

MEMO# 3921

July 9, 1992

BACKUP WITHHOLDING ISSUES LIST

July 9, 1992 TO: TAX COMMITTEE NO. 26-92 OPERATIONS COMMITTEE NO. 19-92 TRANSFER AGENT ADVISORY COMMITTEE NO. 37-92 RE: BACKUP WITHHOLDING ISSUES LIST

_____ The IRS' Information Reporting Program Advisory Committee ("IRPAC"), of which I am a member, is considering making a presentation at its next meeting (in December) on problems arising under the current backup withholding regime. Among the problems identified at a recent IRPAC Policy and Legislation Subcommittee meeting were (1) several related to adjustments to or refunds of backup withholding, (2) the imposition of backup withholding when a Form W-8 expires after three years and (3) whether a faxed Form W-9 is sufficient to prevent imposition of backup withholding. To enhance the effectiveness of its presentation, the IRPAC Subcommittee is compiling a list of all backup withholding problems and possible solutions to them. Please let me know of any backup withholding problems that you would like IRPAC to present by either calling me (at 202/955-3585) or sending me a short memo by fax (at 202/659-1519). If possible, please submit your problems and resolutions to me no later than Monday, July 27. We will keep you informed of developments. Keith D. Lawson
Associate Counsel - Tax