Commonwealth of Kentucky Kentucky Department of Revenue



Kentucky Tax Software Provider Registration Form for Substitute Forms Design and/or Tax Preparation Software

Income Tax Letter of Intent

Tax Year 2021

This form must be completed and submitted to: Individual/Fiduciary Income Tax: <u>Sikitia.Snow@ky.gov</u> & <u>Jeremy.Sapp@ky.gov</u> Corporate Income Tax: <u>Christopher.Rains@ky.gov</u> & <u>Sara.Satterwhite@ky.gov</u> Withholding Tax (K5): <u>Alex.Peyton@ky.gov</u> & <u>Caitlin.Branco@ky.gov</u> E-Commerce Branch Manager: <u>Christopher.Rains@ky.gov</u>

Due: December 31, 2021

2021 Tax Software Provider Kentucky Department of Revenue Letter of Intent

Welcome to the Income Tax Letter of Intent (LOI). If your software company intends to submit electronic and/or paper returns to the Kentucky Department of Revenue you will need to complete this form and submit it to the corresponding contacts as indicated on the front page of this document.

By submitting this Letter of Intent (LOI) to the Kentucky Department of Revenue, you agree to meet our standards for software provider registration, tax preparation software, and substitute forms. If you do not meet the standards and requirements explained in this LOI, we may deny your application or revoke your approved software provider status and reject all electronic and/or paper returns submitted using your products.

You must complete a separate LOI for each unique product your company offers. We may reject an incomplete Letter of Intent.

Note: If you are a new Software Provider who has not filed city/state income tax returns with any city or state agencies, you must have passed assurance testing with the IRS. Attach documentation from the IRS demonstrating you have successfully tested with the IRS.

Note: Payroll providers who plan to support the substitute K-5 form for the 2021 tax year will need to complete the Payroll Provider LOI which can be located in the KYST.TY21.LOI folder on the State Exchange System.

Important Dates

The Kentucky Department of Revenue has important key dates to ensure we are ready for the filing season and taxpayers can file an accurate and timely tax return. Please note the following key dates:

- Complete and submit this form by December 31st, 2021.
- Forms approval must be completed by December 31st, 2021.
- Assurance testing (ATS) begins on November 8th, 2021.

Company Information

List your company information.

Name of Company	Product Name	City/State Issued Software ID (if applicable)
DBA Name	NACTP Vendor ID	City/State Tax Account Number (if applicable)
Address		Company FEIN
Product Address/URL:		
If you have more than one produc	t name, list your other product names here:	

IRS Issued Electronic Identification Numbers

List your IRS electronic identification numbers.

Test EFIN(s)	Test ETIN(s)
Production EFIN(s)	Production ETIN(s)

Contact Information

List the contact information for each area identified.

Phone	Email Address	
Phone	Email Address	
	Phone	PhoneEmail AddressPhoneEmail Address

Authorized Access to the State Exchange System

On page 14, provide information for each employee you are authorizing for access to the State Exchange System.

Software Products and Tax Types Supported

Check all that apply.

Type of Software Product Supported		
DIY/Consumer (Web-Based)		
DIY/Consumer (Desktop)		
Professional/Paid Preparer (Web-Based)		
Professional/Paid Preparer (Desktop)		

Tax Types Supported	
Individual Income Tax	🗌 Forms 🔄 E-File
Estate/Trust/Fiduciary Tax	🗌 Forms 🗌 E-File
Corporation Income Tax	Forms E-File
Partnership Income Tax	Forms E-File

Rebranded Software Products

Complete this section only if your product is rebranded.

For software to be considered rebranded, changes cannot be made to the software requirements and output(s). As the Software company selling and/or licensing your product to a third-party, it is your responsibility to make sure the rebranded product reflects the current software requirements and output(s). List each of your rebranded products below.

Use one of the following class codes for each product:

- **Class Code 1:** Software products sold/licensed to a third-party user and the third-party user can add their own logos and/or splash screens, but they cannot modify calculations in the program.
- **Class Code 2:** Software products sold/licensed to a third-party user and the third-party can modify calculations in the program.

Rebranded Product Name	Class Code	ETIN (if applicable)	Contact Person	Phone	Email Address
Rebranded Product Name	Class Code	ETIN (if applicable)	Contact Person	Phone	Email Address
Rebranded Product Name	Class Code	ETIN (if applicable)	Contact Person	Phone	Email Address

Attach additional sheets if needed.

For Rebranded Products, the Kentucky Department of Revenue has the following requirements for paper forms and/or e-file ATS approval.

- Rebranded Products with Class Code 2 are required to complete the full e-file ATS/paper form approval process
- Rebranded Products with Class Code 1 are required to complete an abbreviated e-file ATS/paper form approval process by submitting at least one test for the rebranded product.

Substitute Forms Registration

Complete this section only if your product will provide substitute forms.

Agency Substitute Forms Software Numbe	er		
Primary Individual Forms Contact	Phone	Email Address	
Secondary Individual Forms Contact	Phone	Email Address	
Primary Business Forms Contact	Phone	Email Address	
Secondary Business Forms Contact	Phone	Email Address	

Note: If you have separate contacts for each tax type, please list them on separate sheet and attach to this submission.

Forms and Schedules Supported (check all that apply)

Check the boxes of the forms and schedules your company supports. If there is a check in the "E-file Mandated" column, your company is required to submit these returns electronically.

Tax Type and Forms	E-file Mandated	Substitute Forms	2-D Barcode	E-File	E-File Amended		
INDIVIDUAL INCOME TAX							
Form 740							
Form 740-NP							
Form 740-NP-R							
Schedule A (Form 740)							
Schedule A (Form 740-NP)							
Schedule ITC							
Schedule J			N/A				
Schedule KNOL			N/A				
Schedule KW-2							
Schedule M							
Schedule P							
Form 2210-K							
Form 461-K			N/A				
Form 4972-K			N/A				
Form 8582-K			N/A				
Form 8863-K							
Form 8879-K			N/A				
Form 8948-K			N/A				
Form 12A200 Payment Agreement			N/A				
Form EPAY			N/A				
Form 40A100 Application for Refund of Income Taxes			N/A				

Tax Type and Forms	E-file Substitute Mandated Forms		E-File	E-File Amended			
ESTATE/TRUST/FIDUCIARY INCOME TAX FORMS							
Form 741							
Form 741 Schedule D							
Form 741 Schedule K-1							
Form 8879-F							

Tax Type and Forms	E-file Mandated	Substitute Forms	E-File	E-File Amended
CORPORATE	INCOME TAX FO	ORMS		
Form 720				
Form 720U				
Form PTE				
Form PTE-K				
Form PTE K-1				
Form 722				
Form 725				
Form 750				
Form 851-K				
Form 2220-K				
Form 8874(K)-A				
Form 8874(K)-B				
Form 8874(K)-C				
Form 8879(C)-K				
Form AGO				
Schedule A				
Schedule BIO				
Schedule CCI				
Schedule CELL				
Schedule CHEM				
Schedule COGS				
Schedule CR				
Schedule DE				
Schedule DS				
Schedule ENDOW				
Schedule EOA				
Schedule EOA-R				
Schedule ETH				
Schedule FON				
Schedule FON-SP				
Schedule FON-T				
Schedule IEBA				
Schedule IEBA-SP				
Schedule IEBA-T				
Schedule IEIA				
Schedule IEIA-SP				

Tax Type and Forms	E-file Mandated	Substitute Forms	E-File	E-File Amended
Schedule IEIA-T				
Schedule INV				
Schedule KBI				
Schedule KBI-SP				
Schedule KBI-T				
Schedule KCR				
Schedule KIDA				
Schedule KIDA-SP				
Schedule KIDA-T				
Schedule KIRA				
Schedule KIRA-SP				
Schedule KIRA-T				
Schedule KJDA				
Schedule KJDA-SP				
Schedule KJDA-T				
Schedule KJRA				
Schedule KJRA-SP				
Schedule KJRA-T				
Schedule KRA				
Schedule KRA-SP				
Schedule KRA-T				
Schedule KREDA				
Schedule KREDA-SP				
Schedule KREDA-T				
Schedule L-C				
Schedule NOL				
Schedule QR				
Schedule RC				
Schedule RC-R				
Schedule RPC				
Schedule RR-E				
Schedule RR-I				
Schedule TCS				
Schedule UTC				
Schedule VERB				
Form PTE-WH				
Form 740NP-WH				
Form 740NP-WH-ES				

Tax Type and Forms	E-file Mandated	Substitute Forms	E-File	E-File Amended
Form 740NP-WH-SL				
v	OUCHERS			
Form 720-ES			N/A	N/A
Form 720EXT (720SL)				N/A
Form 740-ES				N/A
Form 740EXT (40A102)				N/A
Form 740-V				N/A
Form 741-V				N/A
Form KBR-V			N/A	N/A

Agency Requirements

This section identifies agency requirements and expectations of new and existing Software Providers and the software product.

Issue Notification and Resolution Requirements

This section represents the Kentucky Department of Revenue issue notification and issue resolution standards.

Data breaches, security incidents, or other improper disclosures of taxpayer data that by law require reporting to the Attorney General must also be reported to the Kentucky Department of Revenue.

K5 Substitute Form - Software providers should notify and work with the K-5 Substitute Form contact(s) to resolve any issues. K-5 Substitute Forms should not be made available to users/customers until the source of the issue has been located and resolved. The K-5 Substitute Form will need to be retested for approval.

Production Return Submission Requirements

All returns generated from this software must be e-filed or printed from the approved software or a subsequent product update.

Product Updates

Desktop product users who attempt to file 10 or more business days after a production release must be required to download and apply the product update.

Schemas

Your software must adhere to the schema requirements included in the authentication and return header. Find Kentucky Department of Revenue schema requirements on SES.

System Security Requirements

The Kentucky Department of Revenue does not prescribe the security requirements for your system. You are responsible for implementing appropriate security measures to protect taxpayers and their information in your system. You must apply security measures to protect taxpayer information in your system when it is on-line, off-line, at rest, and in transit.

Testing and Submissions

All e-file ATS and substitute forms tests submitted during the approval process must be created in, and originate from, the actual software.

Validation of Data Elements

You must validate all of the following pre-populated data elements. Transferring data year-over-year that is not initially entered accurately causes issues with processing tax returns. The following items should be confirmed when transferred year over year.

- SSNs
- Addresses
- State driver's license and state issued ID numbers
- Employer information
- State withholding account numbers
- FEINs
- Kentucky Corp/LLET Account numbers

Schedule KW-2

The Schedule KW-2 – Kentucky Income Tax Withheld, is used in tax year 2017, 2018, 2019 and 2020 to report the Kentucky income tax withheld for paper-filed returns. The Schedule KW-2 should be completed based on the 2019-W-2's and 1099's with Kentucky income tax withheld in an amount greater than 0. The Schedule KW-2 should be included with a mailed return instead of the income and withholding tax statements. The taxpayer must keep copies of the Kentucky income and withholding tax statements of Revenue if requested.

The Schedule KW-2 is not used for electronic filed returns and a schema does not exist for the Schedule KW-2. All Kentucky withholding claimed on the e-filed tax return must be supported by an income and withholding tax statement using the applicable schema as has been required in past years. When a return is printed from the software package, the Schedule KW-2 should be included if there is a possibility that the return will be filed by mail instead of electronically filed.

Customer Notices

This section identifies information the Kentucky Department of Revenue is requiring the software providers to communicate with customers.

Disclosure and Use of Information Language Expectations

You must include the following consent language with electronic filing software.

For Do-It-Yourself Software:

By using a computer system and software to prepare and file my tax return(s) electronically, I consent to the transmission of my return(s) and to the disclosure of all information about my use of the system and software to the Kentucky Department of Revenue.

For Tax Professional Software:

By using a computer system and software to prepare and file my client's return(s), I consent to the transmission of my client's return(s) and to the disclosure of all information about my use of the system and software Kentucky Department of Revenue.

For Business Software:

By using a computer system and software to prepare and file this business tax return(s), I consent to the transmission of the return(s) and to the disclosure of all information about the use of the system and software to Kentucky Department of Revenue.

Driver's License/ID Card Expectations

Kentucky Department of Revenue is providing the following expectations and information:

For e-file Returns:

Kentucky Department of Revenue requests the DL/ID card be included with the tax return but won't reject the e-file return if it's not included. It is optional for the taxpayer to provide their DL/ID card information, but the Kentucky Department of Revenue will reject e-file returns if the PrimDrvrLcnsOrStateIssdIdGrp in the AuthenticationHeader is not provided.

For Printed/Paper Forms Requesting the DL/ID Card Information:

Kentucky Department of Revenue requests the full DL/ID card information on the form(s).

Kentucky Department of Revenue is providing the following statement for the DL/ID Card. All Do It Yourself (DIY) and Tax Professional software packages must include this information in your software. The message is expected to be displayed within the software in a way to maximize the likelihood the message is read.

Statement:

The Kentucky Department of Revenue includes a field on the individual income tax return forms 740, 740-EZ, 740-NP, 740-NP-R that allows taxpayers to provide their driver's license or state issued ID number if they choose. While providing a driver's license or state issued ID number is **optional**, doing so may expedite return processing. The Kentucky Department of Revenue uses the driver's license or state issued ID number to screen returns for tax fraud and identity theft problems. Returns that do not include a driver's license or state issued ID number.

Refund Expectations

Kentucky Department of Revenue is providing a URL and/or a statement about refund processing. You must include the URL and statement in all your products and show it to users within the software in the most prominent way possible.

Statement:

The Kentucky Department of Revenue takes active steps to protect taxpayers, and taxpayer dollars, from fraud and identity theft. This can increase the time it takes to review and process income tax returns and requests for refunds. The department strives to process individual income tax requests efficiently and is committed to processing individual requests for income tax refunds within a timely manner.

Taxpayers may check their refund status online by using the *Where's My Refund*? application on the Kentucky Department of Revenue website.

URL: https://refund.ky.gov/

Agency Questions

This section represents questions Kentucky Department of Revenue has for the software provider about their product.

Name RTN Image: Second state of the second sta
Filing Type Linked Unlinked Both
CORPORATE
PARTNERSHIP
ESTRST
3. Indicate if you will be supporting the following Financial Transactions/State Issued Debit Card option for TY2021:
Return Type Yes No N/A
Direct Deposit - KYForm740
StatePayment-Tax - KYForm740
StatePayment-Tax - KYForm740NP
StatePayment-Tax - KYForm740EXT (40A102)
StatePayment-Tax - KYForm720
StatePayment-Tax - KYForm720U
StatePayment-Tax - KYForm725
StatePayment-Tax - KYFormPTE
StatePayment-Estimated Tax Payment - KYForm740
StatePayment-Estimated Tax Payment - KYForm740-NP
State Issued Debit Card - Form740
State Issued Debit Card - Form740NP
KYFormEPAY - Payment of Tax and/or Estimated Tax for individual
income tax (This is basically an electronic voucher that can be filed
4. Do you support e-file for TY2021 amended returns?
Return Type Yes No N/A
720
720U
725
740
740-NP
741

5. Kentucky wants to receive Taxes Paid to Other States (TPOS)	data when applica	ble and h	as provi	ded a cr	OSS
walk for the software provider when schemas are released. Doe	es your company s	upport th	e TPOS	schema	for
this filing season? TPOS schema is supported for the following return types:	Yes		lo	N	/A
740					/A
740-NP					
740-NP-R					
6. Will you be supporting e-file for prior year returns in processing year 2022? Kentucky accepts the following prior year returns through MeF for processing year 2022. Additional testing is not required if you were approved to file the return type previously.					
	Tax Year	2020	Tax Year 2019		
Form	Yes No	N/A	Yes	No	N/A
720					
Amended 720					
7205	N/A				
Amended 720S	N/A				
725					
Amended 725					
725-EZ	N/A	•			
Amended 725-EZ	N/A				
740					
Amended 740					
740-NP					
Amended 740-NP					
740-NP-R					
741					
Amended 741					
765	N/A				
Amended 765	N/A				
765-GP	N/A				
Amended 765-GP	N/A				
PTE				N/A	
Amended PTE				N/A	
720U					
Amended 720U					

Acknowledgments and Signature

I agree to provide true, accurate, current and complete information. By signing this agreement, my company agrees to all of the requirements listed in this document. The Kentucky Department of Revenue reserves the right to deny, suspend or terminate my company's ability to submit returns.

AUTHORIZED REPRESENTATIVE PRINTED NAME	AUTHORIZED REPRESENTATIVE EMAIL ADDRESS	
AUTHORIZED REPRESENTATIVE SIGNATURE	AUTHORIZED REPRESENTATIVE PHONE NUMBER	DATE

Complete this signature line if this is an amended Letter of Intent

AUTHORIZED REPRESENTATIVE SIGNATURE	AUTHORIZED REPRESENTATIVE PHONE NUMBER	AMENDED DATE

Authorized Access to the State Exchange System

Access to the State Exchange System should be limited to those with a business need.

Provide information for each employee you are authorizing for access to the State Exchange System. The tax type box should include all the tax types individuals are authorized to access.

NOTE: Include all authorized individuals, even if listed previously on this form.

Company Name	Phone Number	Email Address
First and Last Name	Authorized Access	Tax Types IND CORP PART ESTRST WH
Company Name	Phone Number	Email Address
First and Last Name	Authorized Access	Tax Types
Company Name	Phone Number	Email Address
First and Last Name	Authorized Access	Tax Types IND CORP PART ESTRST WH
Company Name	Phone Number	Email Address
First and Last Name	Authorized Access	Tax Types
Company Name	Phone Number	Email Address
Company Name First and Last Name	Phone Number Authorized Access Forms E-File	Email Address Tax Types IND CORP PART ESTRST WH
	Authorized Access	Tax Types
First and Last Name	Authorized Access	Tax Types
First and Last Name Company Name	Authorized Access Forms E-File Phone Number Authorized Access	Tax Types IND CORP PART Estrest WH Email Address Tax Types
First and Last Name Company Name First and Last Name	Authorized Access Forms E-File Phone Number Authorized Access Forms E-File	Tax Types IND CORP PART ESTRST WH Email Address Tax Types IND CORP PART ESTRST WH
First and Last Name Company Name First and Last Name Company Name	Authorized Access Forms E-File Phone Number Authorized Access Forms E-File Phone Number Authorized Access	Tax Types IND CORP PART Estrest Tax Types IND CORP PART Estrest WH Tax Types Tax Types