



# Natural Disaster Tax Relief Notice

Notice #23-02

April 2023 [Updated May 2023]

## Tax Filing Extensions: March/April 2023 Severe Storms, Straight-line Winds, & Tornadoes

### Federally Declared Disaster Areas

Under Tennessee law, the Commissioner is authorized to extend the deadline for filing a return whenever the IRS extends, for a group of taxpayers, a federal filing date. Under this authority, the state extension cannot exceed the federal extension.

### Franchise and Excise Tax

Consistent with the IRS's decision related to the March 31<sup>st</sup> and April 1<sup>st</sup> storms to extend federal deadlines for those businesses located in a designated disaster area, the Department of Revenue has extended the franchise and excise tax filing and payment deadlines to July 31, 2023. This extension applies to all taxpayers located in any disaster area designated by the Federal Emergency Management Agency ("FEMA"). Currently this includes Cannon, Giles, Hardeman, Hardin, Haywood, Johnson, Lewis, Macon, McNairy, Morgan, Rutherford, Tipton, and Wayne counties, but taxpayers located in areas later designated as disaster areas will automatically receive the same filing and payment extension.

This tax relief postpones the franchise and excise tax filing and payment deadlines that occur starting March 31, 2023. Affected businesses and individuals will have until July 31, 2023, to file returns and make any payments (including quarterly estimated payments) originally due during this period.

The Department will automatically apply these extensions to franchise and excise tax accounts of taxpayers with a primary address on record with the Department in the designated disaster area. Penalties and interest will not be applied to returns

filed and payments made on or before this extended due date. These extensions will not alter due dates or extend due dates that otherwise fall after July 31, 2023. If an affected taxpayer receives a late filing or late payment penalty notice from the Department, the taxpayer should contact the Department.

### Sales and Use Tax, Business Tax, and other taxes

Although these extensions cannot be applied automatically, the Department will approve, on a case-by-case basis, extension requests from taxpayers who are unable to file returns for other taxes because of the impact of the March 31<sup>st</sup> and April 1<sup>st</sup> storms.

### Requesting Extensions

Requests should include the business name, entity ID or Tennessee account number, business location, and a brief description of the loss. We have set up a dedicated email account for expedited service of these requests: [Revenue.DisasterExtension@tn.gov](mailto:Revenue.DisasterExtension@tn.gov).

### Tax Practitioners

Extensions may be granted if taxpayers' returns are prepared by a practitioner located in the designated disaster area who is unable to file returns or make payments for clients due to the severe storms, straight-line winds, and tornadoes. Affected tax professionals should contact the Department.

### For More Information

For more information visit [www.tn.gov/revenue](http://www.tn.gov/revenue) or contact us at (615) 253-0600.

### References

Tenn. Code Ann. § 67-1-114

**Disclaimer:** The information provided here is current as of the date of publication but may change as a result of new statutes, regulations, or court decisions. While this notice is intended to be comprehensive, events and situations unanticipated by this notice may occur. In such cases you should contact the department or your tax professional for further guidance.