

# UNCLAIMED PROPERTY VOLUNTARY COMPLIANCE AGREEMENT

## HOLDER INFORMATION

Holder Name: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Contact Name: \_\_\_\_\_ Title: \_\_\_\_\_

Telephone: \_\_\_\_\_ Fax: \_\_\_\_\_

E-Mail: \_\_\_\_\_

Company FEIN: \_\_\_\_\_

State of Incorporation: \_\_\_\_\_ Date of Incorporation: \_\_\_\_\_

If a third party will be used to prepare the report of delinquent unclaimed property described in this agreement, please provide the name and contact information for the firm.:

Name of Firm: \_\_\_\_\_

Name of Contact: \_\_\_\_\_

Telephone: \_\_\_\_\_ E-Mail: \_\_\_\_\_

You must also complete an Arizona Form 285 (General Disclosure/Representation Authorization Form) for each individual authorized to inquire on the holder's behalf.

## Holder Affiliate Information

List any affiliates or subsidiaries, along with the parent company, including their FEINs:

Name: \_\_\_\_\_ FEIN: \_\_\_\_\_

Name: \_\_\_\_\_ FEIN: \_\_\_\_\_

Name: \_\_\_\_\_ FEIN: \_\_\_\_\_

Name: \_\_\_\_\_ FEIN: \_\_\_\_\_

Name: \_\_\_\_\_ FEIN: \_\_\_\_\_

## **UNCLAIMED PROPERTY VOLUNTARY COMPLIANCE AGREEMENT**

The Arizona Department of Revenue ("ADOR") authorizes voluntary compliance programs to encourage unclaimed property holders to comply with Arizona's codified unclaimed property laws (Arizona Revised Statutes ("A.R.S.") §§ 44-301 *et seq.*) ("UP Laws"). These programs allow holders to establish and maintain a practice of proper reporting and delivery to ADOR of monies that are presumed to be abandoned under the UP Laws. In entering this agreement, the undersigned holder (the "Holder") attests that:

1. The Holder is committed to becoming fully compliant with the UP Laws.
2. The Holder has not previously complied with the UP Laws and represents that it is eligible for participation in ADOR's voluntary compliance program because:
  - a) it is not currently under examination and has not, to its knowledge, been notified by ADOR, or by anyone acting on behalf of ADOR, of its intention to conduct an unclaimed property examination of the Holder and
  - b) it has voluntarily notified ADOR of its potential unclaimed property liability.

In consideration of the foregoing, ADOR and the Holder agree as follows:

1. Within \_\_\_\_ days after execution of this agreement, the Holder will file a report with ADOR that includes all delinquent unclaimed property that became subject to reporting under the UP Laws during the last ten (10) years. With the report, the Holder will deliver all of the property that is included in the report to ADOR.
2. The Holder will comply with due diligence requirements pursuant to A.R.S. § 44-307 before filing the completed report.
3. Together with the report, the Holder agrees to provide ADOR with owner names and last known addresses, amounts, dates, and such other identifying information as the Holder possesses.
4. ADOR releases the Holder and its successors and assigns from all claims, demands, interest, penalties, actions, or causes of action that ADOR may have regarding the property identified and delivered to it pursuant to this agreement.
5. ADOR and the Holder agree that ADOR may conduct an examination of the Holder's books and records for the purpose of verifying the representations of the Holder regarding the property identified and delivered to ADOR pursuant to this agreement.
6. The Holder will continue to file reports and deliver unclaimed property on a prospective basis, as required by law. The Holder further agrees to retain records of unclaimed property on a prospective basis, as required by A.R.S. § 44-323.
7. If the submission of the report is received after the agreed-upon date, ADOR may assess interest and penalties as set forth in A.R.S. § 44-326.
8. If no reportable items are located, the Holder will file an Arizona Form 650D (Negative Report of Abandoned Property).

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9. This agreement is effective upon execution by the parties hereto and thereafter shall be binding upon ADOR, the Holder, and their successors and assigns.
10. The persons signing this agreement certify that they have the power and authority to enter into and execute this agreement.

ARIZONA DEPARTMENT OF REVENUE:

Name: William C. Nagel

Signature: \_\_\_\_\_

Title: Unclaimed Property Administrator

Date: \_\_\_\_\_

HOLDER:

Name: \_\_\_\_\_

Signature: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

Please email completed agreement to: [ReportingUnclaimedProperty@azdor.gov](mailto:ReportingUnclaimedProperty@azdor.gov)