



For additional resources, please visit the [Ropes & Gray Coronavirus Resource Center](#), with up-to-date insights on best practices, legal considerations, and maintaining the health and safety of employees.

February 4, 2021

| COURTS | | |
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| US TAX COURT | Website | https://www.ustaxcourt.gov/ |
| | Logistics | <ul style="list-style-type: none"> • Remote Proceedings: <ul style="list-style-type: none"> ○ In a Press Release on May 29, 2020, the Tax Court announced when proceedings resume the week of September 14, 2020, they will be conducted entirely remotely. Until further notice, Court proceedings will be conducted remotely. ○ The Tax Court also issued Administrative Order 2020-02 governing remote court proceedings. These guidelines became effective immediately and do not contain a sunset date. They provide that trials will be conducted either via telephone or video, as specified within the notice setting a case for trial. Parties are responsible for ensuring—to the best of their abilities—that they and their witnesses are able to participate in the remote proceedings. The orders likewise adjusted pre-trial filing deadlines. ○ Administrative Order 2020-03 provides additional guidance on limited entry of appearance procedures. On October 6, 2020, the Tax Court adopted amendments to Rules 21, 24, 260, 261, and 262. Certain of these modifications relate to COVID-19 procedures allowing limited appearances by attorneys during trials. ○ In a Press Release issued on August 6, 2020, the Tax Court provided additional guidance on remote procedures, including electronically filed stipulated decisions bearing digital image signatures, subpoenas, and limited entries of appearance. ○ On December 10, 2020, the Tax Court issued guidance on procedures related to subpoenas for remote proceedings. For a witness to appear at the remote proceedings, the subpoena must list the trial session’s Zoomgov information as the trial’s location. Procedures require a motion to be filed no later than 45 days before trial for the subpoena of documents from a third party. A hearing on the motion will occur around two weeks before the trial is set to begin. If the case is already set for hearing on a date before the first day of the trial session, the litigant does not need to file such motion and may issue subpoenas for documents following the outlined procedures. Documents are to be provided in PDF format. |

COURTS

- Building Closure: The Tax Court building remains closed to visitors but is receiving and processing mail and deliveries. Documents for hand delivery may be deposited in a drop box at the building's entrance.
- New Docketing System (DAWSON): The Tax Court launched a new case management system on December 28, 2020.
 - [CC-2021-002](#): Guidance issued to Chief Counsel attorneys and support staff to navigate the U.S. Tax Court's ongoing transition from the current eAccess case management system to its new DAWSON case management system.
 - As of January 11, 2021, DAWSON will now release daily orders along with its opinions.
- [IR-2020-112](#): On June 4, 2020, the IRS announced that the IRS Office of Chief Counsel is expanding its Virtual Settlement Days program. As the news release provides, Settlement Days events are coordinated efforts to resolve cases in the U.S. Tax Court by offering taxpayers not represented by counsel an opportunity to obtain free tax advice from Low Income Taxpayer Clinics, American Bar Association volunteer attorneys and other pro bono organizations.
- Deadlines:
 - [Notice 2020-23](#): Extended to July 15, 2020 certain filing deadline that would have otherwise fallen between (and including) April 1 and July 15, 2020. Deadline extended included the filing of any petition with the Tax Court or a review of a Tax Court decision, filing a claim for credit or refund, and bringing suit on a claim for credit or refund. *Provitola v. United States*, No. 20-12615-BB (11th Cir. Oct. 15, 2020). ***Note that deadlines prior to April 1, 2020 were not extended.***
 - Notice 2020-23 does not apply to FBAR.
 - In [CCA 202053013](#), the Chief Counsel's Office advised that the postponement under Notice 2020-23 does not extend the presumed filing date of withheld or estimated taxes paid during 2019 in considering the 3-year lookback period for a refund claim. The Chief Counsel's Office emphasized that Section 7508A operates as a "postponement" not an "extension."
 - In [CCA 202053013](#), the Chief Counsel's Office stated that Taxpayer's 2016 refund claim, in this case on a delinquent return under Section 6511(b)(2)(A), due date was postponed under Notice 2020-23 from April 15, 2020 to July 15, 2020.
 - Taxpayers were allowed to comply with statutory deadlines by timely mailing, which was determined by the USPS postmark or private delivery service delivery certificate.

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| LEGISLATIVE PHASES | Phase 1 | H.R. 6074 Coronavirus Preparedness and Response Supplemental Appropriations Act, 2020 : \$8.3 billion of appropriations toward vaccine development and prevention efforts. |
| | Phase 2 | <p>H.R. 6201 Families First Coronavirus Response Act: On March 18, 2020, Senate passed revised House Bill without Amendment and President signed into law. In Division G, includes tax credits to reimburse employers for paid sick and paid Family and Medical Leave Act, up to a certain cap. See Ropes & Gray Alert on House Bill, Ropes & Gray Alert on Final Bill.</p> <ul style="list-style-type: none"> • Sec. 7001: Payroll Credit for Required Paid Sick Leave – Refundable tax credit for qualified paid sick leave. • Sec. 7002: Credit for Sick Leave for Certain Self-Employed Individuals – Refundable credit for qualified sick leave equivalent for certain self-employed individuals. • Sec. 7003: Payroll Credit for Required Paid Family Leave – Refundable credit for qualified family sick leave paid for each calendar quarter. • Sec. 7004: Credit for Family leave for Certain Self-Employed Individuals – Refundable credits for qualified family leave equivalent for certain self-employed individuals. • Sec. 7005: Special Rule Related to Tax on Employers – Wages required to be paid by reason of EPSLA and EFMLEA will not be considered wages under Sec. 3111(a) or compensation under Sec. 3231(a). • Secs. 7001–7004 are set to expire March 31, 2021. <p>See U.S. Department of Labor Questions and Answers on Families First Coronavirus Response Act.</p> |
| | Phase 3 | <p>Coronavirus Aid, Relief, and Economic Security Act (CARES Act): Signed by the President on March 27, 2020. Implements several individual and business tax provisions, intended to provide relief to impacted businesses and individuals and to encourage retention of employees. Several key tax provisions are discussed below. See Ropes & Gray Alerts on tax provisions and all provisions.</p> <ul style="list-style-type: none"> • Individual Rebates: Authorizes a refund of tax for an eligible individual to the lesser of tax reflected on an individual’s tax return or \$1,200 per individual (\$2,400 for joint return), but not less than \$600 per individual (\$1,200 for joint return). Taxpayers will receive an additional \$500 per qualified child. • NOL Changes: A net operating loss (NOL) arising in a taxable year beginning after December 31, 2017, and before January 1, 2020, generally can be <u>carried back</u> five years preceding the taxable year of such loss. In addition, the effective date of the “80% NOL limitation” rule enacted in December 2017 is changed to be effective for tax years beginning after December 31, 2020. • Business Interest Expense Deductions: Business interest expense deductions can be taken for up to 50% of business income (up from 30%) for 2019 and 2020. For 2020, the business can elect to use 2019 income to determine the limitation amount. |
| | Phase 4 | Omnibus Consolidated Appropriations Act (CAA) for fiscal year 2021 was signed by the President on December 30, 2020. Implements several individual and business tax provisions, intended to provide relief to impacted businesses and individuals and |

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| | | <p>to encourage retention of employees. Several key tax provisions are discussed below. See Ropes & Gray Alerts on tax provisions and all provisions.</p> <ul style="list-style-type: none"> • Individual Rebates: Gives a second round of recovery rebates/economic impact payments for individuals in the amount of \$600 (\$1,200 for joint filers), plus an additional \$600 per qualifying child. • Employee Retention Credit (ERC): Create a new, more taxpayer-friendly ERC that applies after December 31, 2020 through July 1, 2021. This new ERC is increased (as compared to the CARES Act) by (i) changing the percentage of the credit to 70% of qualified wages (from 50%) and (ii) changing the amount of qualified wages to \$10,000 per employee per quarter (from \$10,000 per employee for all quarters). • Deferment of Certain Payroll Taxes: Codifies the Presidential Memorandum and pushes back the date of payment of deferred taxes (under the Presidential Memorandum) until the eight-month period beginning May 1, 2021 and ending December 31, 2021. This deferred payment period is now eight months, instead of the previous four months, allowing the deferred taxes to be withheld and deposited over a longer time period. • PPP Updates: Creates a second round of PPP, amends the CARES Act to provide that wages taken into account for the CARES Act ERC and new ERC are not taken into account; ensures no amount will be included in gross income by reason of forgiveness of the PPP loan (overriding prior IRS guidance). |
| WHITE HOUSE | WEBSITE | Daily Coronavirus Press Briefings |
| | EXECUTIVE ACTION | The Memorandum on Payroll Tax Obligations in Light of Ongoing COVID-19 Disaster directed the Secretary of the Treasury to defer the withholding, deposit, and payment of payroll taxes through December 31, 2020. Phase 4/CAA codified this executive order. |
| TREASURY | TREASURY WEBSITES | Coronavirus: https://home.treasury.gov/coronavirus Mnuchin Statements: https://home.treasury.gov/news/press-releases/statements-remarks/secretary |

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| IRS WEBSITE | https://www.irs.gov/coronavirus |
| IRS PRIMARY GUIDANCE ON PHASE 2, PHASE 3, & EXECUTIVE ACTION (arranged first topically, and then by announcement type) | |
| IRS PRIMARY GUIDANCE: EMPLOYER TAX CREDITS | <p>Taken as a whole, guidance makes two points clear:</p> <ol style="list-style-type: none"> 1. Employers eligible for tax credits under the FFCRA (Phase 2) and the CARES Act (Phase 3) may — instead of paying these amounts to IRS — retain both (i) withheld federal income tax and (ii) Social Security and Medicare taxes (both employee and employer share). 2. If available tax credits exceed retained amounts, eligible employers would then file Form 7200 for advance payment of tax credits. <p>See Ropes & Gray April 1 Alert; see also Ropes & Gray July 17 Alert.</p> |

Regulations:

- The IRS issued [Temporary Regulations](#) and [Proposed Regulations](#) that address the reconciliation of advance payments of refundable employment tax credits and recapture the benefit of such credits when necessary. The regulations authorize the assessment of erroneous refunds of the credits paid under the FFCRA and CARES Act. See [IR-2020-169](#).

FAQs:

- FAQs about [Employee Retention Credit](#) (last reviewed or updated by the IRS on January 7, 2021): Provides information re the Employee Retention Credit under the CARES Act.
- FAQs about [COVID-19-Related Tax Credits for Required Paid Leave Provided by Small and Midsize Businesses](#), (last reviewed or updated by the IRS on January 28, 2021): Includes information re the FFCRA providing that eligible employers may claim tax credits for qualified leave wages paid to employees on leave due to paid sick leave or expanded family and medical leave for COVID-19 related reasons taken beginning April 1, 2020, and ending on December 31, 2020. Among other updates, the January 2021 update notes that the COVID-related Tax Relief Act of 2020 extends the tax credits available to Eligible Employers for paid sick and family leave provided under the EPSLA or Expanded FMLA through March 31, 2021. It therefore notes that any references to such credits expiring on December 31, 2020 have been updated to March 31, 2021.
- FAQs about [Payroll Support for Air Carriers and Contractors Under CARES Act](#) (last reviewed or updated by the IRS on May 7, 2020)
- FAQs about [Deferral of Employment Tax Deposits and Payments through December 31, 2020](#) (last reviewed or updated by the IRS on November 27, 2020).

Forms:

- [Form 941](#), Employer's Quarterly Federal Tax Return. Allows for reporting employment taxes beginning with third quarter of 2020.
- [Form 944](#), Employer's Annual Federal Tax Return: New changes to Form 994 reflect new employment tax credits and other tax relief related to COVID-19. Form 994 now allows for the reporting of the new credits for qualified sick and family leave wages and for employee retention as well as elections to defer deposit of the employer/employee share of social security tax and the withholding and payment of the employee share thereof. The [Instructions](#) also include notice that the above credits are calculated on Worksheet 1 and that filing addresses have changed for some employers. On applicable wages, the social security tax rate is 6.2% for each the employer and the employee (12.4% combined), with a wage base limit of \$137,700. The Medicare tax rate is unchanged at 1.45% for each.
- [Form 7200](#), Advance Payment of Employer Credits Due to COVID-19.
- [Draft Form 7202](#), Credits for Sick Leave and Family Leave for Certain Self-Employed Individuals (draft as of November 30, 2020).
 - [Draft Instructions](#) for Draft Form 7202 (draft as of November 30, 2020).
- [Draft Instructions](#) for Form 8994, Employer Credit for Paid Family and Medical Leave (draft as of November 20, 2020).
 - Additionally, the draft instructions state that wages used to determine a Covid-19-related employment credits taken on Form 941 cannot be used to figure a credit on Form 8994.
- [2020 Instructions](#) for Form 2555: Instructions note that to request the waiver cited in Rev. Proc. 2020-27, the taxpayer should write "Revenue Procedure 2020-27" across the top margin of Form 2555.

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- In [Rev. Proc. 2020-27](#), IRS provides a waiver of the time requirements of Code section 911(d)(1) for any individual who reasonably expected to meet the eligibility requirements during 2019 or 2020, but failed to meet the requirements because the individual departed a foreign country on or after a certain date due to the COVID-19 emergency. Thus, an individual who left China on or after December 1, 2019, or another foreign country on or after February 1, 2020, but on or before July 15, 2020, will be treated as a qualified individual with respect to the period during which that individual was present in, or was a bona fide resident of, that foreign country if the individual establishes a reasonable expectation that he or she would have met the requirements of Code section 911(d)(1) but for the COVID-19 Emergency.

Notices:

- Notice [2020-22](#): Relief from Penalty for Failure to Deposit Employment Taxes.

Press Releases:

- [IR-2020-57](#): Press release on implementation of paid sick and family leave and associated tax credits, and employee retention tax credits.
- [IR-2020-62](#): Discusses basic eligibility requirements for the Employee Retention Credit.
- [IR-2020-158](#): On July 15, the IRS announced that it had started sending letters to taxpayers experiencing a delay in processing their Form 7200. The letter would explain the basis for the rejection or provide the new payment amount in case the amount is adjusted.

Internal Revenue Manual Procedural Update:

- According to an [IRM update](#), taxpayers in bankruptcy may defer taxes pursuant to Section 2302 of the CARES Act. The full amount owed for the tax period must be included in the proof of claim.

Taxpayer Tools:

- The Taxpayer Advocate Service released a [COVID-19 Business Tax Relief Tool](#) designed to assist businesses in determining which types of federal relief they may qualify for.

IRS PRIMARY GUIDANCE: PAYROLL TAX DEFERRAL

- The IRS issued [Notice 2020-65](#) to provide initial guidance on the Presidential Memorandum directing payroll taxes to be withheld through December 31, 2020. For employees whose bi-weekly pay is less than \$4,000, social security taxes may be withheld for pay periods beginning September 1. Any amounts deferred must be withheld and ratably deposited from January 1 – April 30, 2021. Deferral is not required. See [Ropes & Gray August 31 Alert](#).
- The IRS issued [Notice 2021-11](#), which modifies the above Notice 2020-65, by extending the end date of the period during which employers must withhold and pay Applicable Taxes from April 30, 2021, to December 31, 2021. The IRS notes that payments made on January 3, 2022 will be considered timely because December 31, 2021 is a legal holiday and that interest and penalties will still begin to accrue on January 1, 2022 if payments are not made by January 3, 2022. See also [IRS website page](#) discussing extension (page last reviewed or updated by the IRS on February 3, 2021).

IRS PRIMARY GUIDANCE:

Websites:

- <https://www.irs.gov/coronavirus/economic-impact-payments>

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FIRST ECONOMIC IMPACT PAYMENTS (EIPs) (aka INDIVIDUAL REBATES)

- For 2018, 2019 filers, to check payment status and enter payment information: <https://www.irs.gov/coronavirus/get-my-payment>
- For non-filers, to enter payment information: <https://www.irs.gov/coronavirus/non-filers-enter-payment-info-here>

FAQs about [Economic Impact Payments](#) (last reviewed or updated by the IRS on January 29, 2021): Provides guidance on calculating, requesting, and receiving Economic Impact Payments. The January update notes that the topics are about the first EIP and provides update on general information and other topics related to receiving EIP, EIP cards, payments issued but lost, stolen, destroyed or not received, and returning the EIP.

FAQs about [Get My Payment](#) (last reviewed or updated by the IRS on February 2, 2021): Provides guidance on Get My Payment application. The January 2021 update provides updates on accessing Get My Payment, payment status, bank account information, missing payments, error messages/lockouts as well as updated information on why certain payment statuses are not available.

In a [Memorandum for Taxpayer Advocate Service Memorandum](#) (dated November 23, 2020), the IRS released revisions impacting Internal Revenue Manual 13.1.7.4, Same Day Resolution By Operations, due to factors affecting and limiting the Taxpayer Advocate Service's (TAS) ability to effectively advocate in cases involving stand-alone Economic Impact Payment (EIP). This revisions states that the last day the IRS can process a return which will then cause the issuance of an EIP (if eligible) is December 3, 2020, and the last day the IRS can adjust a taxpayer's account to release an EIP is December 7, 2020. The required changes made to TAS case procedures, which supersede TAS-13-0820-0016, are titled or listed as follows:

- 1) as of November 23, 2020 the TAS will not accept new cases involving stand-alone EIP issues from all sources;
- 2) for currently open TAS cases involving EIP related issues, the TAS will advocate, via the Operations Assistance Request (OAR) process (or exercise delegated authority when appropriate), until November 30, 2020;
- 3) TAS will close outstanding OARs for stand-alone EIP issues beginning December 10, 2020;
- 4) TAS will close unresolved stand-alone EIP only cases beginning December 10, 2020; and
- 5) TAS will provide taxpayer outreach and education for EIP issues where not able to directly assist taxpayers or to accept a case.

Recovery Rebate Credit:

- The IRS released information on [Recovery Rebate Credit](#) (page last reviewed or updated by the IRS on January 14, 2021): Provides information related to Recovery Rebate Credit, including the following:
- Recovery Rebate Credit is authorized by the CARES Act and the COVID-related Tax Relief Act of 2020 (within the Phase 4/CAA). It is a tax credit against an individual's 2020 income tax.
- Eligible individuals who did not receive the full amounts of both EIPs may claim the Recovery Rebate Credit on their 2020 Form 1040 or 1040-SR.

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IRS PRIMARY GUIDANCE:

SECOND ECONOMIC IMPACT PAYMENTS (EIPs)

Press Release:

- [IR-2020-280](#): On December 29, 2020, the IRS and the Treasury Department began the delivering a second round of EIPs as part of the Coronavirus Response and Relief Supplemental Appropriations Act of 2021 to millions of Americans who received the first round of payments in 2020.
- [IR-2021-06](#): Beginning the week of January 7, the Treasury Department and the IRS are sending approximately 8 million second EIPs by prepaid debit card.

[FAQs about the Second Economic Impact Payment](#) (last reviewed or updated by the IRS on January 29, 2021): Provides that the IRS and Treasury are now delivering second round of payments and that most people will get their payments automatically. The IRS also provides information related to common questions, general information, eligibility, calculating, requesting, or receiving the payment as well as payment issued but lost, stolen, destroyed or not received.

IRS PRIMARY GUIDANCE:

OTHER FAQs

IRS Chief Counsel indicated that the IRS may consider formally publishing FAQs related to COVID-19 guidance in the Internal Revenue Bulletin.

FAQs about [Taxpayers can now fax Form 8918, Material Advisor Disclosure Statement](#) (last reviewed or updated by the IRS on January 29, 2021): Until further notice, the IRS is accepting taxpayers' completed Form 8918 via fax or accepting via mail Form 8918 that is mailed to Office of Tax Shelter Analysis ("OTSA") address provided on the Instructions to Form 8918. The January update includes an important note that the fax number is not for general use, that the taxpayers may send only one Form 8918 per fax, and lays out file size limitations.

FAQs about [Faxing Form 8886, Reportable Transaction Disclosure Statement with the Office of Tax Shelter Analysis](#) (last reviewed or updated January 28, 2021): Starting October 1, 2020 until further notice, the IRS will accept via fax the separate Office of Tax Shelter Analysis (OTSA) copy of the initial year filing of Form 8886, which taxpayers use to report Reportable Transactions. Taxpayers must still submit two copies of the Form 8886 to the IRS and continue to file Form 8886 with their tax return (including extensions). Nonetheless, instead of mailing the paper OTSA copy of the initial year filing of Form 8886 to the IRS OTSA Unit, taxpayers may now send it via fax. The January update includes an important note that the fax number is not for general use, that the taxpayers may send only one Form 8886 per fax, and lays out file size limitations.

[Temporary Regulations](#): The IRS has issued temporary regulations on the carryback of consolidated net operating losses. Consolidated groups that acquire new members that were members of another group are permitted to make certain elections with respect to pre-acquisition losses.

FAQs about [Carrybacks of NOLs for Taxpayers Who Have Had Section 965 Inclusions](#) (last reviewed or updated by the IRS on September 19, 2020): Provides guidance on the carrybacks of NOLs for taxpayers who have had Code section 965 inclusions. This guidance references Revenue Procedure 2020-24 and the temporary procedures for faxing certain Forms 1139 and 1045 to the IRS.

FAQs about [NOL Carrybacks of C Corporations to Taxable Years in which the Alternative Minimum Tax Applies](#) (last reviewed or updated by the IRS on August 3, 2020): Provides further

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information for subchapter C corporation taxpayers that are carrying back NOLs to years in which the alternative minimum tax applies.

FAQs about [Carrybacks of NOLs by Certain Tax-Exempt Organizations](#) (last reviewed or updated by the IRS on August 3, 2020): Provides guidance to tax-exempt organizations on deducting CARES Act NOLs from UBTI.

FAQs about [Coronavirus-related Relief for Retirement Plans and IRAs](#) (last reviewed or updated by the IRS on September 19, 2020): Explains the special rules under CARES Act section 2202 for retirement plans and IRAs and expands permissible loans from certain retirement plans.

FAQs about [Paycheck Protection Program Loans](#) (last reviewed or updated by the Small Business Administration, in consultation with the Department of the Treasury on January 29, 2021): Provides guidance to address borrower and lender questions concerning the implementation of the Paycheck Protection Program (“PPP”). The January update includes newly published FAQs 54–56. It also notes that FAQs 1–53 are currently under revision and that such FAQs do not yet reflect changes made by the Economic Aid to Hard-Hit Small Businesses, Nonprofits, and Venues Act enacted on December 27, 2020.

FAQs about [Individuals Claiming the Medical Condition Exception in 2020](#) (last reviewed or updated by the IRS on June 3, 2020): Provides that certain alien individuals that meet the specified requirements may be eligible to claim the medical condition exception to exclude certain days of U.S. presence from substantial presence test (described in section 7701(b)(3)) if they meet the requirements described in sections 7701(b)(3)(D)(ii) and 301.7701(b)-3(c).

FAQs about [Estate tax Form 706 deliveries returned due to COVID-19](#) (last reviewed or updated by the IRS on April 13, 2020): Provides a list of actions a taxpayer may take to ensure that Form 706 package is considered timely filed.

FAQs about [Taxation of Provider Relief Payments](#) (last reviewed or updated by the IRS on July 6, 2020): Provides guidance on payments received from Provider Relief Fund.

FAQs about [CARES Act Coronavirus Relief Fund](#) (last reviewed or updated by the IRS on July 6, 2020): Provides guidance on questions related to Coronavirus Relief Fund established by the CARES Act.

FAQs about [Leave Sharing Plans](#) (last reviewed or updated by the IRS on September 19, 2020): Provides that employers may set up a leave-sharing plan under IRS Notice 2006-59.

FAQs about [Temporary procedure to fax automatic consent Forms 3115 due to COVID-19](#) (last reviewed or updated by the IRS on January 29, 2021): Provides that starting on July 31, 2020 until further notice, the IRS will accept via fax, the duplicate copy of Form 3115 (Application for Change in Accounting method). This temporary procedure only applies to certain taxpayers. Taxpayers must still submit two copies of the Form 3115 to the IRS and file Form 3115 with their tax return (including extensions). Nonetheless, instead of mailing the duplicate paper copy of Form 3115 to the IRS, taxpayers may now send it via fax. The January update includes an important note that the fax number is not for general use, that the taxpayers may send only one Form 3115 per fax, and lays out file size limitations.

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| | <p>FAQs about Higher Education Emergency Relief Fund and Emergency Financial Aid Grants under the CARES Act (last reviewed or updated by the IRS on December 14, 2020): Provides information regarding CARES Act sections 3504, 18004, and 18008.</p> |
| <p>IRS PRIMARY GUIDANCE:</p> <p>OTHER REVENUE PROCEDURES</p> | <p>Rev. Proc. 2020-22: Provides guidance regarding elections per recent changes made to Code Section 163(j).</p> <p>Rev. Proc. 2020-23: Certain partnerships are permitted to file amended returns using for taxable years beginning in 2018 and 2019, using Form 1065 and amended Schedule K-1, instead of filing AARs. This allows partnerships to benefit immediately from relief provided under the CARES Act. Amended returns do not need to be limited to CARES Act relief.</p> <p>Rev. Proc. 2020-24: Prescribes when and how to file the following: election to waive NOL carryback, election to exclude section 965 years, and election under the CARES Act special rule concerning taxable years beginning before January 1, 2018, and ending after December 31, 2017.</p> <p>Rev. Proc. 2020-25: Provides procedures for taxpayers to take advantage of the retroactive technical correction permitting 100% Bonus Depreciation with respect to Qualified Improvement Property.</p> <p>Rev. Proc. 2020-26: Provides relief for certain taxpayers by utilizing the amendments made to NOL provisions by CARES Act Section 2303. The notice extends the deadline to file an application for tentative carryback adjustment under Code Section 6411 for carrying back an NOL generated in any taxable year that began during calendar year 2018 and that ended on or before June 30, 2019.</p> |
| <p>IRS PRIMARY GUIDANCE:</p> <p>OTHER NOTICES</p> | <p>Rev. Rule 2021-2 declared Notice 2020-32 and Rev. Rule 2020-27 obsolete.</p> <p>Notice 2020-29: Provides for increased flexibility with respect to mid-year elections under a section 125 cafeteria plan during calendar year 2020 related to employer-sponsored health coverage, health Flexible Spending Arrangements, and dependent care assistance programs. It also provides increased flexibility on grace periods to apply unused amounts in health FSAs and dependent care assistance programs to applicable expenses incurred through December 31, 2020.</p> <p>Notice 2020-33: Modifies Notice 2013-71 to increase the carryover limit (currently \$500) to a maximum of \$500, for unused amounts remaining at the end of a plan year in health FSA under a section 125 cafeteria plan. It also clarifies the ability of a health plan to reimburse individual insurance policy premium expenses incurred prior to the beginning of the plan year for coverage provided during the plan year.</p> <p>Notice 2020-35: Amplifies the definition of Affected Taxpayer and Specified Time-Sensitive Actions as provided in Notice 2020-23 to postpone the deadlines for specified time-sensitive actions applicable to certain employment taxes, employee benefits, and exempt organizations.</p> <p>Notice 2020-39: Provides relief for qualified opportunity funds (QOFs) and their investors affected by COVID-19 pandemic. The notice also provides guidance on application of certain relief provisions in Code Section 1400Z-2 regulations.</p> |

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[Notice 2020-41](#): Modifies previously provided IRS notices that address the beginning of construction requirement for production tax credit for renewable energy facilities (under section 45) and investment tax credit for energy property (under section 48).

[Notice 2020-42](#): Provides temporary relief from the physical presence requirement in Treas. Reg. Section 1.401(a)-21(d)(6) for participant elections required to be witnessed by a plan representative or a notary public, including a spousal consent required under Code Section 417. The temporary relief covers the period from January 1, 2020, through December 31, 2020. [Notice 2021-03](#) extends the temporary relief provided in Notice 2020-42 from January 1, 2021, through June 30, 2021.

[Notice 2020-46](#): Provides treatment of amounts paid to section 170(c) organizations under employer leave-based donation programs to aid victims of the COVID-19 pandemic.

[Notice 2020-50](#): Provides that qualified individuals may receive favorable tax treatment on distributions from eligible retirement plans that are coronavirus-related distributions.

[Notice 2020-51](#): Provides guidance on the waiver of 2020 required minimum distributions (RMDs) from certain retirement plans. Among other items, the notice permits rollovers of waived RMDs and certain related payments as well as answers questions regarding the waiver of 2020 RMDs.

[Notice 2020-52](#): Clarifies the requirements that apply to a mid-year amendment to a safe harbor § 401(k) or § 401(m) plan that reduces only contributions made on behalf of highly compensated employees.

[Notice 2020-54](#): Provides guidance to employers on reporting the amount of qualified sick leave wages and qualified family leave wages paid to employees pursuant to the Families First Coronavirus Response Act.

[Notice 2020-61](#): Provides guidance on the special rules relating to funding of single-employer defined benefit pension plans, and related health benefit limitations, under the CARES Act.

[Notice 2020-62](#): Modifies two safe harbor explanations relating to information that must be provided to recipients of eligible rollover distributions.

[Notice 2020-65](#): Postpones the due date until the period beginning on January 1, 2021, and ending on April 30, 2021, for withholding and payment of employee share of social security tax for certain employers affected by the COVID-19 pandemic.

[Notice 2020-82](#): Provides that a contribution to a single-employer defined benefit pension plan with an extended due date of January 1, 2021 under section 3608(a)(1) of the CARES Act will be treated as timely made if such contribution is made by January 4, 2021.

News Releases:

- [IR-2021-27](#): The IRS provided explanation on how corporations may qualify for the new 100% limit for disaster relief contributions and offered a temporary recordkeeping relief.

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| | <p>Rev. Proc. 2021-15: Eligible educators can deduct up to \$250 (\$500 if married filing jointly and both spouses are educators) of unreimbursed expenses for COVID-19 protective items to stop the spread of COVID-19 in the classroom.</p> |
| <p>IRS PRIMARY GUIDANCE: INFORMATION LETTER & OTHER GUIDANCE</p> | <p>Information Letter 2020-0008: Payments to undergraduate and graduate students under Section 18004 of the CARES Act are excludible from gross income under Code Section 139.</p> <p>Announcement 2020-12: Lenders that make PPP loans that are later forgiven under the CARES Act do not need to file information returns and should not furnish payee statements.</p> |
| <p>IRS FILING & PAYMENT EXTENSIONS</p> | <p>The IRS has announced several initiatives to remedy confusion caused by notices that it improperly sent or delayed. However, the IRS has temporarily suspended the requirement that it issue an apology letter when an “interim letter” is erroneously sent to a taxpayer.</p> <ul style="list-style-type: none"> • In a Memorandum, the IRS temporarily revised the dates for which taxpayer requests will be considered timely with respect to collection due process (CDP) levy notices. The timeliness of taxpayer requests will vary based on the type of notice received. • The IRS had also announced that it had suspend the mailing of three types of balance due notices in an effort to lessen confusion. On October 23, 2020, the IRS announced that beginning in late October 2020, it would resume issuing the balance notices alerting taxpayers to nonpayment. • The IRS is further seeking to correct employer accounts for companies that were improperly penalized for claiming tax credits on their Forms 941, in accordance with Notice 2020-22. <p>The IRS has informally indicated that it may grant relief from failure to file and pay penalties for tax filers who can show reasonable cause for the delay based on circumstances related to COVID-19. Any tax forms for which an extension is sought should have “COVID-19” written atop the filing. Taxpayers should also be prepared to show a good faith effort to comply with deadlines.</p> <p>On November 17, 2020, IRS Commissioner Charles Rettig appeared to announce that blanket penalty relief from late-filing and payment penalties levied during the pandemic months was not going to happen. He indicated that the IRS has come to the conclusion that there are a series of relief procedures that filers should focus on including, but not limited to, reasonable cause and first-time penalty abatements. Though, the IRS does intend to judge penalty relief requests on a case-by-case basis.</p> <p>On December 11, 2020, the IRS announced that it continues to experience delays due to the volume of notices the IRS is required to send out after it restarted issuing notices to taxpayers. This delay is impacting notices to taxpayers for payments for taxes owed or to notify taxpayers of changes made to tax returns resulting in different refund amounts or tax owed. To avoid the wait, taxpayer can log into their online account to view the notice.</p> <ul style="list-style-type: none"> ◦ Two House tax writers are calling for a review of delayed IRS notices after the national taxpayer advocate alerted taxpayers that a second round of notices is delayed and that those being mailed through January 2021 may have due dates that have already passed. They tax writers asked for recommendations for what the IRS can do to prevent further issuances of untimely or erroneous notices and requested a response from TIGTA by early January 2021. |

FEDERAL—IRS

FAQs:

FAQs about [Filing and Payment Deadlines Questions and Answers](#) (last reviewed or updated by the IRS on November 19, 2020): Provides guidance on the expanded relief provided by Notice 2020-23 that IRS published on April 9, 2020, which (i) supersedes previously published FAQs about Notice 2020-17, and (ii) amplifies Notice 2020-18 and Notice 2020-20.

Notices:

- [2020-18](#): Provides there is no limitation on the amount of Federal income tax payments that may be deferred, superseding Notice 2020-17.
- [2020-20](#): Provides the due date for filing Forms 709 and making payments of Federal gift and generation-skipping transfer tax due April 15, 2020, was automatically postponed to July 15, 2020 for any person owing federal gift tax or generation-skipping transfer tax on April 15.
- [2020-23](#): Tax relief expanded to additional returns, tax payments, and other actions. For the Affected Taxpayers specified in this notice, the due date for filing specified forms and making specified payments was automatically extended to July 15, 2020.
- [2020-58](#): Taxpayers that have a measuring period under the substantial rehabilitation test ending on or after April 1, 2020, and before March 31, 2021, now have until March 31, 2021 to satisfy the test.

Press Releases:

- [IR-2020-66](#): Extended July 15, 2020 deadline to file returns and make payments generally applied to all taxpayers that had a filing or payment deadline falling on or after April 1, 2020, and before July 15, 2020.

IRS REFUNDS

The IRS cannot estimate when taxpayers will receive refunds pursuant to forms faxed to the IRS for alternative minimum tax credits and NOL deductions.

Tax refunds requested by nonprofits for now-defunct taxes are tied up in the IRS's pandemic-induced document backlog.

IRS ENFORCEMENT

Deadlines Extended: Notice [2020-23](#) also extended to July 15, 2020 the deadline to take any "Time Sensitive Actions," which were due on or after April 1, 2020 and before July 15, 2020. Time sensitive actions are defined in § 301.7508A-1(c)(1)(iv) – (vi) of the Procedure and Administration Regulations and Rev. Proc. 2018-58, and include filing a petition with the Tax Court or for review of a Tax Court decision, filing a claim for credit or refund of any tax, or bringing suit for a claim of tax refund or credit. The notice further extended the deadline for the filing of any petition with the Tax Court or a review of a Tax Court decision, filing a claim for credit or refund, and bringing suit on a claim for credit or refund.

In a [FAQ](#), the IRS clarified that taxpayers got the benefit of both filing extensions granted under Notice 2020-23 and by virtue of the Tax Court's closure, pursuant to the principles of *Guralnik v. Comm'r*, 146 T.C. 230 (2016). Ultimately, this extended any Tax Court filing deadlines from March 19, 2020 until July 15, 2020.

Statute of Limitations Issues: The IRS will continue working cases where a statute of limitation is pending, and may work with the taxpayer to extend the statute.

Independent Office of Appeals: Appeals will conduct conferences telephonically or by videoconference for docketed cases in Appeals' jurisdiction. For docketed cases, Appeals has

FEDERAL—IRS

begun scheduling virtual conferences in preparation for trials. Trials will also be held virtually. For nondocketed cases, Appeals, as of the October 27 announcement, will no longer be suspended due to taxpayer's request for in-person conferences and will begin scheduling virtual conferences.

News Releases:

- [IR-2020-233](#): Beginning in October 2020, the IRS will include QR barcodes on CP14 notices (informing taxpayers of unpaid taxes) that will direct taxpayers to the applicable IRS webpage.

Large Business & International Division (“LB&I”):

- On June 26, 2020, the LB&I issued a [memo](#) providing compliance priorities guidance.
- On November 10, 2020 the LB&I announced it is now offering to communicate digitally with taxpayers during examinations through a new online messaging portal.
- On November 17, 2020 the LB&I announced it is adopting a secure communications program that has already sped up processing of examinations in other IRS divisions. The program, called the Taxpayer Digital Communications messaging system, allows taxpayers and tax professionals to communicate electronically with the agency, allowing for information to be immediately exchanged.
- In a memo issued on December 9, 2020, the IRS's LB&I stated, in general, it is extending the suspension of information document request (IDR) enforcement procedures through June 30, 2021 and all exam activities will continue under normal procedures (with some exceptions) through June 30, 2021.
 - Examiners of listed transaction should following the Servicewide summons procedure detailed in IRM 25.5
 - In addition, in general, the LB&I exam activities will continue under normal procedures (with some exceptions) through June 30, 2021 “and thereafter.” Exceptions to this rule are:
 - 1. Appointments (whether in person or virtual) can be scheduled depending upon the facts and circumstances of the taxpayer.
 - 2. The hold on new Discriminate Analysis Score (DAS, a computer model the IRS uses to score examination potential for corporate returns with total assets of \$10 million or more) cases will continue.

Small Business/Self-Employed Division (“SB/SE”):

- On October 1, 2020, SB/SE issued a [memo](#) extending temporary guidance relating to taxpayer contact, initial contact, and asset valuations.

Appeals:

- On September 15, 2020, the Appeals division issued a [memo](#) providing that Appeals employees may temporarily provide taxpayers with access to their redacted case files.
- On December 20, 2020, the Appeals division issued a [memo](#) extending through June 30, 2021 the prior [interim guidance](#) (see bullet point above) advising Appeals Technical employees that email may be used to transmit redacted case files to taxpayers and their authorized representatives.

Tax Exempt & Government Entities Division (“TE/GE”):

- On December 15, 2020, the TE/GE issued a memo extending its relaxed information document request (IDR) timelines for taxpayers who can not comply with IDRs because of the COVID-19 pandemic through June 30, 2021. The memo also says guidance regarding resumption of TE/GE exam activities post July 15, 2020, which will be effective until June 30, 2021.

IRS Collections:

- [IR-2020-248](#): Taxpayers who are entitled to short-term payment plans can have up to 180 days to pay their taxes instead of the original 120-day period. Instead of defaulting, the IRS will automatically add certain new tax balances to existing Installment Agreements, for individual and out of business taxpayers. The IRS increased flexibility for certain qualified individual taxpayers that temporarily cannot satisfy their obligations under offers in compromise, and procedures that allow certain taxpayers who owe less than \$250,000 in tax to set up alternative payment plans without furnishing a financial statement. Individual taxpayers who only owe for the 2019 tax year and who owe less than \$250,000 may qualify to set up an Installment Agreement without a notice of federal tax lien filed by the IRS. Qualified taxpayers with existing Direct Debit Installment Agreements may now be able to use the Online Payment Agreement system to propose lower monthly payment amounts and change their payment due dates.
- [TE/GE-04-1220-0031](#): This memorandum supersedes the previous memorandum issued on July 7, 2020, entitled, “Extended Modification of IDR Enforcement Timelines due to COVID-19 Considerations and Resumption of Exam Activity Post July 15, 2020”. It extends the approval period to deviate from standard follow-up IDR and IDR Enforcement timelines until June 30, 2021. It also provides guidance regarding resumption of TE/GE exam activities post July 15, 2020 which will also be effective until June 30, 2021.
 - Announced Modification to Exam Activity. Limiting in-person contact and defaulting to correspondence and/or virtual interactions. If it is determined that in-person interaction with a taxpayer/representative is necessary only to exchange books and records, employees can consider conducting the meeting in a Taxpayer Assistance Center (TAC) that is equipped with plexiglass barriers, if possible. Virtual appointments can be conducted by teleconference. WebEx will also be an option following appropriate guidelines and subject to system availability.

IRS temporarily allowing electronic submission for certain requests:

- [Revenue Procedure 2020-29](#): Modifies the procedures in Rev. Proc. 2020-1, 2020-1 I.R.B.1 (January 2, 2020), temporarily to allow for electronic submission via efax or email of requests for letter rulings, closing agreements, determination letters, and information letters under the jurisdiction of the IRS Office of Chief Counsel, and for determination letters issued by the IRS Large Business and International Division. Until Rev. Proc. 2020-29 is modified or superseded, both paper and electronic requests for advice described in section 2.01 of the revenue procedure will be accepted. If requests have previously been submitted in paper, duplicate requests may be resubmitted electronically.
- [IR-2020-212](#): Reminds taxpayers and practitioners that they make take advantage of expedited letter ruling procedures.

FEDERAL—IRS

IRS's Enforcement on High-Income Individuals:

- On November 16, 2020 two agency officials announced that IRS agents will resume knocking on doors of suspected high income tax avoiders after the coronavirus pandemic passes. Since February IRS agents have been following up with high-income individual (those who earn at least \$100,000) that failed to file income tax returns. The IRS said it identified \$2.3 billion in tax fraud, up from \$1.8 billion a year prior. The Treasury Inspector General for Tax Administration released a report that said 879,415 high-income individuals who didn't file returns cumulatively failed to pay \$45.7 billion in taxes from 2014 to 2016.

IRS LOGISTICS

[IRS Operations During COVID-19: Mission-critical functions continue](#) (page last reviewed or updated by the IRS on February 1, 2021): Among other information related to IRS mission-critical functions during COVID-19, the IRS notes that COVID-19 continues to cause delays in certain IRS services including live phone support, processing tax returns filed on paper, answering mail from taxpayers, and reviewing tax returns, even for returns filed electronically.

Digital Signatures: Currently, the IRS is accepting the following forms with digital signatures if they are postmarked from January 1, 2021 through June 30, 2021. *See above [IRS page](#), re “Need to File a Form with a Digital Signature”.*

- Form 3115, Application for Change in Accounting Method;
 - Form 8832, Entity Classification Election;
 - Form 8802, Application for U.S. Residency Certification;
 - Form 1066, U.S. Income Tax Return for Real Estate Mortgage Investment Conduit;
 - Form 706, U.S. Estate (and Generation-Skipping Transfer) Tax Return;
 - Form 706-NA, U.S. Estate (and Generation-Skipping Transfer) Tax Return;
 - Form 709, U.S. Gift (and Generation-Skipping Transfer) Tax Return;
 - Form 1120-ND, Return for Nuclear Decommissioning Funds and Certain Related Persons;
 - Form 1120-RIC, U.S. Income Tax Return for Regulated Investment Companies;
 - Form 1120-C, U.S. Income Tax Return for Cooperative Associations;
 - Form 1120-REIT, U.S. Income Tax Return for Real Estate Investment Trusts;
 - Form 1120-L, U.S. Life Insurance Company Income Tax Return;
 - Form 1120-PC, U.S. Property and Casualty Insurance Company Income Tax Return;
 - Form 1128, Application to Adopt, Change or Retain a Tax Year;
 - Form 3520, Annual Return to Report Transactions with Foreign Trusts and Receipt of Certain Foreign Gifts;
 - Form 3520-A, Annual Information Return of Foreign Trust with a U.S. Owner;
 - Form 8453 series, Form 8878 series, and Form 8879 series regarding IRS e-file Signature Authorization Forms; and
 - Form 8038 series, pertaining to tax-exempt bonds.
- A brief overview of IRS approval of temporary use of e-signatures for certain forms during the COVID-19 pandemic:
 - On August 28, 2020, the IRS issued a [memorandum](#) and [IR-2020-194](#), providing that it would temporarily accept digital signatures on certain forms that cannot be filed electronically. Affected are Forms 1066, 1120s, 3115, 8802, 8453s, 8832, 8878s, and 8879s.

FEDERAL—IRS

- On September 10, 2020, the IRS issued a [memorandum](#) and [IR-2020-206](#) extending the above-mentioned rule to Forms 706s, 709, 1120-ND, and 3520s.
- On December 2, 2020, the IRS extended the acceptance of digital signatures on documents relating to the determination or collection of tax liability through June 30, 2021.
- On December 11, 2020, the IRS issued a memo allowing taxpayers and representatives to use electronic or digital signatures from January 1, 2021 through June 30, 2021 on the following:
 - Forms: 3115, 8832, 8802, 1066, 706, 706-NA, 709, 1120-ND, 1120-RIC, 1120-C, 1120-REIT, 1120-L, 1120-PC, 1128, 3520, 3520-A and 8463
 - Form Series: Form 8453 series, Form 8878 series, Form 8879 series and Form 8038 series
- On December 28, 2020 the IRS amended its December 11, 2020 memo to include the following:
 - Forms 8038, 8038-G and 8038-GC
- For the specified forms that are signed and postmarked from January 1, 2021, through June 30, 2021, the IRS is not requiring the use of any specific technology to effectuate the electronic signature.
- Temporary deviation: IRS Appeals employees will accept images of signatures (scanned or photographed) and digital signatures on documents related to Appeals' consideration. Appeals employees may also accept documents via email and transmit documents to taxpayers using SecureZip or other established secured messaging systems. *See* AP-08-0720-0011.

NEXUS & SOURCING — IRS CROSS-BORDER TAX GUIDANCE

[FAQs](#) (last reviewed or updated June 12, 2020): Provides information for nonresident aliens and foreign businesses impacted by COVID-19 travel disruptions.

Press Release [IR-2020-77](#): IRS provides relief to individuals and businesses affected by travel restrictions due to the COVID-19 emergency relating to residency, foreign income exclusions, and conducting a U.S. trade or business.

[Rev. Proc. 2020-20](#): IRS provides that an eligible individual who intended to leave the U.S. during the individual's COVID-19 emergency period but was unable to do so due to COVID-19 Emergency Travel Disruptions, may exclude the individual's COVID-19 emergency period (up to 60 calendar days) for purposes of applying the "substantial presence test" under Code section 7701(b)(3).

[Rev. Proc. 2020-27](#): IRS provides a waiver of the time requirements of Code section 911(d)(1) for any individual who reasonably expected to meet the eligibility requirements during 2019 or 2020, but failed to meet the requirements because the individual departed a foreign country on or after a certain date due to the COVID-19 emergency.

[Rev. Proc. 2020-30](#): IRS provides that a U.S. business may exclude up to 60 days of employees' temporary activities abroad for purposes of determining whether such business has a foreign branch separate unit under Section 1503(d).

FEDERAL—IRS

IRS & Charitable Deductions

[IRS Tax Tip 2020-153](#): The CARES Act expanded Section 170 of the Code by enabling an above-the-line charitable deduction for non-itemizing individuals of up to \$300 for cash contributions made in 2020 to qualifying organizations. The CARES Act also expanded limits on charitable contributions (including contributions of food) by itemizing individuals and other entities. Publication 526 explains how taxpayers claim a deduction for charitable contributions to reduce taxable income and Publication 561 explains that generally, taxpayers can deduct the fair market value of donated property. Taxpayers must file Form 8283, Noncash Charitable Contributions, to report noncash charitable contributions if the amount of the deduction is more than \$500. Taxpayers age 70 ½ or older may make a qualified charitable distribution from their IRA – up to \$100,000 – directly to an eligible charity, which is generally a nontaxable distribution made by the IRA trustee to a charitable organization, the IRS added. A qualified charitable distribution counts toward a taxpayer’s minimum distribution requirement for the year.

STATES—SUMMARY

The American Institute of CPAs is maintaining a chart of states' responses to the coronavirus, which is available here: [link](#).

STATES—CALIFORNIA

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| CA WEBSITE | https://www.ftb.ca.gov/ |
| CA FILING & PAYMENT EXTENSIONS | <p>[All Businesses and Individuals] Filing and payment deadlines were extended to July 15, 2020 for all individuals and business entities for 2019 returns and payments, 2020 first and second quarter estimated payments, 2020 LLC taxes and fees, and 2020 nonwage withholding payments. Ropes & Gray has issued an alert detailing California's rules and guidance on COVID-19.</p> <p>[Impacted Taxpayers] Deadlines were extended to July 15, 2020 for filing claims for refunds, protesting notices of proposed assessments, filing appeals with the Office of Tax Appeals, filing petitions for rehearing, and Franchise Tax Board's issuance NPAs to taxpayers.</p> <p>[Property Tax Filers] Counties will use their authority to cancel penalties and other charges for homeowners, small businesses, and other property owners unable to pay property taxes due to COVID-19.</p> <p>[Main Street Small Business Tax Credit]: The Main Street Small Business Tax Credit provides financial relief to qualified small businesses for the economic disruption in 2020, resulting in unprecedented job losses. Taxpayers can use the credit against income taxes, or can make an irrevocable election to apply the credit against sales and use taxes. The credits are allocated by the California Department of Tax and Fee Administration (CDTFA) on a first-come, first-served basis. CDTFA will accept applications for a tentative credit reservation through January 15, 2021.</p> |
| CA ENFORCEMENT | <p>[Audits] The California Franchise Tax Board ("FTB") did not initiate new audits through April 2020. It communicated with taxpayers currently under audit through alternative means and granted extensions on requests for information.</p> <p>[Collection Activities] The FTB had suspended many collections activities, including the issuance of new attachments and liens. As of July 15, 2020, relief relating to delayed collection actions for personal income tax, business entity tax, and non-tax debt programs expired.</p> <p>[Statute of Limitations] The FTB will consider a claim timely filed if the statute of limitations expires during a postponement period and the claim was filed by July 15, 2020.</p> <p>[Filing and Appeals Extensions] The deadlines for filing an appeal originating from the Department of Tax and Fee Administration were extended. For appeals that had a briefing or other deadline that fell between March 1, 2020–July 30, 2020, an automatic 60-calendar day extension was granted. The deadlines for filing an appeal originating from the FTB had also been extended. For appeals or petitions for rehearing with an original due date on or after March 12, 2020 and on or before July 15, 2020, the deadline was extended to July 15, 2020. In addition, the deadline for correspondence to be filed with the OTA with an original due date falling between March 1, 2020 and June 30, 2020 had been extended by 60 days.</p> |
| CA CLOSURES | The Office of Tax Appeals is maintaining its scheduled hearings in Sacramento, Los Angeles, and Fresno. Taxpayers requesting an oral hearing are offered the option to have the hearing telephonically, postponed, or the decision based on the written record. |
| CA LOGISTICS | The California Judicial Council adopted Emergency Rules to the California Rules of Court, effective as of June 11, 2020. |

STATES—SUMMARY

The FTB will accept electronic signatures on statute of limitations waivers, until June 30, 2021.

In August 2020, the Office of Tax Appeals announced that OTA would not conduct in-person oral hearings so long as the Governor's Executive Order N-25-20 remains in place. Taxpayers may request an online hearing held using either videoconferencing or teleconferencing technology, or may seek a determination based on the written record without an oral hearing.

The FTB will not require an original signature on paper returns and other forms through December 31, 2020, except for Power of Attorneys. The FTB has extended this through June 30, 2021.

[Remote Property Tax Appeals Guidance] In a letter issued on December 16, 2020 the California State Board of Equalization updated its guidance to county assessors. The letter states that the appeals board has the authority and option to provide either an in-person or remote hearings and the taxpayer has the right to reject such a hearing request and receive a postponement until the other type of hearing can be scheduled. Further the letter discusses the process for resolving technology issues that may arise during a remote hearing, and for electronic submission and presentation of evidence.

CA NEXUS & SOURCING

Out-of-state employers will not trigger nexus solely due to the fact that employees are working remotely from California.

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STATES—CONNECTICUT

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| CT WEBSITE | https://portal.ct.gov/DRS |
| CT FILING & PAYMENT EXTENSIONS | <p>[CARES Act] The Office of the Commissioner has issued guidance addressing the Connecticut tax implications of the CARES Act, including NOLs and Qualified Improvement Property.</p> <p>[Business] Extended filing and payment deadlines for some business tax returns due on or after March 15, 2020 and before July 15, 2020. (CT-1065/CT-1120 passthrough entity tax returns, CT-990T unrelated business income tax returns, CT-1041 Trust and Estate tax returns, CT-1120 and CT-1120CU corporation business returns, and estimated taxes due on the above-listed returns.)</p> <p>[Individuals] Individuals’ returns will follow IRS relief. Accordingly, the filing and payment deadline was extended to July 15, 2020. The extension also applied to estimated income tax payments for the first and second quarters of 2020. The deadline for filing an amended 2016 Form CT-1040, CT-1040NR/PY, or CT-1040 has not been extended.</p> <p>[Sales and Room Occupancy Taxes] The deadline for eligible taxpayers to file and pay Sales Tax and Room Occupancy Tax was extended to May 31, 2020.</p> <p>[Emergency Motor Vehicles] Certain International Fuel Tax Agreement (IFTA) credentialing rules are temporarily waived to ensure the flow of critical goods—including medical and sanitary supplies, food, fuel, and other items of necessity—reach their destination in Connecticut without interruption. The waiver applies to commercial motor vehicles based outside of Connecticut that transport emergency relief supplies into the state.</p> <p>[Earned Income Tax Credit] The deadline to submit additional documentation for a Connecticut EITC claim was extended to July 15, 2020.</p> <p>[Gift Tax Returns] The filing and payment deadline for gift tax returns reporting gifts made in taxable year 2019 was automatically extended from April 15, 2020 to July 15, 2020. This extension did not apply to estate tax.</p> <p>[Taxes: real property, personal property or motor vehicles, and water, sewer, and electric rates, charges and assessments] Executive Order No. 7S: Municipalities required to select and implement either the Deferment Program or Low Interest Program or both. The Deferment Program provides for a 90-day deferment from the time the amount becomes due and payable. Certain amounts held in escrow accounts by mortgage servicers or financial institutions were required to be paid so long as the borrower remained current on their mortgage. The Low Interest Rate Program provides for a 3 percent cap on the interest rate due on the principal amount of delinquent payments. The low interest period runs for 90 days from the date the payment is due and payable.</p> <ul style="list-style-type: none"> • Executive Order No. 9R: Extends the application of both programs to payments due January 1, 2021. |
| CT ENFORCEMENT | <p>[Collection Activities] Any taxpayer who is the subject of a payment plan, bank warrant, wage execution, or other levy by DRS and needs relief or assistance because of the impact of COVID-19, may contact DRS directly to speak to a tax professional.</p> <p>[Protests and Appeals] The deadline for filing certain administrative protests with the DRS Appellate Division was extended by 90 days. The 30 day timeframe during which taxpayers must initiate a tax appeal was suspended.</p> |
| CT CLOSURES | <p>Effective end of business March 17, 2020, the Connecticut Department of Revenue Services (DRS) branch offices are closed to the public until further notice.</p> <p>All business with DRS can be conducted electronically, by telephone, or by written correspondence.</p> |

DISTRICT OF COLUMBIA

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| DC WEBSITE | https://otr.cfo.dc.gov/node/1468206 |
| DC FILING & PAYMENT EXTENSIONS | <p>[Businesses and Individuals] The deadline for taxpayers to file and pay their 2019 District of Columbia individual and fiduciary income tax returns, partnership tax returns, and franchise tax returns was extended to July 15, 2020. This extension applied to all D-20, D-30, D-40, D-41, D-40B, and D-65 tax filers, and includes combined return filers.</p> <p>[All Businesses (except hotels and motels)] Interest and late payment penalties of sales and use taxes were waived for periods ending on February 29, 2020 and March 31, 2020 provided that payment of all taxes due for these periods were paid in full by July 20, 2020. Taxpayers must have timely filed.</p> <p>[Real property tax filers] Real property tax filers had an extended deadline to appeal a real property tax assessment (to May 15, 2020), file an Exempt Property Annual Use Report (to May 15, 2020), and file an Income and Expense Report (to June 1, 2020). In addition, property owners impacted by COVID-19 could apply for a waiver of real property tax penalties and interest.</p> <p>[Individuals and Businesses] An announcement clarified the deadlines for individual and business taxpayers to file their Tax Year 2020 estimated tax payments (Forms D-40ES, D-41ES, D-20ES, and D-30ES) remain unchanged.</p> |
| DC CLOSURES | The OTR walk-in center on 4 th Street, SW is closed. Other OTR offices remain open. |
| DC LOGISTICS | [Digital Signatures] Office of Tax and Revenue issued Tax Notice 2020-08 allowing taxpayers and tax professionals to use digital signatures on forms, even forms that cannot be filed electronically. |
| DC NEXUS & SOURCING | The Office of Tax and Revenue will not seek to impose corporation franchise tax or unincorporated business franchise tax nexus solely on the basis of employees or property used to allow employees to work from home (e.g., computers, computer equipment, or similar property) temporarily located in the District during the period of the declared public emergency and public health emergency, including any further extensions by the Mayor. <i>See</i> OTR Tax Notice 2020-05. |

STATES—ILLINOIS

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| IL WEBSITE | https://www2.illinois.gov/rev/Pages/Taxpayer-Resources-during-COVID-19-%28Coronavirus%29-Outbreak.aspx |
| IL FILING & PAYMENT EXTENSIONS | <p>[Businesses and Individuals] Filing and payment deadlines for income tax returns for individuals, trusts, and corporations were extended to July 15, 2020. This did not apply to the first and second installments of estimated payments for 2020 taxes that were due April 15 and June 15, respectively.</p> <p>[Qualified Eating & Drinking Establishments] Qualified eating and drinking establishments (that had a 2019 sales tax liability less than \$75,000) were entitled to relief from penalties and interest on late sales tax payments.</p> <p>[Sales Tax Exemptions] The expiration date for Illinois Sales Tax Exemption ("E") numbers that expired or will expire during calendar year 2020 is extended until December 31, 2020.</p> <p>[Estimated Taxes] The Department provides additional options upon which taxpayers may base their 2020 estimated tax payments and safe harbors for avoiding estimated late payment penalties.</p> <p>[Hand Sanitizer Production] All alcohol purchased for use in the development of hand sanitizer will be tax exempt.</p> <p>Penalties and interest were waived through May 26, 2020 on late-filed, first quarter IFTA returns due April 30, 2020. Ropes & Gray has issued an alert detailing the Governor's "stay-at-home" proclamation.</p> |
| IL LOGISTICS | As of June 22, 2020, all IL DOR offices are open to the public and no appointment is required. |
| IL NEXUS & SOURCING | If an Illinois resident employee has performed work for an out-of-state employer from their home in Illinois for more than 30 days, the employer may be required to register with the Department and withhold applicable taxes. |

STATES—MARYLAND

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| MD WEBSITE | https://www.marylandtaxes.gov/ |
| MD FILING & PAYMENT EXTENSIONS | <p>Extensions for Filings 2021:</p> <p>[Corporate and Pass-Through Entities] The deadline for income tax filings and payments, and estimated income tax declarations and payments due between January 1, 2021 and April 14, 2021 has been extended to April 15, 2021. Interest and penalties on any unpaid taxes will be assessed from April 16, 2021. This extension applies to any income tax remittance with statutory due dates between January 1, 2021 and April 14, 2021.</p> <p>[Sales and Use Tax] The deadline for the filing and payment of sales and use taxes due between January 1, 2021 and April 14, 2021 has been extended to April 15, 2021. No penalties or interest will be incurred filing and payment is received by the extended due date.</p> <p>[Withholding] The deadline for withholding returns and withholding payments due between January 1, 2021 and April 14, 2021 has been extended to April 15, 2021. Any withholding payments originally due between February 1, 2021 and April 14, 2021 may be submitted by April 15, 2021 without incurring interest or penalties. This extension does not apply to withholding returns and payments for all periods through December 31, 2020 including the 2020 year end reconciliations.</p> <p>[Individual and Fiduciary] The deadline for filing individual and fiduciary estimated income tax declarations and payments due between January 1, 2021 and April 14, 2021 has been extended to April 15, 2021.</p> <p>Extensions for Filings 2020:</p> <p>[Overview] Consistent with IRS guidance, the deadline to file returns and pay amounts due was extended to July 15, 2020 for generally all taxpayers with a filing or return deadline falling on or after April 1 and before July 15, 2020. The due date for March quarterly estimated payments for the first and second quarters of 2020 was also extended to July 15, 2020.</p> <p>[Business] Relief consistent with IRS: Payment extensions until July 15, 2020 for LLCs filing as individuals and corporations, for both 2019 and first quarter 2020 estimated payments.</p> <p>[Business-Related Taxes] Extended deadlines for business returns due in February, March, April, and May until July 15, 2020. This applied to sales and use tax, withholding tax, admissions and amusement tax, tobacco and motor fuel excise tax, tire recycling fee, and bay restoration returns.</p> <p>[Individuals] Relief consistent with IRS: Payment extensions until July 15, 2020 for individuals, for both 2019 and first quarter 2020 estimated payments. Individual income tax state returns are due October 15, 2020 if the taxpayer filed for a federal extension.</p> |
| MD ENFORCEMENT | <ul style="list-style-type: none"> • The Comptroller’s officer is preparing to mail notifications to taxpayers who have unpaid tax liabilities. Recipients of the notice are not required to take action; however, interest will continue to accrue. |
| MD LOGISTICS | <ul style="list-style-type: none"> • All Comptroller of Maryland branch offices have reopened with limited staff for appointment-only visits. • Comptroller of Maryland will following IRS guidance regarding digital signature’s for limited documents. This include extensions of statute of limitations on assessment or collection, |

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| | <p>waivers of statutory notices of deficiency and consents to assessment, or agreements to specific tax matters or tax liabilities (closing or settlement agreements).</p> <ul style="list-style-type: none"> As of May 18, 2020, the Comptroller resumed processing paper returns, including refund requests. |
| MD NEXUS & SOURCING | <ul style="list-style-type: none"> Employer withholding requirements are not affected by the transition to telework. Taxation continues to be determined by the employee's physical presence. |

STATES—MASSACHUSETTS

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| <p>MA WEBSITES</p> | <p>https://www.mass.gov/orgs/massachusetts-department-of-revenue https://www.mass.gov/info-details/important-covid-19-coronavirus-response-update-from-dor</p> |
| <p>MA FILING & PAYMENT EXTENSIONS</p> | <p>[CARES Act] The Department of Revenue released guidance addressing the Massachusetts tax implications of many tax provisions included in the CARES Act. The TIR specifically adopts certain sections of the Code that are currently in effect. For more information, see TIR 20-9.</p> <p>[Individuals] The state income tax filing deadline was extended to match the July 15, 2020 deadline for filing federal individual income taxes for personal income tax. This postponement extended to first and second installments of estimated taxes. For more information, see TIR 20-4.</p> <p>[Corporate Excise Taxpayers] Late-file and late-pay penalties were waived for returns and payments due April 15, 2020 if such returns and payments were filed and made by July 15, 2020. Interest still accrued. For more information, see TIR 20-4.</p> <p>[Certain Businesses that paid less than \$150,000 per year of certain sales, meals, and room occupancy taxes] Postponed collection of regular sales tax, meals tax, and room occupancy taxes that would be due between March 20, 2020–April 30, 2021 but are now due on May 20, 2021. Filing is also due May 20, 2021. Additionally, all penalties and interest that would otherwise apply will be waived. For more information, see 830 CMR 64G.1.1 and 830 CMR 62C.16.2.</p> <p>[Certain Vendors and Operators that did not qualify for previous state tax relief] Waiver of any late-file or late-pay penalties imposed on certain taxes during March 20, 2020–April 30, 2021. Interest will continue to accrue. For more information, see TIR 20-12.</p> <p>[Notarization of all DOR Forms] A notary public may perform a notarial act using electronic video conferencing. This procedure is applicable to all DOR forms requiring a notarial act. Effective until 3 days after termination of the Governor’s March 10, 2020 Declaration of a State of Emergency.</p> |
| <p>MA ENFORCEMENT</p> | <ul style="list-style-type: none"> • Taxpayers may seek relief on certain compliance actions including appeals, audits, collections, and litigation. |
| <p>MA CLOSURES</p> | <ul style="list-style-type: none"> • The Supreme Judicial Court Fourth Updated Order, effective September 17, 2020, has been scaled back due to MA’s current situation with COVID crisis. Phase 1, which will begin the week of January 11, 2021, calls for jury trials with juries of six. Phase 1 will last for two months. • The Trial Court department has issued Trial Court Emergency Administrative Order 20-8 establishing specific operational protocols effective May 4, 2020. • All Department of Revenue tax and child support walk-in centers closed. • Appellate Tax Board: The ATB is closed. Materials may still be mailed to ATB, and ATB will continue to monitor phone messages. The ATB holds conferences on an as-needed basis. All in-person hearings have been suspended, but parties may be heard by telephone or video. • The Massachusetts Department of Revenue is notifying MassTaxConnect users that the system will be unavailable from 5:00 pm on Friday, January 15, 2021 until 6 am on Tuesday, January 19, 2021 for an upgrade. |

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| MA LOGISTICS | <ul style="list-style-type: none"> • The Massachusetts DOR will work with taxpayers to allow electronic signatures on certain forms. Any form bearing an electronic signature must be accompanied by a statement in the cover letter or transmission email attesting to the signature’s validity. Directive 20-1. <ul style="list-style-type: none"> ○ Example of the statement is as follows: “The attached [insert document name] includes [insert name of taxpayer or representative]’s valid signature and the taxpayer intends to transmit the document to the Massachusetts Department of Revenue.” ○ The SJC has the authorized use of electronic signatures for attorneys and self-represented parties. |
| MA NEXUS & SOURCING | <ul style="list-style-type: none"> • Massachusetts temporarily treats the income of non-resident employees who worked in Massachusetts immediately prior to the pandemic, and who began telecommuting from another state on behalf of a Massachusetts business due to certain pandemic-related circumstances, as Massachusetts source income requiring personal income tax withholdings. • With respect to resident employees who previously worked outside of Massachusetts, an employer need not withhold Massachusetts income taxes with respect to such employees to the extent the employer is required to withhold for the employees in another state. • Massachusetts will continue to tax all income earned by residents from any source. However, a resident who performed services from outside of Massachusetts prior to the pandemic, but who began performing such services in Massachusetts due to pandemic-related circumstances, will be eligible for a credit for income taxes paid to the state where the employee previously provided services. • For the duration of the COVID-19 state of emergency, the presence of employees in the state or business property reasonably necessary for the employees’ use will not affect an employer’s nexus with respect to sales and use or corporate excise tax liabilities, apportionment calculations, or liabilities under the Paid Family and Medical Leave Act, so long as the employees were present due to certain pandemic-related circumstances. • On December 8, 2020, Massachusetts announced these sourcing rule will remain in effect until 90 days after the COVID-19 state of emergency in Massachusetts expires. • For more information, see TIR 20-15 (which supersedes both TIR 20-10 and TIR 20-05) and emergency regulation 830 CMR 62.5A.3. |

STATES—NEW JERSEY

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| NJ WEBSITE | https://www.state.nj.us/treasury/taxation/ |
| NJ FILING & PAYMENT EXTENSIONS | <p>[Business, Individual] Enacted legislation extended deadlines for Individual Gross Income, Partnership, and Corporation Business Tax returns to July 15, 2020. Second quarter estimated payments were due on the original date. Corporations who received an extension to file calendar year returns will not receive a late filing penalty if the return is filed no later than November 16, 2020 (a 30 day extension). 2019 fiscal year filers who have an extended fiscal year federal return are also eligible for the 30 day extension.</p> <p>[Property Tax] Municipal governments were permitted to extend the grace period for property tax payments due May 1, 2020 until June 1, 2020. The filing deadline for property tax appeals at the county boards of taxation in counties operating under the “traditional” assessment calendar was extended from April 1, 2020 to July 1, 2020. Boards of taxation also have until Sept. 30, 2020 to render decisions on appeals before them.</p> <p>[Sales Tax and Surcharges] Surcharges imposed by businesses to cover COVID-19 prevention costs are taxable if the underlying service or product being sold is subject to NJ sales tax.</p> <p>[Corporate Business Tax Returns] On October 15, 2020 Governor Murphy signed an executive order that extends the filing deadline for 2019 Corporate Business Tax (CBT) calendar year returns being filed under extension to November 16, 2020, due to the ongoing COVID-19.</p> |
| NJ ENFORCEMENT | <ul style="list-style-type: none"> • The timeframe for taxpayers to file a tax appeal with the NJ Tax Court or the NJ County Boards of Taxation, or an administrative protest with the NJ Division of Taxation, has been extended until the later of May 1, 2020 or 30 days after the Governor determines the State of Emergency has ended. • With respect to the statute of limitations for when the state can audit a return, P.L. 2020, c. 19 extends both the original assessment time period and the consent period during which a taxpayer may agree to an extension by an additional 90 days after the COVID-19 state of emergency has been lifted. <ul style="list-style-type: none"> ○ In addition, the new law extends the time period that must elapse before the state is required to pay interest on refunds. |
| NJ CLOSURES | <ul style="list-style-type: none"> • For updates on Tax Court hearings, call (609) 421-6100. • All service centers are currently closed. The Trenton Regional Information Center reopened to the public on July 8 by appointment only. |
| NJ LOGISTICS | <ul style="list-style-type: none"> • [Electronic Signature] The New Jersey Division of Taxation will accept scanned images of signatures and digital signatures on documents if the document does not require an original paper form with signature to be mailed. |
| NJ NEXUS & SOURCING | <ul style="list-style-type: none"> • The Division will temporarily waive the impact of the legal threshold within N.J.S.A. 54:10A-2 and N.J.A.C. 18:7-1.9(a) which treats the presence of employees working from their homes in New Jersey as sufficient nexus for out-of-state corporations. • The Division will not impose Sales Tax nexus on an out-of-state seller that does not maintain a physical presence in the state, aside from the presence of employees temporarily working from home, and otherwise remains below certain economic thresholds. • Individual taxpayers may use a different allocation method to reconcile their 2020 nonresident income allocation on their 2020 state individual income tax returns, if warranted. In addition, wage income will continue to be sourced as determined by the employer and the employer’s jurisdiction. |

STATES—NEW YORK

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| NY WEBSITE | https://www.tax.ny.gov/press/alerts/nys-tax-response-to-covid-19.htm |
| NY FILING & PAYMENT EXTENSIONS | <p>[Businesses] Sales tax vendors affected by COVID-19 were permitted to apply to have penalties and interest waived if they were unable to file or pay by the March 20, 2020 due date. Interest and late filing and payment penalties were abated until June 22, 2020.</p> <p>[Businesses and Individuals] Personal income tax and corporate tax returns and payments originally due on April 15, 2020 were extended to July 15, 2020, without penalties and interest.</p> <p>[Real Property Tax] The Governor suspended certain real property tax and county laws to provide local governments options related to assessment rolls and grievance day and property tax payments.</p> <ul style="list-style-type: none"> • NYC – Property Tax - Emergency Executive Order No. 172 suspended NYC Rule 21 RCNY 3-02(c)(10) which disallows electronic applications for administrative review of a tentative real property tax assessment. Applications can be filed electronically pursuant to instructions on the Tax Commission's website. |
| NY ENFORCEMENT | <ul style="list-style-type: none"> • The Tax Appeals Tribunal and Division of Tax Appeals have not automatically extended deadlines. The agencies remain open with a limited staff and will accept, but do not encourage, in-person filings. |
| NY CLOSURES | <ul style="list-style-type: none"> • All hearings currently scheduled before the Division of Tax Appeals through July 24, 2020 were rescheduled. |
| NY LOGISTICS | <ul style="list-style-type: none"> • [Electronic Signatures] Legislation passed enabling the Department to determine which documents it would accept electronic filings and signatures. • The Tax Appeals Tribunal and Division of Tax Appeals will accept digitally signed documents that are accompanied by a verification statement. This procedure applies to all documents, except for a taxpayer's signature on a Power of Attorney, which cannot be electronically signed. • The Tax Court Tribunal resumed in-person hearings in Albany in August. • Tax Appeals does not anticipate that it will be able to conduct Division of Tax Appeals ("DTA") hearings or Tribunal oral arguments outside of Albany through March 31, 2021. • All in-person hearings scheduled before DTA through February 28, 2021 will be converted to virtual hearings and held on the same date and time as scheduled. |
| NY SOURCING | <ul style="list-style-type: none"> • In FAQs, the Department of Taxation and Finance clarified that nonresidents whose primary office is in New York will be subject to New York tax earned on days spent telecommuting during the pandemic, unless the employer establishes a bona fide office in the telecommuting state. |

STATES—RHODE ISLAND

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| RI WEBSITE | http://www.tax.ri.gov/COVID/ |
| RI FILING & PAYMENT EXTENSIONS | [Businesses and Individuals] The deadline for many personal income tax and business tax returns was extended to July 15, 2020. |
| RI LOGISTICS | <ul style="list-style-type: none"> • Rhode Island Division of Taxation will accept electronic signatures on: <ul style="list-style-type: none"> ○ Forms RI-71.3 Election to Have Withholding Based on Gain ○ RI-71.3 Remittance of Withholding on Sale of Real Estate by Nonresident • Formal administrative hearings were postponed until after May 25, 2020. • Prehearing conferences and status conferences were not postponed. • Although the Department of Taxation is open, taxpayers are encouraged to continue using available online and telephonic tools to avoid coming into the office. |
| RI NEXUS & SOURCING | <ul style="list-style-type: none"> • Employers should withhold RI income taxes on employees who are temporarily working out of state due to COVID-19. This guidance is effective until November 18, 2020. <ul style="list-style-type: none"> ○ On November 23, 2020, the Rhode Island Division of Taxation announced it is extending the withholding tax guidance for employers with employees who are working remotely on a temporary basis because of COVID-19 until January 18, 2021. ○ On November 25, 2020, the Rhode Island Division of Taxation announced grants for eligible businesses that will be subject to restrictions amid the two week pause. <ul style="list-style-type: none"> ▪ On November 27, 2020, the online application for this new grant was made available and on December 2, 2020, the grant was modified to allow eligible business the option to use their gross receipts. |

STATES—VIRGINIA

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| VA WEBSITE | https://www.governor.virginia.gov/newsroom/all-releases/2020/march/headline-854722-en.html |
| VA FILING & PAYMENT EXTENSIONS | <p>[Businesses] Businesses impacted by COVID-19 could request to defer the payment of state sales tax due March 20, 2020, for 30 days. When granted, businesses were able to file no later than April 20, 2020 with a waiver of any penalties.</p> <p>[Businesses and Individuals] Individual, corporate, and fiduciary income tax payments were due June 1, 2020. While filing deadlines remained the same, the due date for individual and corporate income tax was June 1, 2020.</p> <p>[Interest Waiver] Taxpayers with extended payment deadlines had statutory interest waived if full payment was made by the applicable extended deadline.</p> |