

114TH CONGRESS
2D SESSION

H. R. 6126

To amend the Securities Exchange Act of 1934 to require the disclosure of total corporate tax paid by a corporation in each annual report required to be filed under such Act, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 22, 2016

Mr. POCAN (for himself, Ms. MOORE, Ms. SCHAKOWSKY, Mr. DOGGETT, and Mr. ELLISON) introduced the following bill; which was referred to the Committee on Financial Services

A BILL

To amend the Securities Exchange Act of 1934 to require the disclosure of total corporate tax paid by a corporation in each annual report required to be filed under such Act, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Corporate Trans-
5 parency and Accountability Act”.

1 **SEC. 2. REQUIREMENT TO DISCLOSE TOTAL CORPORATE**
2 **TAXES PAID.**

3 (a) IN GENERAL.—Section 13 of the Securities Ex-
4 change Act of 1934 (15 U.S.C. 78m) is amended by add-
5 ing at the end the following new subsection:

6 “(s) DISCLOSURE OF TOTAL CORPORATE TAXES
7 PAID.—

8 “(1) ISSUER DISCLOSURE REQUIREMENT.—
9 Each issuer required to file an annual or quarterly
10 report under subsection (a) shall disclose in that re-
11 port—

12 “(A) the total pre-tax profit of the issuer
13 during the period covered by the report;

14 “(B) the total amount paid by the issuer
15 in State taxes during the period covered by the
16 report;

17 “(C) the total amount paid by the issuer in
18 Federal taxes during the period covered by the
19 report; and

20 “(D) the total amount paid by the issuer
21 in foreign taxes during the period covered by
22 the report.

23 “(2) DISCLOSURE OF COUNTRY-BY-COUNTRY
24 REPORTING INFORMATION.—Each issuer required to
25 file an annual or quarterly report under subsection
26 (a) shall disclose in that report, for each of its sub-

1 subsidiaries and aggregated on a country-by-country
2 basis—

3 “(A) revenues generated from transactions
4 with other constituent entities;

5 “(B) revenues not generated from trans-
6 actions with other constituent entities;

7 “(C) profit or loss before income tax;

8 “(D) total income tax paid on a cash basis
9 to all tax jurisdictions, and any taxes withheld
10 on payments received by the constituent enti-
11 ties;

12 “(E) total accrued tax expense recorded on
13 taxable profits or losses, reflecting only oper-
14 ations in the relevant annual period and exclud-
15 ing deferred taxes or provisions for uncertain
16 tax liabilities;

17 “(F) stated capital, except that the stated
18 capital of a permanent establishment must be
19 reported in the tax jurisdiction of residence of
20 the legal entity of which it is a permanent es-
21 tablishment unless there is a defined capital re-
22 quirement in the permanent establishment tax
23 jurisdiction for regulatory purposes;

24 “(G) total accumulated earnings, except
25 that accumulated earnings of a permanent es-

1 tablishment must be reported by the legal entity
2 of which it is a permanent establishment;

3 “(H) total number of employees on a full-
4 time equivalent basis; and

5 “(I) net book value of tangible assets,
6 which, for purposes of this section, does not in-
7 clude cash or cash equivalents, intangibles, or
8 financial assets.

9 “(3) AVAILABILITY OF INFORMATION.—The
10 Commission shall make the information filed with
11 the Commission pursuant to this subsection publicly
12 available through the Commission website in a man-
13 ner that is searchable, sortable, and downloadable.”.

14 (b) EFFECTIVE DATE.—The amendment made by
15 this section shall apply to disclosures made after the date
16 of the enactment of this Act.

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