

**ADDITIONAL INFORMATION REGARDING THE NEW ELECTRONIC FILING
REQUIREMENT FOR INFORMATION RETURNS
JANUARY 19, 2024**

DRT published Tax Alert 23-01-ITAPB in December 2023 announcing the new electronic filing requirement.

What is the new electronic filing requirement for Information Returns?

Prior to 2024, employers who filed 250 or more information returns were required to file their information returns in electronic format. In February 2023, the Internal Revenue Service (IRS) regulations were amended to require employers submitting 10 or more information returns to file electronically beginning in 2024. This requirement is described in Section 6011(e)(2)(a) of the Internal Revenue Code, also referred to as the Guam Territorial Income Tax Code, and applies to Guam.

DRT currently accepts only the following information returns in electronic format:

1099MISC	1098E	W2-GU
1099NEC	1098Q	W2-G
1098C	1098T	

If I am unable to electronically file one or more information returns, can I file in paper form?

Yes. If an employer is unable to file electronically, it may submit a *Form 8508 Application for a Waiver from Electronic Filing of Information Returns* to request a waiver of the electronic filing requirement.

What if I am unable to file form W2-GU or 1099NEC either electronically or in paper form by January 31, 2024?

An employer may submit *Form 8809 Application for Extension of Time to File Information Returns* to request an extension of 30 days from the date the filing is due. Note: this extension will only extend the employer's due date for filing information returns with DRT; it will not extend the due date for employers to provide employees with their Form W-2 or 1099 statements.

DRT's system currently accepts electronic filing only in ASCII text format. DRT is working on expanding the system to allow for online data entry.

For additional information, please contact the DRT Income Tax Assistance and Processing Branch at (671) 635-1857/ 7603/ 7604 /1842 or by email at incometax@revtax.guam.gov .