

Electronic ACA Information Returns Can Continue to Be Filed After June 30, 2016

The IRS has announced that although the June 30, 2016 deadline for filing information returns with the IRS has passed, the ACA Information Returns (AIR) system will remain up and running after the deadline to allow applicable large employers, self-insured employers and other health coverage providers to electronically file Forms 1094-B, 1095-B, 1094-C and 1095-C. This means filers who were not able to submit all required information returns by the June 30 deadline may still complete the filing electronically with the IRS. The IRS said it is aware that some mandatory filers are still in the process of completing their 2015 tax year filings.

The IRS noted that the AIR system will continue to accept information returns filed after June 30 and required system testing can also be completed after that date. In addition, if any of the transmissions or submissions were rejected by the AIR system, filers have 60 days from the date of rejection to submit a replacement and have the rejected submission treated as timely filed. In addition, if a filer submitted and received "Accepted with Errors" messages, the filer may continue to submit corrections with the IRS.

Penalties may be associated with the submission of late information returns. Filers of Forms 1094-B, 1095-B, 1094-C and 1095-C that missed the June 30, 2016, due date however will not generally be assessed late filing penalties under [Code Sec. 6721](#) if the reporting entity has made legitimate efforts to register with the AIR system and to file its information returns, and continues to make such efforts and completes the process as soon as possible. Filers that are assessed penalties may still meet the criteria for a reasonable cause waiver from the penalties.

Paper filers who missed the May 31, 2016, filing deadline should also complete the filing of their paper returns as soon as possible.

DISCLAIMER

This material is presented with the understanding that the author is providing basic information only, and assumes no liability whatsoever in connection with its use. Tax laws are constantly changing, are subject to differing interpretations, and the facts and circumstances in any particular situation may not be the same as those presented here. Therefore, we urge you to do additional research and make sure that you are fully informed and knowledgeable before using the information contained herein.