Backup Withholding, Statement Mailing Requirements, and Due Diligence; Correction

### Announcement 96-29

AGENCY: Internal Revenue Service, Treasury.

ACTION: Correction to final and temporary regulations.

SUMMARY: This document contains corrections to final and temporary regulations (TD 8637 [1996–4 I.R.B. 29]) which were published in the Federal Register Thursday, December 21, 1995 (60 FR 66105), providing final and temporary rules on backup withholding, statement mailing requirements, and due diligence.

EFFECTIVE DATE: December 21, 1995.

FOR FURTHER INFORMATION CONTACT: Renay France of the Office of Assistant Chief Counsel (Income Tax and Accounting) with respect to domestic transactions, (202) 622-4910 (not a toll-free call); and Teresa Burridge Hughes of the Office of Assistant Chief Counsel (International) with respect to international transactions, (202) 622-3880 (not a toll-free number).

### SUPPLEMENTARY INFORMATION:

#### Background

The final and temporary regulations that are the subject of these corrections are under sections 3406, 6042, 6044, 6049, and 6050N of the Internal Revenue Code.

## Need for Correction

As published, the final and temporary regulations (TD 8637) contain errors which may prove to be misleading and are in need of clarification.

#### Correction of Publication

Accordingly, the publication of the final regulations (TD 8637), which was

the subject of FR Doc. 95-30733, is corrected as follows:

# § 1.6049–6 [Corrected]

1. On page 66111, column 2, in the Par. 4. amendatory instruction, an amendatory instruction is added after 2.c. to read "d. Paragraph (a), fifth sentence."

### § 31.3406(d)–4 [Corrected]

- 2. On page 66126, column 1, § 31.3406(d)–4 (a)(3), line 18, the language "as described in sections 3406(a)(1)(B) or" is corrected to read "as described in section 3406(a)(1)(B) or".
- 3. On page 66126, column 2, § 31.3406(d)–4 (b)(1)(iii), line 4, the language "subject to withholding under sections" is corrected to read "subject to withholding under section".

# § 31.3406(h)–2 [Corrected]

4. On page 66130, column 3, § 31.3406(h)-2 (b)(2)(i), line 5, the language "under section 3406 31 percent of the fair" is corrected to read "under section 3406, 31 percent of the fair".

## PART 35a—[CORRECTED]

5. On page 66134, columns 1 and 2, Par. 12 and Par. 13 amendatory instructions are corrected to read as follows:

Par. 12. The authority citation for part 35a continues to read in part as follows:

Authority: 26 U.S.C. 7805 \* \* \*

Par. 13. Section 35a.3406–2 is amended by adding paragraph (l) to read as follows:

§ 35a.3406–2 Imposition of backup withholding for notified payee underreporting of reportable interest or dividend payments.

(1) Effective date. This section is effective until December 31, 1996.

Michael L. Slaughter, Acting Chief, Regulations Unit Assistant Chief Counsel (Corporate).

(Filed by the Office of the Federal Register on March 19, 1996, 8:45 a.m., and published in the issue of the Federal Register for March 20, 1996, 61 F.R. 11307)