

Maryland

Income Tax Letter of Intent (LOI) Tax Year 2022

This LOI must be completed and submitted by October 31, 2022

Contacts:

eFile - <u>efil@marylandtaxes.gov</u> Forms - <u>mdsoftwaredevelopers@marylandtaxes.gov</u>

2022 Tax Software Provider Comptroller of Maryland 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 Comptroller of Maryland you will need to complete this form and submit it to the E-file Unit at efil@marylandtaxes.gov or Forms at mds.gov efil@marylandtaxes.gov.

Standards and Customer Notification

By submitting this Letter of Intent (LOI) to the Comptroller of Maryland, 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 or provide an incomplete form, we will deny your application or revoke your approved software provider status and reject or suspend all electronic /paper returns submitted using your products.

When the return is rejected, your customer will receive notification that includes the following language: "Your return has been rejected because [vendor name] has not complied with Maryland's requirements and is not approved to file in Maryland."

Acknowledgement

'By signing, I acknowledge the above paragraphs on Standards and	Customer Notification."	
	Signature	Date

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

If this is an amended LOI, please complete the amended signature line on page 12.

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.

Important dates

The Comptroller of Maryland 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:

- Substitute forms Internal approval process must be completed by October 31, 2022.
- Assurance testing (ATS) begins on the same day the IRS opens, otherwise we will notify you.
- It is recommended to submit initial [e-file, paper, both] tests on/or before 12/1/22.
- Tests must be completed and approved by e-file 3/31/23 and paper 01/31/23.
- Complete and submit this LOI by October 31, 2022.

Amended Letter of Intent					
Check this box if this is an amended Letter	of Intent.				
Reason for amendment:					
Company information List your company information.					
Name of company	Product	name		City/State issued software ID (if applicable)	
DBA name	NACTP v	vendor ID		City/State tax account number (if applicable)	
Address	Product	address/URL		Company FEIN	
City			State	Zip code	
List your other product names using the same calculation engine	es here:				
IRS issued electronic identification no	umbers				
List your IRS electronic identification numbers.					
Test EFIN(s)		Test ETIN(s)			
Production EFIN(s)		Production ETII	N(s)		
Contact information List the contact information for each area identi	fied.				
Regulatory/compliance contact	Phone		En	nail address	
Primary individual MeF contact	Phone		En	nail address	
Secondary individual MeF contact	Phone		En	nail address	
Primary business MeF contact	Phone		En	nail address	

Secondary business MeF contact	Phone		Email address
Primary fiduciary (Estate/Trust) MeF contact	Phone		Email address
Secondary fiduciary (Estate/Trust) MeF contact	Phone		Email address
Primary leads reporting contact	Phone		Email address
Secondary leads reporting contact	Phone		Email address
Substitute forms registration			
Complete this section only if your product will p	rovide substitute forr	ns.	
Agency substitute forms software number			
Primary individual forms contact	Phone	Email address	5
Secondary individual forms contact	Phone	Email address	3
Primary business forms contact	Phone	Email address	5
Secondary business forms contact	Phone	Email address	S
Note: If you have separate contacts for each business tax type, p Check here if you are a first time applicant and you are re			
Software products and tax types support of the control of the cont	oorted		
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	
Corporate Tax	Forms	E-File	
Pass-Through Entity Tax - LLCs/Partnerships/S-Corp	s Forms	E-File	
Estate/Trust/Fiduciary Tax	Forms	E-File	
Sales and Use Tax	Forms	E-File	
Withholding	Forms	E-File	

Rebranded software products

Complete this section only if your product is rebranded.

Rebranded software products are software products sold by the software provider to a third-party licensee. A third-party licensee may modify the software by:

- Adding their own logos and/or splash screens; and
- Modifying calculations in the program.

Software that a third-party licensee modifies by changing the software requirements or output(s) is not considered rebranded software, as these modifications are beyond the scope of a rebrand. If a third-party licensee wishes to make any changes to the software requirements or outputs, the third-party licensee must complete a LOI as a new vendor and will not be considered a user of rebranded software.

All third-party licensees must have their own vendor number.

As the Software company selling and/or licensing your product to a third-party, it is your responsibility to make sure the third-party licensee either (1) makes no modifications to the software requirements and outputs, or (2) completes a LOI as a new vendor.

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
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 Comptroller of Maryland has the following requirements:

- Rebranded Products [with class code 1] are not required to complete an abbreviated e-file ATS/paper form approval
- Rebranded Products [with class code 2] are required to complete the full e-file ATS/paper form approval process

E-file mandates or requirements

Electronic returns

Mandatory Tax Preparer e-File Requirement (for individual filing) - there is mandatory e-file requirement for CORP/PTE filing

Maryland House Bill 810, enacted into law on May 7, 2009, add 10-824 to the Maryland Tax-General Article, provides mandatory requirements for filing income tax returns electronically. This Act also adds Tax-General Article 13-717 to provide circumstances under which a penalty would apply for failure to comply with Maryland Tax-General Article 10-824.

This Act requires income tax return preparers who have prepared, for compensation, more than 100 Maryland individual income tax returns in the prior tax year to file all individual tax returns electronically.

This Act authorizes the Comptroller of Maryland to impose on a preparer a \$50 penalty for each tax return that is not filed electronically in compliance with this Act, unless the preparer is able to show that the failure to comply is due to reasonable cause and not due to willful neglect.

The taxpayer may opt out of having their income tax return filed electronically if the appropriate box is checked on the paper tax return.

A tax preparer may request a written waiver from the Comptroller of Maryland by email efil@marylandtaxes.gov or mail. The written waiver request must establish, to the satisfaction of the Comptroller, 1) either reasonable cause or 2) undue hardship due to lack of means to file tax returns electronically. The tax preparer must receive written approval of the waiver by the Comptroller of Maryland before he will be considered exempt from the law and any fines associated with non-compliance of this Act.

Written requests should be mailed to:

Revenue Administration Division Processing Control, e-File Help Desk PO Box 1829 Annapolis, MD 21404-1829

When business credits are filed on the Form 500CR, we request that form 500CR be filed electronically. If this request cannot be completed, paper form 500CRW should be filed along with the paper form 500CR.

Forms and schedules supported by tax type (check all that apply)

Check the boxes of the forms and schedules your company supports.

Tax Type and Forms	Substitute Forms	E-File
INDIVIDUAL INCOME TAX		
502 – Resident Income Tax Return		
502AC – Subtraction for Contribution of Artwork		
502AE – Subtraction for Income Derived within Arts and Entertainment Distric	ct(s)	
502B – Dependents' Information		
502CR – Income Tax Credits for Individuals		
*502D – 2023 Declaration of Estimated Maryland Income Tax		
*502E – Application for Extension to File Personal Income Tax Return		
502INJ – Injured Spouse Claim Form		
502R – Retirement Income		
502S – Heritage Structure Rehabilitation Tax Credit		
502SU – Subtractions from Income		
502TP – Computation of Tax Preference Income		

ype allu r	orms	Substitute Forms	E-File
IVIDUAL II	NCOME TAX continued		
502UI	P – Underpayment of Estimated Income by Individuals		
502V	– Use of Vehicle for Charitable Purposes		
502X -	– Amended Resident Individual Tax Return		
588 –	Direct Deposit of Maryland Income Tax Refund to More than One Accou	unt 📙	
505 –	Nonresident Income Tax Return		
505NF	R – Nonresident Income Tax Calculation		
	J – Nonresident Subtractions from Income		
505X -	– Nonresident Amended Tax Return		
	R – Business Income Tax Credits		
	M – Decoupling Modification		
	and Schedule K-1 (510/511) – Maryland Pass-Through Entity		
	ember's Information		
	Nonresident (Local Tax Only) Tax Return		
	G – Unemployment Compensation		
	- Income Tax Declaration for Electronic Filing		
	Personal Tax Payment Voucher for Form 502/505, Estimated Tax and External Page 1985	ensions \square	
Binary	Attachments/PDFs		
ERAL FOR	MS SUPPORTED (check all that apply) e-File only		
	Form W-2 - Wage and Tax Statement		
	Form W-2G - Certain Gambling Winnings		
	Form 1099R - Distributions from Pensions, Annuities, Retirement or Pr	ofit-Sharing Plans	
	Form 1099MISC - Miscellaneous Income		
	Form 1099B - Proceeds from Broker and Barter Exchange Transactions		
	Form 1099DIV - Dividends and Distributions		
	Form 1099INT - Interest Income		
	Form 1099OID - Original Issue Discount		
	Form 1099K - Payment Card and Third-Party Network Transactions		
	Form 1099-NEC – Nonemployee Compensation		
Maryland L	imitations for all forms:		

Tax Type and Forms	Substitute Forms	E-File
CORPORATE AND PASS-THROUGH ENTITY TAX		
500 – Corporation Income Tax Return		
500CR – Business Income Tax Credits		
500D – 2023 Corporation Declaration of Estimated Income Tax		
500E – Application for an Extension to File Corporation Income Tax Return		
500DM – Decoupling Modification		
500UP – Underpayment of Estimated Income Tax by Corporations		
and Pass-Through Entity		
502S – Heritage Structure Rehabilitation Tax Credit		
510 – Pass-Through Entity Tax Return		
511 – Pass-Through Entity Election Tax Return		
510C - Composite Pass-Through Entity Income Tax Return		
510/511D - 2023 Pass-Through Entity Declaration of Estimated Income Tax		
510/511E - Application for Extension to File Pass-Through Entity Income Tax Romanyland Schedule K-1 (510/511) – Maryland Pass-Through Entity	eturn	
Member's Information		
EL101B – E-File Declaration for Business Electronic Filing		
EL102B – Income Tax Payment Voucher for Business Electronic Filers		
Binary Attachments/PDFs		
Tax Type and Forms	Substitute Forms	E-File
SALES TAX AND WITHHOLDING		_
202/202F – Sales and Use Tax Return		
CRA – Combined Registration Application		
MW506 – 2023 Employer's Return of Income Tax Withheld		
MW506A – 2023 Amended Employer's Return of Income Tax Withheld		
MW506M – 2023 Employer's Return of Income Tax Withheld for Accelerated I MW506AM – 2023 Amended Employer's Return of Income Tax Withheld	Filers	
for Accelerated Filers		
MW508 – 2023 Annual Employer Withholding Reconciliation Return		
MW508CR – 2023 Business Income Tax Credits (To be used by non-profit 501 organizations only)	c(3)	
MW506FR - 2023 Maryland Employer Withholding - Final Return		
MW508A-Annual Employer Withholding Reconciliation Report		
Tax Type and Forms	Substitute Forms	E-File
FIDUCIARY		
504 – Fiduciary Income Tax Return		
504NBD– Fiduciary Nonresident Beneficiary Deduction Summary		
504A – Fiduciary Income Tax Return Schedule A		
504CR – Business Income Tax Credits for Fiduciaries		
504D – 2023 Fiduciary Declaration of Estimated Income Tax		
504E – Application for Extension to File Fiduciary Return		
Maryland Schedule K-1 (504) – Fiduciary Beneficiary's Information		
504NR – Fiduciary Nonresident Income Tax Calculation		
504UP – Underpayment of Estimated Income Tax by Fiduciaries		

	Substitute Forms	E-File
FIDUCIARY continued EL101B - E-File Declaration for Business Electronic Filing EL102B — Income Tax Payment Voucher for Business Electronic Filers		
Tax Type and Forms	Substitute Forms	E-File
COMMON/SHARED FORMS		
500CR - Business Income Tax Credits		
500DM - Decoupling Modification		
502S - Heritage Structure Rehabilitation Tax Credit Maryland Schedule K-1 (510/511) -		
Maryland Pass-Through Entity Member's Information		

Forms that DO NOT require Comptroller of Maryland approval

EFT – Comptroller of Maryland Authorization Agreement for Electronic Funds Transfers

MW506AE - Application for Certificate of Full or Partial Exemption

MW506NRS - Maryland Return of Income Tax Withholding for Nonresident Sale of Real Property

MW507 - Employee's Maryland Withholding Exemption Certificate

MW507M - Exemption from Maryland Withholding Tax for Qualified Civilian Spouse of a U.S. Armed Forces Service Member

MW507P - Maryland Income Tax Withholding for Annuity, Sick Pay and Retirement Distributions MW508NRS - Maryland Monthly Reconciliation Return for Sales of Real Property by Nonresidents

Software limitations

List any software limitations to forms or schedules you support.				

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 Comptroller of Maryland issue notification and issue resolution standards.

Notify the agency if any forms and/or payments you support are not ready when your software is available for use. Submit this information via email to Forms Unit and eFile Unit at MDSOFTWAREDEVELOPERS@marylandtaxes.gov and/or efil@marylandtaxes.gov.

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

If there is a Production problem, the Comptroller of Maryland must be notified by Software Vendor of the incident description, its date and time, how the incident was discovered, specific elements involved, how many returns are impacted, how it was communicated to the customers, what is the plan to correct the issue, when it will be fixed, and whether manual intervention is needed on the Maryland end. The notification e-mail should be sent to efil@marylandtaxes.gov (e-File Unit) and mdsoftwaredevelopers@marylandtaxes.gov (paper forms Unit).

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.

*Note:

- 1. Software vendor must take reasonable steps to notify their users within the application when accessing or printing forms not yet approved by COM. In addition to this notification, if an unapproved form can be printed, it must have a watermark "NOT APPROVED / DO NOT MAIL" across it. Failure to notify users of unapproved forms or apply a watermark may result in the suspension or revocation of a vendor's approved provider status.
- 2. No other barcodes or special markings, except the ones specified on the Administrative Release 26, need to be placed on any forms. In doing so, will cause readability issues or rejections.
- 3. All forms selected on this Letter of Intent must be submitted together by series (e.g., 502, 502B, PV, 502CR, 502SU, 502UP, etc.) Approvals will NOT be given until the entire series is received.

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 follow the schema requirements. Find the Comptroller of Maryland schema requirements on the FTA State Exchange site.

System security requirements

The Comptroller of Maryland 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 the following pre-populated data elements:

- State driver's license and state issued identification data elements
- Maryland Physical address on Resident income tax returns
- Bank account information
- Social Security numbers on W-2 forms (and ITIN returns)
- State withholding account numbers

Customer Notices

This section identifies information Comptroller of Maryland 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 Comptroller of Maryland.

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 to the Comptroller of Maryland.

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 the Comptroller of Maryland.

Driver's license/ID card expectations for individual income tax

The Comptroller of Maryland is providing the following expectations and information:

For e-file returns:

The Comptroller of Maryland requests the DL/ID card be included with the tax return but will not reject if it is not included.

For printed/paper forms requesting the DL/ID Card information:

The Comptroller of Maryland does not have the Driver's License or State Issued Identification (ID) information on the paper form(s).

The Comptroller of Maryland is providing a URL and/or a 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.

URL: http://www.comp.state.md.us/new-tax-year-update.php.

Statement: Many state revenue agencies, including Maryland, are requesting additional information in an effort to combat stolen-identity tax fraud and to protect you and your tax refund. If you and your spouse have a driver's license or state issued identification card, please provide the requested information from it. The return will not be rejected if you do not provide a driver's license or state-issued identification. If you provide this information, it may help to identify you as the taxpayer.

Refund expectations

The Comptroller of Maryland 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.

URL: https://interactive.marylandtaxes.gov/INDIV/refundstatus/home.aspx.

Statement: Individual taxpayers can check the status of their refund by visiting www.marylandtaxes.gov and clicking on "Where's my refund?" or by calling the automated refund inquiry hotline, toll-free 1-800-218-8160 or 410-260-7701. Advise taxpayers to wait at least 10 days from acceptance of their return before calling Taxpayer Services Division at toll-free 1-800-638-2937 or 410-260-7980.

Taxes due expectations

The Comptroller of Maryland is providing a URL and/or a statement about taxes due, such as due dates and payment methods. 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.

URL: Individual taxpayers: https://www.marylandtaxes.gov/individual/tax-compliance/pay-it.php

Business taxpayers: https://www.marylandtaxes.gov/business/index.php and choose Pay It/Dispute It

Statement: Corporate Income tax Forms (500, 510, and 511) and Fiduciary Form (504) are due the 15th day of the 4th month following the close of the tax year or period.

Agency questions

1.	Do you support unlinked jurisdictional returns?
	a. Yes
	b. No
2.	What refund products or payment vehicles do you offer your customers? If you partner with an entity to provide refunds, please provide the name(s) and bank routing numbers (RTNs) of each company. Attach a separate sheet if necessary.

Any software supporting Resident Individual Income Tax Returns electronically must offer the opportunity to register to vote through a link to the online voter registration

https://voterservices.elections.maryland.gov/OnlineVoterRegistration/InstructionsStep1?val=comp

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 Comptroller of Maryland 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

AMENDED DATE

Authorized access to the State Exchange System

Access to the State Exchange System should be limited to those with a business need. You are allowed up to 10 users.

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.

First and last name	Phone number	Email address
	Authorized access	Tax types
		lax types
	Substitute Forms E-file	
First and last name	Phone number	Email address
	Authorized access	Tax types
	Substitute Forms E-file	
First and last name	Phone number	Email address
	Authorized access	Tax types
	Substitute Forms E-file	
First and last name	Phone number	Email address
	Authorized access	Tax types
	Substitute Forms E-file	
First and last name	Phone number	Email address
	Authorized access	Tax types
	Substitute Forms E-file	
First and last name	Phone number	Email address
	Authorized access	Tax types
	Substitute Forms E-file	
First and last name	Phone number	Email address
	Authorized access	Tax types
	Substitute Forms E-file	
First and last name	Phone number	Email address
	Authorized access	Tax types
	Substitute Forms E-file	
	Jubstitute Forms E-IIIE	

First and last name	Phone number	Email address
	Authorized access	Tax types
	Substitute Forms E-file	
	Y	Y
First and last name	Phone number	Email address
First and last name	Phone number Authorized access	Email address Tax types