

New York State Department of Taxation and Finance
Taxpayer Services Division
Technical Services Bureau

TSB-M-80 (14) S
Sales Tax
Revised: March 26, 1981

This memorandum supersedes TSB-M-80(14)S dated
November 5, 1980 which should be destroyed

1980 Legislation
Consumer Reports On Purchasers In Bulk Sale Transactions

Chapter 706 - Effective September 24, 1980

This chapter amends section 380-j of the General Business Law to prohibit a consumer reporting agency from issuing a report which includes information about a tax lien involving a purchaser in a bulk sale transaction (section of the 1141(c) of the Tax Law) where, more than thirty days prior to the report, the credit reporting agency has received a receipt or true copy of a receipt which was issued by the State Tax Commission to such purchaser, stating that the tax lien has been paid, satisfied or vacated.

This chapter also amends section 1141(c) of the Tax Law to provide that where the purchaser's liability for the seller's taxes has been paid, satisfied or no longer exists, except in a bankruptcy proceeding, the Tax Commission shall mail a notice to such purchaser, stating the following information:

- 1) the name and last known address of the purchaser, transferee or assignee;
- 2) a declaration that his liability been wholly paid, satisfied or no longer exists;
- 3) the amount of the lien paid, satisfied or vacated; and
- 4) a statement to the effect that consumer reporting agencies must delete from their credit file any reference to this particular tax lien, within thirty days of receipt of such notice from the purchaser, transferee or assignee.