
HOUSE BILL 2969

State of Washington

65th Legislature

2018 Regular Session

By Representatives Van Werven and Muri

Read first time 01/31/18. Referred to Committee on Finance.

1 AN ACT Relating to extending the business and occupation tax
2 return filing due date for annual filers; amending RCW 82.32.045; and
3 creating a new section.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 NEW SECTION. **Sec. 1.** The legislature finds that the filing of
6 an annual excise tax return by January 31st can be a hardship for
7 those many taxpayers, including self-employed taxpayers, who must
8 wait to receive a 1099 form. Therefore, some state taxpayers do not
9 receive the information they need to accurately file their taxes
10 until on or shortly after the current state filing deadline. The
11 legislature finds that it is an unnecessary burden on taxpayers, and
12 an inefficient use of state time and resources, to require them to
13 file their return under the current timeline using the best
14 information available to them and then subsequently amend their
15 return at a later date. The legislature intends to address this by
16 extending the deadline for taxpayers who qualify to be annual filers.

17 **Sec. 2.** RCW 82.32.045 and 2010 1st sp.s. c 23 s 1103 are each
18 amended to read as follows:

19 (1) Except as otherwise provided in this chapter, payments of the
20 taxes imposed under chapters 82.04, 82.08, 82.12, 82.14, and 82.16

1 RCW, along with reports and returns on forms prescribed by the
2 department, are due monthly within twenty-five days after the end of
3 the month in which the taxable activities occur.

4 (2) The department of revenue may relieve any taxpayer or class
5 of taxpayers from the obligation of remitting monthly and may require
6 the return to cover other longer reporting periods, but in no event
7 may returns be filed for a period greater than one year. For these
8 taxpayers, tax payments are due on or before the last day of the
9 month next succeeding the end of the period covered by the return.

10 (3) For annual filers, tax payments under chapter 82.04 RCW are
11 due on or before the last day of the third month immediately
12 following the end of the period covered by the return.

13 (4) The department of revenue may also require verified annual
14 returns from any taxpayer, setting forth such additional information
15 as it may deem necessary to correctly determine tax liability.

16 ((+4)) (5) Notwithstanding subsections (1) and (2) of this
17 section, the department may relieve any person of the requirement to
18 file returns if the following conditions are met:

19 (a) The person's value of products, gross proceeds of sales, or
20 gross income of the business, from all business activities taxable
21 under chapter 82.04 RCW, is less than:

22 (i) Twenty-eight thousand dollars per year; or

23 (ii) Forty-six thousand six hundred sixty-seven dollars per year
24 for persons generating at least fifty percent of their taxable amount
25 from activities taxable under RCW 82.04.255, 82.04.290(2)(a), and
26 82.04.285;

27 (b) The person's gross income of the business from all activities
28 taxable under chapter 82.16 RCW is less than twenty-four thousand
29 dollars per year; and

30 (c) The person is not required to collect or pay to the
31 department of revenue any other tax or fee which the department is
32 authorized to collect.

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