

(V) CONDUCT AN INVESTIGATION;

(VI) HOLD A HEARING; AND

(VII) IF A PERSON FAILS TO COMPLY WITH A SUBPOENA, PETITION A CIRCUIT COURT TO ORDER COMPLIANCE WITH THE SUBPOENA.

128A.

(f) (1) The failure of a financial institution to file a return, report, or declaration or pay a tax or any portion of a tax, as required or due under this section, shall have the effect and be subject to the procedures and penalties provided in §§ 320 and 322 and elsewhere in the subtitle "Income Tax" of this article, as well as civil procedures authorized for the collection of ordinary taxes.

(2) TO DETERMINE IF A TAX RETURN IS CORRECT OR TO OTHERWISE ENFORCE THE PROVISIONS OF THIS SECTION, THE DEPARTMENT MAY:

(I) EXAMINE ANY BOOKS, PAPERS, RECORDS OR OTHER DATA THAT MAY BE RELEVANT OR MATERIAL TO THE MATTERS REQUIRED TO BE INCLUDED IN A TAX RETURN;

(II) SUBPOENA:

1. ANY PERSON; OR

2. ANY RELEVANT DOCUMENT;

(III) ADMINISTER OATHS;

(IV) TAKE TESTIMONY;

(V) CONDUCT AN INVESTIGATION;

(VI) HOLD A HEARING; AND

(VII) IF A PERSON FAILS TO COMPLY WITH A SUBPOENA, PETITION A CIRCUIT COURT TO ORDER COMPLIANCE WITH THE SUBPOENA.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1987.

Approved May 14, 1987.

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