

Part V — Notice to Applicant - To be completed by the Department of Taxation

Extension to File

- Approved
- Disapproved

Extension to Pay

- Approved
- Disapproved

Not approved because _____

Other _____

Department of Taxation official	Address	Date
Name (print) _____		
Title (print) _____		
Signature _____		

Changes You Should Note:

Act 69, Session Laws of Hawaii (SLH) 2019, conforms the Hawaii Estate and Generation-Skipping Transfer Tax Law to the Internal Revenue Code (IRC) as amended as of December 31, 2018 with the exception of the excludable amount of \$5,490,000. The exclusion amount of \$5,490,000 is set forth for the decedent in chapter 11 of the IRC as amended as of December 21, 2017, as if the decedent died on December 31, 2017. For the 2019 tax year, the federal excludable base amount is set at \$11,180,000, causing a "Gap" between the federal and state excludable amount.

File Form M-68 (Application for Extension of Time to File Hawaii Estate or Generation-Skipping Tax Return) ONLY if you are NOT required to file a federal Estate or Generation-Skipping Transfer Tax Return (Forms 706 or 706-GS).

GENERAL INSTRUCTIONS

1. Purpose. — An executor, personal representative, administrator of the decedent's estate, or any person in actual or constructive receipt of any property of the decedent may use this form to ask for a six month extension of time to file Form M-6. An extension of time to file does not extend the time to pay the tax. Keep a copy of this form for your records.

The extension will be granted if you complete this form properly, file it on time, pay with it the amount of tax shown on line 2 and meet the conditions indicated in item 7 of the instructions.

In no case shall the extension be granted for a period of more than six months beyond the due date of the return.

2. Where to Get Tax Forms. — Hawaii tax forms, instructions, and schedules may be obtained at any taxation district office or from the Department of Taxation (Department) website at tax.hawaii.gov, or you may contact a customer service representative at:

808-587-4242
1-800-222-3229 (Toll-Free)

3. When to File. — File this application on or before the original due date of the decedent's estate's Hawaii Estate (Form M-6) which is nine months after the date of the decedent's death. If there is no numerically corresponding date in the

ninth month, the due date is the last date of the ninth month.

For the Generation-Skipping Tax Return (M-6GS), this application must be filed by April 15th of the year following the calendar year of the decedent's death. If the due date falls on a Saturday, Sunday, or legal holiday file by the next regular workday.

You may file the estate's Form M-6 or Form M-6GS any time before the six-month period ends.

4. Where to File. — Submit this form to:

HAWAII DEPARTMENT OF TAXATION
P. O. Box 259
Honolulu, Hawaii 96809-0259

5. How to Fill Out This Form. — Fill in the spaces with the decedent's name, date of death, decedent's social security number, the name of the executor or other person filing this form, the executor's address, the due date of the Hawaii Estate or Generation-Skipping Tax Return and the decedent's place of domicile. For extension requests regarding the Hawaii Estate Tax, enter the decedent's social security number. For extension requests regarding the Generation-Skipping Tax, enter the donor's social security number.

6. How to Claim Credit for Payment Made With This Form. — Show the amount paid (line 3) with this form on M-6, Schedule D, line 5, or Form M-6GS, line 17. Attach a copy of this form to Form M-6 or M-6GS.

7. Granting of Extension. — An extension of time for filing a return shall be allowed only upon the following two conditions:

- (1) On or before the due date of the return prescribed by the statute, there shall have been paid, through a payment accompanying the application for the extension, an amount equal to the estimated estate tax payable.
- (2) Within the time specified by the extension, the return shall be filed, accompanied by payment of the remaining tax liability.

If the above conditions are not met, the delinquent penalty and interest will be charged on the tax as if no extension had been granted, i.e., the computation of delinquent penalty and interest will relate back to the due date prescribed by the statute.

8. Penalties. — You may be assessed one or both of the following penalties.

Late Filing of Return. — The penalty for failure to file the return on time is assessed on the tax due at a rate of 5% per month, or part of a month, up to a maximum of 25%. If you file and pay a return late, attach a full explanation with the return.

Failure to Pay After Filing Timely Return. — Penalty for failure to pay the tax after filing a timely return is 20% of the tax unpaid within 60 days of the prescribed due date.

These penalties are in addition to any interest charged on underpayment or nonpayment of tax.

9. Interest. — Interest at the rate of 2/3 of 1% per month, or part of a month, shall be assessed on unpaid taxes and penalties beginning with the first calendar day after the date prescribed for payment, whether or not that first calendar day falls on a Saturday, Sunday, or legal holiday.

SPECIFIC INSTRUCTIONS

Part I

Line 1. — Enter the extended due date for the Hawaii Estate or Generation-Skipping Tax Return. This date cannot be more than six months from the original due date of Form M-6 or M-6GS for the decedent's estate.

Line 2. — Enter the estimated amount of Hawaii Estate or Generation-Skipping tax due.

Line 3. — Enter the amount of your payment. The full amount of estimated Hawaii Estate or Generation-Skipping tax is due by the original due date of the return regardless of whether an extension to file has been obtained. Interest must be paid on any estate tax that is not paid in full by the original due date of the tax return. Make your check payable to the *Hawaii State Tax Collector*. Please write the decedent's name, social security number, and "Form M-68" on the check.

Part III and IV

For instructions to Parts III and IV refer to the instructions on Federal Form 4768 (Rev. August 2012).

Note: Extension to pay does not apply to GST filers.

Part V

Part V to be completed by the Department.