

**COUNCIL OF THE DISTRICT OF COLUMBIA**

**20 DCSTAT 235**

**D.C. Law 19-219, effective March 5, 2013 (Expiration date October 16, 2013)**

**(Related Emergency legislation is Act 19-506, 59 DCR 12770)**

**AN ACT**

**Bill 19-978  
Act 19-521  
effective  
November 2,  
2012**

**Codification  
District of  
Columbia  
Official Code  
2001 Edition**

**Income Tax  
Withholding  
Statements  
Electronic  
Submission  
Temporary  
Act of 2012**

**Note,  
§ 47-1812.08**

*To amend, on a temporary basis, section 47-1812.08 of the District of Columbia Official Code to require an employer or a payor required to withhold income tax for an employee or person who receives a payment subject to withholding to submit a statement of information as required by the Chief Financial Officer pertaining to each employee or person by January 31 of each year, and to require that an employer or payor submitting 25 or more such statements submit them electronically.*

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Income Tax Withholding Statements Electronic Submission Temporary Act of 2012”.

Sec. 2. Section 47-1812.08 of the District of Columbia Official Code is amended as follows:

(a) Subsection (g)(1)(B) is amended by striking the last sentence.

(b) A new subsection (n) is added to read as follows:

“(n)(1) Beginning for statements due after December 31, 2011, each employer or payor required under this section to withhold income tax for an employee or a person who receives a payment subject to withholding (“payee”) shall prepare a statement for each employee or payee that shows for the previous calendar year any information that the Chief Financial Officer requires by regulation or guidance.

“(2)(A) An employer or payor required to submit the statements pursuant to paragraph (1) of this subsection shall submit one copy of the statement for each employee or payee to the Chief Financial Officer by January 31 of each year.

“(B) Except as provided by subparagraph (C) of this paragraph, if the number of statements that an employer or payor is required to submit is 25 or more, the employer or payor shall submit the statements in an electronic format, as prescribed by the Chief Financial Officer.

“(C) The Chief Financial Officer may waive the requirement that an employer or payor submit statements in electronic format if the Chief Financial Officer determines that the requirement will result in undue hardship to the employer or payor.”.

Sec. 3. Fiscal impact statement.

The Council adopts the fiscal impact statement of the Budget Director as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)).

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Sec. 4. Effective date.

(a) This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of Columbia Register.

(b) This act shall expire after 225 days of its having taken effect.