

**REVISED DISCLOSURE REPORT FOR PUBLIC INSPECTION
PURSUANT TO INTERNAL REVENUE
CODE SECTION 6103(p)(3)(C)
FOR CALENDAR YEAR 2002**

Prepared by the
INTERNAL REVENUE SERVICE

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JOINT COMMITTEE ON TAXATION



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INTRODUCTION

Pursuant to Internal Revenue Code section 6103(p)(3)(C), the Secretary of the Treasury shall, within 90 days after the close of each calendar year, furnish to the Joint Committee on Taxation for disclosure to the public a report which provides with respect to each Federal agency and certain other entities the number of: (1) requests for disclosure of returns and return information (as such terms are defined in section 6103(b)); (2) instances in which returns and return information were disclosed pursuant to such requests or otherwise; and (3) taxpayers whose returns, or return information with respect to whom, were disclosed pursuant to such requests. In addition, the report must describe the general purposes for which such requests were made.

The information in this document¹ was prepared by the Internal Revenue Service for calendar year 2002 and was originally received by the Joint Committee on Taxation on March 28, 2003, pursuant to section 6103(p)(3)(C) and was published as: Joint Committee on Taxation, *Disclosure Report for Public Inspection Pursuant to Internal Revenue Code Section 6103(p)(3)(C) for Calendar Year 2002* (JCX-25-03), April 1, 2003. However, on March 23, 2004, the Joint Committee on Taxation received a revised annual disclosure report from the Internal Revenue Service with respect to calendar year 2002. The Internal Revenue Service discovered an error in their original report to the Joint Committee on Taxation with respect to disclosures made to States in accordance with section 6103(d). This report reflects the Internal Revenue Service's revised annual disclosure report for calendar year 2002.

¹ This document may be cited as follows: Joint Committee on Taxation, *Revised Disclosure Report for Public Inspection Pursuant to Internal Revenue Code Section 6103(p)(3)(C) for Calendar Year 2002* (JCX-29-04), April 6, 2004.

**Disclosure Report for Public Inspection
Pursuant to 26 USC 6103(p)(3)(C)**

Internal Revenue Service

CY 2002

**Calendar Year 2002 Volume of Disclosures of Tax Returns and/or Return Information
Required to be Accounted for Pursuant to 26 U.S.C. 6103(p)(3)(A)**

Disclosure To/For	IRC Section 6103 Subsections	Tape Extracts⁽¹⁾	Other Disclosures⁽²⁾	Total Number of Disclosures
States	(d)	2,599,272,086	86,119,891	2,685,391,977
Congressional Committees and/or their agents including GAO Representatives	(f)	154,257,019	1,903	154,258,922
Tax Checks	(c)		11,183	11,183
Department of Justice	(h)(3)(B)		10	10
US Attorneys	(i)(1)		40,235 ⁽³⁾	
FBI			1,108	
DEA			337	
Other			1,919	43,599
US Attorneys	(i)(2)		269	
FBI			245	514
FBI	(i)(3)(A)		92	
Other			55	147
FBI	(i)(3)(B)		12,236	12,236 ⁽⁴⁾
FBI	(i)(3)(C)(i)		39	39
US Attorneys	(i)(3)(C)(ii)		25	25
US Attorneys	(i)(7)(C)		2,215	2,215
General Accounting Office	(i)(8)	218,567	3,006	221,573
Bureau of Census	(j)(1)(A)	1,186,003,766		
Bureau of Economic Analysis	(j)(1)(B)	21,367,920	138,574	1,207,510,260
Department of Agriculture	(j)(5)	2,613,743		2,613,743
Congressional Budget Office	(j)(6)			No disclosures were made under (j)(6) for CY 2002
Foreign Countries Tax Treaty Authority	(k)(4)	1,762,385	155,455	1,917,840
Department of Labor Pension Benefit Guaranty Corporation	(l)(2)		797	797
Federal Agencies	(l)(3)		94	94

**Calendar Year 2002 Volume of Disclosures of Tax Returns and/or Return Information
Required to be Accounted for Pursuant to 26 U.S.C. 6103(p)(3)(A), Continued**

Department of Treasury Employees	(1)(4)(A)		3	3
Child Support Enforcement Agencies	(1)(6)	8,135,344		8,135,344
TOTALS:		3,973,630,830	86,489,691	4,060,120,521

- (1) Tape Extracts - disclosures made from extracts of Master File tapes.
- (2) Other Disclosures - disclosures made by furnishing transcripts of records, permitting inspection of records, furnishing photocopies of records, oral disclosures, and disclosures by means of correspondence without furnishing a copy of the record. Also, includes disclosures from locally automated files.
- (3) 250 of the (i)(1) disclosures to US Attorneys are terrorist-related disclosures.
- (4) All the (i)(3)(B) disclosures to the FBI were terrorist-related disclosures.

Explanation of Internal Revenue Code Section 6103

<u>IR Code Section 6103</u>	<u>Purpose of Disclosure of Returns and Return Information</u>
(c)	Disclosure of returns and return information to the designee of the taxpayer.
(d)	Disclosure to State tax officials having responsibility for administering State tax laws.
(f)	Disclosure to Committees of Congress or their agents (including GAO).
(h)(3)(B)	Disclosure of returns and return information for tax administration purposes upon written request from Department of Justice.
(i)(1)	Disclosure of returns or return information to Federal officers or employees upon the grant of an ex parte order by a Federal district court judge or magistrate for use in non-tax criminal investigations.
(i)(2)	Disclosure of return information other than taxpayer return information to Federal officers or employees for use in non-tax criminal investigations, upon request by the head of the agency or Inspector General thereof (or designated officials of the Department of Justice).
(i)(3)(A)	Disclosure of return information other than taxpayer return information, which may constitute evidence of a violation of Federal law to the head of the appropriate Federal agency.
(i)(3)(B)	Disclosure of return information to apprise Federal law enforcement agencies of danger of death or physical injury of an individual or to apprise Federal law enforcement agency of imminent flight of an individual from Federal prosecution.
(i)(3)(C)(i)	Services initiated disclosure of other than taxpayer return information to apprise head of appropriate agency of terrorist related information.
(i)(3)(C)(ii)	Disclosure to Attorney General associated with preparing an ex parte court order under section 6103(i)(7)(D).
(i)(7)(C)	Disclosure or return information (including taxpayer return information) under ex parte court order related to terrorism.

Explanation of Internal Revenue Code Section 6103, Continued

<u>IR Code Section 6103</u>	<u>Purpose of Disclosure of Returns and Return Information</u>
(i)(8)	Disclosure to the General Accounting Office for making audits of the Internal Revenue Service.
(j)(1)(A)	Disclosure to the Bureau of the Census for activities authorized by law.
(j)(1)(B)	Disclosure to the Department of Commerce of corporation information for statistical use by the Bureau of Economic Analysis in activities authorized by law.
(j)(5)	Disclosure to the Department of Agriculture for the purpose of structuring, preparing, and conducting the census of agriculture as authorized by law.
(j)(6)	Disclosure to the Congressional Budget Office for long-term modeling of social security and medicare programs.
(k)(4)	Disclosure to competent authority of a foreign government, which has an income tax convention with the United States.
(l)(2)	Disclosure of returns and return information to the Department of Labor and Pension Benefit Guaranty Corporation for administration of Titles I and IV of the Employee Retirement Income Security Act of 1974.
(l)(3)	Disclosure of tax delinquent account indicator to Federal agencies to determine credit worthiness of a Federal loan applicant.
(l)(4)(A)	Disclosure of returns and return information for use in personnel or claimant representative matters by employees of the Department of the Treasury, practitioners, or their representatives involved in such actions.
(l)(6)	Disclosure of return information to Federal, State, and local child support enforcement agencies for use in establishing and collecting child support obligations from, and locating, individuals owing such obligations.