent to the disclosure of information obtained in the course of  
15 preparing the client's tax return for a tax year by giving notice to the tax preparer  
16 or entity that prepared the client's tax return for the tax year.

17           (c) The client signs the document provided by the tax preparer or entity under  
18 par. (a).

19           (d) Within 30 days after the date on which the tax preparer or entity completes  
20 work on the client's tax return or the date on which the client signs the document  
21 provided by the tax preparer or entity under par. (a), whichever occurs first, the tax  
22 preparer or entity provides to the client a copy of the document signed by the client.

23           **(3)** Subsection (2) does not apply to the disclosure of information to a federal,  
24 state, or local government entity that is authorized to collect a tax.

