

Income/Franchise:

West Virginia Tax Division Addresses Implementation of New Elective Pass-Through Entity Tax

Information About the Pass-Through Entity Tax (SB 151), W.Va. Tax Div. (4/23). Pursuant to new law that permits some pass-through entities (PTEs) to make an annual election to pay an entity-level state income tax for taxable years beginning on and after January 1, 2022 [see S.B. 151 (2023), and recently issued Multistate Tax Alert for more details on this new law], the West Virginia Tax Division (Division) explains how it plans to implement the new PTE tax and references its notice, Administrative Notice 2023-01, for details on the special rule applicable to tax year 2022 that requires the new PTE tax return be filed between June 8 and September 15, 2023. The Division addresses the PTE tax return filing and payment deadlines, as well as estimated payments. Please contact us with any questions.

URL: <https://tax.wv.gov/Business/PassThroughEntity/Pages/PassThroughEntityElectiveTax.aspx>

URL: https://www.wvlegislature.gov/Bill_Status/bills_history.cfm?INPUT=151&year=2023&sessiontype=RS

URL: <https://www2.deloitte.com/content/dam/Deloitte/us/Documents/Tax/us-multistate-tax-alert-west-virginia-enacts-pass-through-entity-tax-election.pdf>

URL: <https://tax.wv.gov/Documents/AdministrativeNotices/2023/AdministrativeNotice.2023-01.pdf>

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