

# SENATE, No. 2300

## STATE OF NEW JERSEY 219th LEGISLATURE

INTRODUCED MARCH 16, 2020

**Sponsored by:**

**Senator PATRICK J. DIEGNAN, JR.**

**District 18 (Middlesex)**

**Senator PAUL A. SARLO**

**District 36 (Bergen and Passaic)**

**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.



S2300 DIEGNAN, SARLO

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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:*

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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.

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25 2. This act shall take effect immediately.

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28 STATEMENT

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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.