

Motion by Iowa and South Dakota to adopt the following disclosed practices to Appendix E of the Agreement related to Voluntary Disclosure Agreements

Streamlined Sales Tax – SLAC Disclosed Practice Number 6 – Voluntary Disclosure Agreements

Background: ~~When a seller registers through the Streamlined Sales Tax Central Registration System (SSTRS), the seller is required to register in all of the Streamlined full member states. The seller also has the option of registering in the contingent and associate member states.~~

~~Some A~~ sellers considering registering ~~through the SSTRS~~ with a state for sales and use tax may have identified a possible past sales and use tax liability in ~~one or more of the Streamlined states~~that state. ~~These~~ sellers ~~may have~~has started the process of entering into a voluntary disclosure agreement (VDA) with ~~one or more of the your~~ states to address any potential past liability. Although in many cases these sellers want to register and start collecting the appropriate sales and use taxes as soon as possible, they are it is concerned that registering ~~through the SSTRS~~ may adversely affect ~~one or more of the VDAs they may be it is working on with the ~~Streamlined states~~that state.~~

The purpose of these disclosed practices is to assist sellers in determining the earliest date the seller may register without that registration adversely impacting the outcome of the VDA(s).

Disclosed Practice 6.1 – Determining the Earliest Possible Date to Register Without It Adversely Affecting a Voluntary Disclosure Agreement

6.1.a. A seller's registration prior to the seller (or its representative) submitting the state's voluntary disclosure agreement (VDA) application will ~~be~~ adversely affected ~~if the seller's VDA registers with the state prior to the seller (or its representative) submitting the state's VDA application.~~

6.1.b. A seller's registration after the seller (or its representative) submits the state's voluntary disclosure agreement (VDA) application, but before either the seller or the state signs the actual VDA voluntary disclosure agreement (VDA) will ~~be~~ adversely affected the VDA with the state, if the seller registers with the state after the seller (or its representative) submits the state's VDA application, but before either the seller or the state signs the actual VDA.

6.1.c. A seller's registration after the state signs the voluntary disclosure agreement (VDA) but before the seller signs the VDA will ~~be~~ adversely affected ~~if the seller registers with the state after the state signs the actual the VDA, but before the seller signs it.~~