

# Table of Contents

<b>Ethics .....</b>	<b>1</b>
What is ethics? .....	1
Tax preparers and ethics .....	2
<b>Circular 230 .....</b>	<b>3</b>
Circular 230 updates.....	3
Establishment of offices §10.1 .....	4
Individuals who may practice §10.3.....	5
Eligibility §10.4 .....	9
Renewal status §10.6 .....	9
Self-representation, limited practice, special appearances and participating in rulemaking §10.7 .....	11
Return preparation §10.8 .....	12
Information to be furnished §10.20.....	13
Client omission §10.21 .....	13
Diligence as to accuracy §10.22 .....	14
Prompt disposition of pending matters §10.23.....	14
Restriction on assistance §10.24 .....	15
Practice by former government employees, their partners and their associates §10.25 .....	15
Notaries §10.26 .....	16
Fees §10.27.....	16
Return of client’s records §10.28.....	17
Conflicting interests §10.29.....	18
Solicitation §10.30 .....	19
Negotiation of taxpayer checks §10.31 .....	20
Practice of law §10.32 .....	20
Best practices for tax advisors §10.33 .....	20
Standards §10.34 .....	21

Competence §§10.35 and 10.36 .....	23
Requirements for written advice §10.37 .....	23
Sanctions for violations §10.50 .....	24
<b>Tax Return Preparer.....</b>	<b>31</b>
Definition.....	31
Exceptions .....	32
Return or claim for refund.....	33
Substantial portion of return .....	33
Not substantial— <i>de minimis</i> rule.....	34
<b>Rules that apply to all preparers .....</b>	<b>35</b>
Signature of preparer.....	35
Taxpayer copy.....	36
Preparer copy .....	37
Identifying number .....	37
Record of preparers .....	38
<b>Tax return preparer penalties .....</b>	<b>39</b>
Preparer's understatement of taxpayer's liability.....	39
Taxpayer's check from the IRS .....	48
Additional preparer penalties .....	48
Refund of preparer penalties .....	49

<b>EIC, CTC, ACTC, ODC, AOTC and HOH</b> .....	<b>50</b>
Due diligence requirements .....	50
Knowledge.....	51
EIC, CTC, AOTC, ODC and HOH due diligence compliance.....	53
Safeguarding taxpayer information.....	57
Wrongful disclosure or use .....	59
Knowing or reckless disclosure or use .....	59
Disclosure of tax return information .....	60
Use of tax return information .....	62
Obtaining consent.....	64
Sample consent forms.....	66
<b>Appendix</b> .....	<b>71</b>
Appendix A: NATP Code of Ethics and Standards of Professional Conduct .....	72
Appendix B: Rev. Proc. 2014-42 .....	75
Appendix C: Notice 2020-23 .....	82
Appendix D: Guidance to Practitioners Regarding Professional Obligations Under Treasury Circular No. 230 .....	88
<b>Index</b> .....	<b>93</b>