

**DEPARTMENT OF TAXATION
2011 Fiscal Impact Statement**

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| <p>1. Patron Joseph P. Johnson, Jr.</p> <p>3. Committee Passed by House and Senate</p> <p>4. Title Administration; Filing Tax Returns and
Payments by Commercial Delivery Service</p> | <p>2. Bill Number <u>HB 2141</u>
House of Origin:
<input type="checkbox"/> Introduced
<input type="checkbox"/> Substitute
<input type="checkbox"/> Engrossed</p> <p>Second House:
<input type="checkbox"/> In Committee
<input type="checkbox"/> Substitute
<input checked="" type="checkbox"/> Enrolled</p> |
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5. Summary/Purpose:

This bill would recognize tax returns or payment of taxes that are remitted by means of a commercial delivery service, in an envelope or sealed container bearing a confirmation of shipment on or before midnight of the day the return is due, as timely filed.

Under current law, a tax return or payment remitted by mail and bearing a postmark from the United States Postal Service on or before the due date is considered timely filed, regardless of when the taxing entity actually receives it.

The effective date of this bill is not specified.

6. **Budget amendment necessary:** No.
7. **Fiscal Impact Estimates are:** Not available. (See Line 8.)
8. **Fiscal implications:**

Administrative Costs

TAX considers implementation of this bill as “routine” and does not require additional funding.

Revenue Impact

This bill would have no impact on state or local revenues.

9. Specific agency or political subdivisions affected:

TAX
Local Treasurers

10. Technical amendment necessary: No.

11. Other comments:

Generally

Current law provides that when a tax return or payment is remitted by mail, the return or payment will be deemed timely filed or mailed if the taxing agency receives it in a sealed envelope bearing a postmark from the United States Postal Service on or before midnight of the day the return is required to be filed or the payment is required to be made.

This bill would treat tax returns or payment of taxes that are remitted by means of a commercial delivery service the same as returns and payments delivered by mail delivered by the United States Postal Service for purposes of determining whether the return or payment is timely filed. The bill would apply to state and local entities collecting tax returns and payments.

The effective date of this bill is not specified.

cc : Secretary of Finance

Date: 2/18/2011 KP
DLAS File Name: HB 2141FER161.doc