

compliance ALERT

IRS Extends Deadline for Furnishing Forms 1095-C and 1095-B

November 18, 2016

On November 18, 2016, the IRS released [Notice 2016-70](#) (“the Notice”), which explains that the deadline for furnishing the Forms 1095-C and 1095-B to employees has been delayed by one month. This is a much-needed breather for employers scrambling to get their forms completed and sent out to employees by the January 31 deadline. In addition, the Notice extends the “good faith” transition relief from 2015 to 2016. This rule provides relief from penalties for reporting entities that can show that they made good-faith efforts to comply with the information reporting requirements.

When are the Forms due to Employees and to the IRS?

The deadline for furnishing the Forms 1095-C and 1095-B to employees and participants has been extended from January 31, 2017 to March 2, 2017.

The deadline for filing all of the forms with the IRS (*i.e.*, the Forms 1094-C, 1095-C, 1094-B and 1095-B) will not be extended. The filing deadline will remain as February 28, 2017 if not filing electronically, or March 31, 2017, if filing electronically.

What is the Reason for the Delay?

As explained in the Notice, the IRS and Treasury determined that some employers, insurers and other coverage providers needed additional time to “gather and analyze the information and prepare the 2016 Forms 1095-B and 1095-C to be furnished to individuals.”

What Else Does the Notice Explain?

In addition, the IRS takes into account that, because of the extension granted under the Notice, some individual taxpayers may not receive a Form 1095-B or 1095-C by the time that they are ready to file their 2016 tax return.

Accordingly, individuals can rely on other information received from their employer or other coverage provider for purposes of filing their returns. Individuals will not need to send the forms, or this information that they relied on from their employer or coverage provider, to the IRS when filing their returns, but should keep it with their tax records.

What if my Organization Already Filed a Request for an Extension with the IRS?

The Notice explains that because the extensions granted under the Notice are

SYNOPSIS

The deadline for furnishing the forms to individuals has been extended from January 31, 2017, to March 2, 2017.

as generous as extensions of time to furnish the forms that have already been submitted to the IRS, the IRS will not formally respond to any such extension requests.

What Should Employers Do Next?

The Notice explains that there is nothing that must be filed or submitted to the IRS in order to take advantage of the deadline extension announced in the Notice.

If you have any additional questions, please call your Corporate Synergies Account Manager or 866.CSG.1719.

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