

A Kentucky Department of Revenue Publication for the Tax Professional

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The Department of Revenue may be found at <a href="https://www.revenue.ky.gov">www.revenue.ky.gov</a>.

## **Identity Confirmation Quiz Information**

The Kentucky Department of Revenue (DOR) continues to implement tighter security measures in order to protect the identities of our taxpayers. DOR is committed to the safe processing of all tax returns. The return processing start date of February 26, 2018, will allow DOR more time to identify potential fraud.

For three years, DOR has completed an initial screening of tax returns and has identified some as needing additional information. This verification is accomplished through the Identity Confirmation Quiz. A letter is sent advising the taxpayer that a short, 5-minute quiz must be taken and passed in order for DOR to continue processing their return. The letter will give specifics as to what the taxpayer should do to take the quiz. Taxpayers should not ignore these letters. The sooner the quiz is taken and passed, the quicker DOR can continue processing the return. Receiving this letter does not mean the taxpayer has been a victim of identity theft. It only means DOR wishes to verify the identity of the person filing before issuing a refund.

If the taxpayer receives this letter and has not yet filed a return, he or she should access the quiz website noted on the identity confirmation quiz letter. From the website, they can check a new box that indicates they did not file the tax return or they may contact DOR by email at kyidquiz@ky.gov or by telephone at (502) 892-3399.

## **Sales and Use Tax Electronic Filing Options**

Effective February 28, 2018, the option to file your Kentucky sales and use tax return via the obsolete E-Tax system will no longer be available. Instead, the recently deployed KY E-File system is available to file not only sales and use tax, but also consumer use tax, state transient tax, waste tire fee, and CMRS 911 fee returns. The E-File system also allows the electronically filed returns to be amended electronically. For further information about KY E-File and to convert your electronic filing to the new system, please see the article "Electronic Filing of Tax Returns" in the December 2017 edition of Sales Tax Facts. Further assistance is available via email at <a href="mailto:KRC.WebResponseSalesTax@ky.gov">KRC.WebResponseSalesTax@ky.gov</a>, or by calling the Division of Sales and Use Tax at (502) 564-5170.

# **Brent Gregory Promoted to Executive Director, Office of Property Valuation**



DOR is pleased to announce that Brent Gregory has been appointed as the executive director of the Office of Property Valuation.

Mr. Gregory has served as the director of the Division of Protest Resolution for eight years. Immediately prior to joining DOR, he was a financial consultant with a CPA firm and previously served as a commercial bank CEO.



# **Kentucky Encourages Electronic Filing of Income Tax Returns**

DOR urges all taxpayers to electronically file corporate and individual income tax returns because of the clear benefits to taxpayers and the Commonwealth. For example:

- Returns that are filed electronically are processed much more rapidly than paper filed returns. Refund requests associated with individual returns filed electronically usually process in 2-3 weeks as opposed to 8-12 weeks for paper filed returns.
- Direct deposit for individual income tax refunds is only available through e-filed returns.
- Returns filed electronically ensure a greater level of accuracy than those filed on paper.
- The information from paper filed returns must be reviewed by an individual and the data manually entered before processing to DOR systems. This increases the time it takes to process returns, increases the labor cost, and decreases precision and accuracy of reporting when compared to returns filed electronically.

DOR has worked diligently to make more corporate and individual income tax return forms available for electronic filing this tax season. This year, for the first time, we will be accepting the current and prior year original or amended return(s) making e-filing available for all 2016 and 2017 individual income tax returns.

#### New E-File for 2017 Corporate Income Tax Forms & Schedules

Form 725-EZ (Kentucky Single Member LLC Individually Owned LLET Return)

#### New E-File for 2017 Individual Income Tax Forms & Schedules

Form 741 (Kentucky Fiduciary Income Tax Return)

Form 725-EZ (Kentucky Single Member LLC Individually Owned LLET Return)

## **2018 Kentucky Interest Rate**

Effective January 1, 2018, the 2018 tax interest rate was set at four percent (4%). The rate charged by DOR on unpaid taxes will be six percent (6%) and when interest is due on a refund, the rate will be two percent (2%).

This rate is based on the adjusted prime rate charged by Kentucky banks during the month of September 2017. The survey of Kentucky banks revealed that the average prime interest rate in September 2017 was 4.25%.

# Tangible Personal Property Tax Filing Requirement Reminder

In accordance with KRS 132.220 (b) 2:

It shall be the duty of all persons owning any tangible personal property taxable in this state to list or have listed the property with the property valuation administrator of the county of taxable situs or with the department between January 1 and May 15 in each year, except as otherwise prescribed by law.

Form 62A500-P Packet and 62A500-P Fill-in (Excel version) can be located via DOR's website at <a href="www.revenue.ky.gov">www.revenue.ky.gov</a> by selecting Forms Search and then searching the applicable form number. Links to current forms are also available through the same website by selecting Property and Business Personal Property from the drop-down menu.

# Due date is Tuesday, May 15.

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For answers to frequently asked questions concerning the assessment of tangible personal property, please <u>click here</u>. You can also contact the Department of Revenue, Office of Property Valuation, Division of State Valuation at (502) 564-2557 for assistance.



## **2017** Federal/Kentucky Individual Income Tax Differences

Kentucky income tax law is based on the federal income tax law in effect on December 31, 2015. DOR generally follows the administrative regulations and rulings of the Internal Revenue Service in those areas where no specific Kentucky law exists.

The chart below provides a quick reference guide to the major federal/Kentucky differences. It is not intended to be all inclusive. Items not listed may be referred to DOR to determine Kentucky tax treatment.

	Provision	Federal Tax Treatment	Kentucky Tax Treatment
1.	Interest from Federal Obligations	Taxable	Exempt
2.	Retirement Income from: Commonwealth of Kentucky Retirement Systems Kentucky Local Government Retirement Systems Federal and Military Retirement Systems	Taxable Taxable Taxable	Partially exempt if retired after 12/31/97 Exempt if retired before 1/1/98 Schedule P may be required
3.	Pensions and Annuities Starting After 7/1/86 And Before 1/1/90	3-year recovery rule eliminated	3-year recovery rule retained
4.	Other Pension and Annuity Income	Taxable	100% excludable up to \$41,110 per taxpayer; Schedule P may be required
5.	Benefits from U.S. Railroad Retirement Board may be required	May be taxable	Exempt; Schedule P
6.	Social Security Benefits	May be taxable	Exempt
7.	Capital Gains on Sale of Kentucky Turnpike Bonds	Taxable	Exempt
8.	Other States' Municipal Bond Interest Income	Exempt	Taxable
9.	Kentucky Local Government Lease Interest Payments	Taxable	Exempt
10.	Long-Term Care Insurance Premiums Paid With After-Tax Dollars	Limited deduction as self-employed health insurance	100% adjustment to gross income
11.	Medical and Dental Insurance Premiums Paid With After-Tax Dollars	Limited deduction as self-employed health insurance	100% adjustment to gross income
12.	Capital Gains on Property Taken by Eminent Domain	Taxable	Exempt
13.	Election Workers—Income for Training or Working at Election Booths	Taxable	Exempt
14.	Artistic Contributions	Noncash contribution allowed as itemized deduction	Appraised value allowed as itemized deduction or adjustment to income
15.	State Income Taxes	Deductible	Nondeductible
16.	Leasehold Interest—Charitable Contribution	May be deductible	Deductible; Schedule HH required
17.	Kentucky Unemployment Tax Credit	No credit allowed	\$100 per certified employee; Schedule UTC required
18.	Work Opportunity Credit (federal Form 5884)	Tax credit allowed; wage expense reduced by amount of credit	No credit allowed; entire wage expense is deductible
19.	Welfare to Work Credit (federal Form 8861)	Tax credit allowed; wage expense reduced by amount of credit	No credit allowed; wage expense reduced by amount of federal credit
20.	Child and Dependent Care Credit	Tax credit based on expenses	20% of federal credit
21.	Family Size Tax Credit	No credit allowed	Decreasing tax credit allowed
22.	Education Tuition Tax Credit	Tax credit based on expenses	Credit allowed; Form 8863-K required
23.	Taxpayer Who May be Claimed as Dependent on Another's Return (i.e., full-time student)	May not claim self	May claim self
24.	Child's Income Reported by Parent	Permitted; taxed at parent's rate	Not permitted
25.	National Tobacco Settlement TLAP Income Quota Buyout (including imputed interest)	Taxable	Exempt
26.	Domestic Production Activities Deduction	Deductible	Deductible; may be limited
27.	Active Duty Military Pay	Taxable	Exempt
28.	Certain Business Expenses of Reservists	Deductible	Nondeductible



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Individual and Corporate Tax Form Changes	
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Jurisdictions That Begin Imposing Utility Franchise Fees	November
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E-Filing W-2s	
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Nonresident Withholding Account Numbers Assigned	January
Kentucky 2016 Wage and Tax Statement Extensions	·



#### **January**

January 10 Affordable Housing

Legal Process

January 15 Corporation Income Tax/LLET and Pass-through Entity Return and Payment Due (FY ending 9/30)

Estimated Corporation Income Tax/Limited Liability Entity Tax/One Half Estimate (FY ending 07/31) Estimated Corporation Income Tax/Limited Liability Entity Tax/One Fourth Estimate (FY ending 1/31) Estimated Corporation Income Tax/Limited Liability Entity Tax/One Fourth Estimate (FY ending 4/30)

Estimated Tax/Individuals/One Fourth Estimate (Calendar year)

Motor Vehicle Usage Tax-Loaner/Rental

January 22 Alcohol Tax

Cigarette Wholesaler

Coal Severance Tax Return (December payment)

Consumer Use Tax Emergency 911 Fee Health Care Provider Tax Insurance Premium Surcharge

Oil Production Tax Return (December payment)

Sales Tax

Telecommunications Tax

Tobacco Products, Snuff, and Chewing Tobacco

Transient Room Tax

Utility Gross Receipts License Tax

Waste Tire Fee

January 25 Motor Fuels Tax

Sales Tax Accelerated Filers

**January 31** Annual Income Tax Withholding Return (Annual payment and K-2s)

Domestic Savings and Loan Return Foreign Savings and Loan Return

Minerals and Gas Severance Tax Return (December payment)

Monthly Income Tax Withholding Return (December payment and K-2s) Quarterly Income Tax Withholding Return (Quarterly payment and K-2s)

Twice-Monthly Income Tax Withholding Return (December 16-December 31 payment and K-2s)

### **February**

**February 1** Annual Report of Distilled Spirits in Bonded Warehouses (as of 1/1/07)

February 10 Twice-Monthly Income Tax Withholding Return (January 1—January 31 payment)

February 12 Legal Process

February 15 Corporation Income Tax/LLET and Pass-through Entity Return and Payment Due (FY ending 10/31)

Estimated Corporation Income Tax/Limited Liability Entity Tax/One Half Estimate (FY ending 08/31) Estimated Corporation Income Tax/Limited Liability Entity Tax/One Fourth Estimate (FY ending 2/28) Estimated Corporation Income Tax/Limited Liability Entity Tax/One Fourth Estimate (FY ending 5/31)

Monthly Income Tax Withholding Return (January payment)

Motor Vehicle Usage Tax-Loaner/Rental

February 20 Alcohol Tax

Cigarette Wholesaler

Coal Severance Tax Return (January payment)

Consumer Use Tax Emergency 911 Fee Health Care Provider Tax Insurance Premium Surcharge

Oil Production Tax Return (January payment)

Sales Tax

Telecommunications Tax

Tobacco Products, Snuff, and Chewing Tobacco

Transient Room Tax

Utility Gross Receipts License Tax

Waster Tire Fee

February 25 Twice-Monthly Income Tax Withholding Return (February 1-February 15 payment)

February 26 Motor Fuels Tax

Sales Tax Accelerated Filers

February 28 Minerals and Gas Severance Tax Return (January payment)

NOTE: If a return due date falls on a scheduled holiday or weekend, returns will be due the next working day.



#### **March**

March 1 Bank Deposit Return Insurance Premiums

March 10 Twice-Monthly Income Tax Withholding Return (February 16—February 28 payment)

March 12 Legal Process

March 15 Bank Franchise Tax

Corporation Income Tax/LLET and Pass-through Entity Return and Payment Due (FY ending 11/30) Estimated Corporation Income Tax/Limited Liability Entity Tax/One Half Estimate (FY ending 09/30) Estimated Corporation Income Tax/Limited Liability Entity Tax/One Fourth Estimate (FY ending 3/31) Estimated Corporation Income Tax/Limited Liability Entity Tax/One Fourth Estimate (FY ending 6/30)

Monthly Income Tax Withholding Return (February payment)
Motor Vehicle Usage Tax—Loaner/Rental

March 20 Alcohol Tax

Cigarette Wholesaler

Coal Severance Tax Return (February payment)

Consumer Use Tax Emergency 911 Fee Health Care Provider Tax Insurance Premium Surcharge

Oil Production Tax Return (February payment)

Sales Tax

Telecommunications Tax

Tobacco Products, Snuff, and Chewing Tobacco

Transient Room Tax

Utility Gross Receipts License Tax

Waste Tire Fee

March 25 Twice-Monthly Income Tax Withholding Return (March 1–March 15 payment)

March 26 Motor Fuels Tax

Sales Tax Accelerated Filers

#### **April**

April 1 Domestic Life Insurance Return

April 2 Minerals and Gas Severance Tax Return (February payment)

April 10 Affordable Housing

Legal Process

Twice-Monthly Income Tax Withholding Return (March 16—March 31 payment)

April 16 Annual Clay Property Tax Return

Annual Limestone and Sand and Gravel Property Tax Return

Annual Natural Gas Property Tax Return Annual Oil Property Tax Return Lease Report

Annual Unmined Coal Property Tax Information Return

Motor Vehicle Usage Tax—Loaner/Rental

**April 17** Annual Individual Income Tax Return

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Monthly Income Tax Withholding Return (March payment)

April 20 Alcohol Tax

Cigarette Wholesaler

Coal Severance Tax Return (March payment)

Consumer Use Tax Emergency 911 Fee Health Care Provider Tax Insurance Premium Surcharge

Oil Production Tax Return (March payment)

Sales Tax

Telecommunications Tax

Tobacco Products, Snuff, and Chewing Tobacco

Transient Room Tax

Utility Gross Receipts License Tax

Wasté Tire Fee

April 25 Motor Fuels Tax

Sales Tax Accelerated Filers

Twice-Monthly Income Tax Withholding Return (April 1—April 15 payment)

**April 30** Electric Plant Board Property Tax Return (as of 1/1/07)

Public Service Company Property Tax Return

Quarterly Income Tax Withholding Return (January 1-March 31 payment)

Railroad Car Line Property Tax Return

Minerals and Gas Severance Tax Return (March payment)



#### Mav

Legal Process Return May 10

Twice-Monthly Income Tax Withholding Return (April 16 – April 30 payment)

**May 15** Commercial Watercraft Return

> Communication Service Providers and Multichannel Video Programming Service Providers Return Corporation Income Tax/LLET and Pass-through Entity Return and Payment Due (FY ending 1/31) Estimated Corporation Income Tax/Limited Liability Entity Tax/One Half Estimate (FY ending 11/30) Estimated Corporation Income Tax/Limited Liability Entity Tax/One Fourth Estimate (FY ending 5/31) Estimated Corporation Income Tax/Limited Liability Entity Tax/One Fourth Estimate (FY ending 8/31) Monthly Income Tax Withholding Return (April payment)

Motor Vehicle Usage Tax-Loaner/Rental

Tangible Personal Property Tax Return (Taxpayer will be billed later)

May 21 Alcohol Tax

Cigarette Wholesaler

Coal Severance Tax Return (April payment)

Consumer Use Tax

Emergency 911 Fee

Health Care Provider Tax

Insurance Premium Surcharge

Oil Production Tax Return (April payment)

Sales Tax

Tobacco Products, Snuff, and Chewing Tobacco

Transient Room Tax

Utility Gross Receipts License Tax

Waste Tire Fee

May 25 Motor Fuels Tax

Sales Tax Accelerated Filers

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May 31 Minerals and Gas Severance Tax Return (April payment)

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- June 1 Estimated Insurance Premiums (First installment)
- June 10 Twice-Monthly Income Tax Withholding Return (May 16—May 31 payment)
- June 11 Legal Process
- Bank Franchise Tax (If filed for 90-day extension) June 15

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Estimated Tax/Individuals/One Fourth Estimate

Monthly Income Tax Withholding Return (March payment)

Motor Vehicle Usage Tax-Loaner/Rental

June 20 Alcohol Tax

Cigarette Wholesaler

Coal Severance Tax Return (May payment)

Consumer Use Tax Emergency 911 Fee Health Care Provider Tax

Insurance Premium Surcharge

Oil Production Tax Return (May payment)

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Tobacco Products, Snuff, and Chewing Tobacco

Transient Room Tax

Utility Gross Receipts License Tax

Waste Tire Fee

June 25 Motor Fuels Tax

Sales Tax Accelerated Filers

Twice-Monthly Income Tax Withholding Return (June 1—June 15 payment)



## **July**

- July 1 Cigarette and Tobacco Products Licenses Effective Date
- July 2 Minerals and Gas Severance Tax Return (May payment)
- July 10 Affordable Housing

Legal Process

Twice-Monthly Income Tax Withholding Return (June 16—June 30 payment)

July 15 Corporation Income Tax/LLET and Pass-through Entity Return and Payment Due (FY ending 3/31) Estimated Corporation Income Tax/Limited Liability Entity Tax/One Half Estimate (FY ending 1/31) Estimated Corporation Income Tax/Limited Liability Entity Tax/One Fourth Estimate (FY ending 7/31) Estimated Corporation Income Tax/Limited Liability Entity Tax/One Fourth Estimate (FY ending 10/31)

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- July 16 Motor Vehicle Usage Tax-Loaner/Rental
- July 20 Alcohol Tax

Cigarette Wholesaler

Coal Severance Tax Return (June payment)

Consumer Use Tax Emergency 911 Fee Health Care Provider Tax Insurance Premium Surcharge

Oil Production Tax Return (June payment)

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Utility Gross Receipts License Tax

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**July 25** Motor Fuels Tax

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Twice-Monthly Income Tax Withholding Return (July 1—July 15 payment)

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#### **August**

August 10 Legal Process

Twice-Monthly Income Tax Withholding Return (July 16 – July 31 payment)

August 15 Corporation Income Tax/LLET and Pass-through Entity Return and Payment Due (FY ending 4/30)

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Monthly Income Tax Withholding Return (July payment)

Motor Vehicle Usage Tax-Loaner/Rental

August 20 Alcohol Tax

Cigarette Wholesaler

Coal Severance Tax Return (July payment)

Consumer Use Tax Emergency 911 Fee Health Care Provider Tax Insurance Premium Surcharge

Oil Production Tax Return (July payment)

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Tobacco Products, Snuff, and Chewing Tobacco

Transient Room Tax

Utility Gross Receipts License Tax

Waste Tire Fee

August 25 Twice-Monthly Income Tax Withholding Return (August 1 – August 15 payment)

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August 31 Minerals and Gas Severance Tax Return (July payment)



### **September**

September 10 Twice-Monthly Income Tax Withholding Return (August 16—August 31 payment)

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September 15 Corporation Income Tax/LLET and Pass-through Entity Return and Payment Due (FY ending 5/30)

Estimated Corporation Income Tax/Limited Liability Entity Tax/One Half Estimate (FY ending 3/31) Estimated Corporation Income Tax/Limited Liability Entity Tax/One Fourth Estimate (FY ending 9/30) Estimated Corporation Income Tax/Limited Liability Entity Tax/One Fourth Estimate (FY ending 12/31)

Estimated Tax/Individuals/One Fourth Estimate

Monthly Income Tax Withholding Return (August payment)

**September 17** Motor Vehicle Usage Tax—Loaner/Rental

September 20 Alcohol Tax

Cigarette Wholesaler

Coal Severance Tax Return (June payment)

Consumer Use Tax Emergency 911 Fee Health Care Provider Tax Insurance Premium Surcharge

Oil Production Tax Return (June payment)

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September 25 Motor Fuels Tax

Sales Tax

Twice-Monthly Income Tax Withholding Return (September 1 – September 15 payment)

#### **October**

**October 1** Estimated Insurance Premiums (Second installment)

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October 10 Affordable Housing

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**October 15** Corporation Income Tax/LLET and Pass-through Entity Return and Payment Due (FY ending 6/30)

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Motor Vehicle Usage Tax-Loaner/Rental

October 22 Alcohol Tax

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Consumer Use Tax Emergency 911 Fee Health Care Provider Tax Insurance Premium Surcharge

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October 31 Minerals and Gas Severance Tax Return (September payment)

Quarterly Income Tax Withholding Return (July 1—September 30 payment)



#### **November**

November 10 Twice-Monthly Income Tax Withholding Return (October 16 – October 31 payment)

November 12 Legal Process

**November 15** Corporation Income Tax/LLET and Pass-through Entity Return and Payment Due (FY ending 7/31)

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Oil Production Tax Return (October payment)

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November 25 Twice-Monthly Income Tax Withholding Return (November 1–November 15 payment)

**November 26** Motor Fuels Tax

Sales Tax Accelerated Filers

November 30 Minerals and Gas Severance Tax Return (October payment)

#### **December**

December 10 Legal Process

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**December 15** Corporation Income Tax/LLET and Pass-through Entity Return and Payment Due (FY ending 8/31)

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December 20 Alcohol Tax

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**December 26** Motor Fuels Tax

Sales Tax Accelerated Filers

Twice-Monthly Income Tax Withholding Return (December 1–December 15 payment)

NOTE: If a return due date falls on a scheduled holiday or weekend, returns will be due the next working day.

