

Amendment No. 2 to HB2310

Sargent  
Signature of Sponsor

**AMEND Senate Bill No. 2119\***

**House Bill No. 2310**

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 67-4-2006(a), is amended by adding the following as subdivision (10):

(10) Effective for tax years beginning on or after January 1, 2020, for purposes of computing "net earnings" or "net loss" under this subsection (a), Section 163(j) of the Internal Revenue Code of 1986, as amended, shall be applied as it existed and applied immediately before the enactment of the Tax Cuts and Jobs Act of 2017, Pub. L. No. 115-97.

SECTION 2. Tennessee Code Annotated, Section 67-4-2006(b)(2), is amended by adding the following as a new, appropriately designated subdivision:

( ) Any amount that the taxpayer would have excluded from federal taxable income as a result of applying § 118 of the Internal Revenue Code as it existed and applied immediately before enactment of the Tax Cuts and Jobs Act of 2017, Pub. L. No. 115-97;

SECTION 3. Tennessee Code Annotated, Section 67-1-1704, is amended by adding the following language as a new subsection (e) and redesignating the remaining subsections accordingly:

(e) A unit of local government receiving tax information under subsection (d) may disclose to a contractor or consultant the name, address, and situs of one (1) or more taxpayers for the purpose of ascertaining whether allocations of state and local taxes are being distributed to the correct unit of local government. Such information

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shall not include the taxpayer's returns, receipts, income, tax liability, tax payments, or other financial information. No consultant or contractor of a unit of local government who receives tax information under this subsection (e) shall disclose such information to any other person. Any consultant or contractor of a unit of local government who has or has had, at any time, access to any tax information under this subsection (e) shall be subject to all the penalties and restrictions applicable to an officer or employee of the state under § 67-1-1709.

SECTION 4. Tennessee Code Annotated, Section 67-6-103(h)(2), is amended by deleting the language "until June 30, 2023" and substituting instead the language "until June 30, 2028".

SECTION 5. Section 2 of this act shall take effect upon becoming a law and shall apply to tax periods beginning on or after January 1, 2017, the public welfare requiring it. All other sections shall take effect upon becoming a law, the public welfare requiring it.