

ASSEMBLY, No. 3841

STATE OF NEW JERSEY 219th LEGISLATURE

INTRODUCED MARCH 16, 2020

Sponsored by:

Assemblywoman ELIANA PINTOR MARIN

District 29 (Essex)

Assemblyman JON M. BRAMNICK

District 21 (Morris, Somerset and Union)

Assemblyman NICHOLAS CHIARAVALLOTI

District 31 (Hudson)

Senator PATRICK J. DIEGNAN, JR.

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Senator PAUL A. SARLO

District 36 (Bergen and Passaic)

Senator ANTHONY M. BUCCO

District 25 (Morris and Somerset)

Co-Sponsored by:

Assemblywomen DiMaso, Lopez, Assemblymen Wimberly, Freiman, Zwicker, Assemblywomen Carter, Timberlake, McKnight, Assemblymen Space, Wirths, Senators Pou, Stack, Cruz-Perez, Ruiz, Madden, T.Kean, Bateman, Brown, Holzapfel, Singer and O'Scanlon

SYNOPSIS

Automatically extends time to file gross income tax or corporation business tax return if federal government extends filing or payment due date for federal returns.

CURRENT VERSION OF TEXT

As introduced.

(Sponsorship Updated As Of: 3/19/2020)

1 AN ACT automatically extending the time to file a gross income tax
2 or corporation business tax return if the federal government
3 extends the filing or payment due date for federal returns.
4

5 **BE IT ENACTED** *by the Senate and General Assembly of the State*
6 *of New Jersey:*
7

8 1. Following a determination by the federal Internal Revenue
9 Service to extend the filing or payment due date, or both, for federal
10 taxpayers who are required to file a federal return on or before April
11 15, 2020, a taxpayer required to make and file an annual return or
12 quarterly return pursuant to the “New Jersey Gross Income Tax
13 Act,” N.J.S.54A:1-1 et seq., or the “Corporation Business Tax Act
14 (1945),” P.L.1945, c.162 (C.54:10A-1 et seq.), on or before April
15 15, 2020, shall automatically receive an extension to file those
16 returns which extension shall coincide with the extended due date
17 established by the federal Internal Revenue Service; provided,
18 however, the extended due date shall be no later than June 30, 2020.
19 The Director of the Division of Taxation may adopt the same terms
20 and conditions specified by federal law or regulation for any such
21 filing extension or payment due date. A taxpayer shall not be
22 subject to penalties or interest if the return is filed by the end of the
23 extension.
24

25 2. This act shall take effect immediately.
26
27

28 STATEMENT
29

30 This bill automatically extending the time to file a gross income
31 tax or corporation business tax return if the federal government
32 extends the filing or payment due date for federal returns.

33 Most annual gross income tax and corporation business tax
34 returns are due on or before April 15 following the close of a
35 calendar year or accounting period. Certain taxpayers are also
36 required to make quarterly estimated payments around that
37 timeframe. The bill would automatically grant an extension for
38 those taxpayers if the federal government grants an extension and
39 would not impose penalties or interest if the taxpayer files a return
40 by the end of the extension. The extended due date would be no
41 later than June 30, 2020.

42 The sponsor’s intent is to provide relief to taxpayers that may be
43 impacted by the COVID-19 pandemic and may not have the ability
44 to file their tax returns on time or settle tax payments.