

## 2019 Payroll & Information Reporting Committee (PIRC)

State:     KANSAS    

### W-2, 1099, Withholding Tax

1. Does your state have any issues with the forms or electronic files produced by the computerized tax processing industry?  
No
2. What are the due dates for W-2s, 1099s, and Withholding Tax? Are any changes being considered to these dates? January 31 following the reporting year. This was effective last year.
3. Does your state support or plan to support submitting multiple employers in one file (bulk file) or must a file contain a single employer? Please specify for each tax type. If supported, provide URL/links to specifications. If planned, please specify the expected date. Kansas supports bulk filing of end-of-year Withholding information through our customer service center. (<https://www.kdor.ks.gov/Apps/kcsc/login.aspx>). These can also be found at: <https://www.ksrevenue.org/eservw2.html>. A filer must contact our help desk (785-296-6993 or email [KDOR\\_eServices@ks.gov](mailto:KDOR_eServices@ks.gov)) to be designated as a bulk filer.
4. For electronic filing, is your transmission protocol server-to-server or manual upload? Please specify for each tax type.  
Manual upload
5.
  - a. Is testing available for electronic or magnetic media reporting to the computerized tax processing industry? If yes, please describe your testing procedure and include links to any test scenarios. Kansas does not accept 'magnetic media', however there is a test page for W-2s, 1099s and KW-3s submitted in prescribed formats. The page is accessible from <https://www.ksrevenue.org/eservw2.html>. A filer must contact our help desk (785-296-6993 or email [KDOR\\_eServices@ks.gov](mailto:KDOR_eServices@ks.gov)) to be designated as a bulk filer.
  - b. Does your test environment allow for properly-formatted, "dummy" EIN and SSN account numbers instead of requiring valid ones? Yes
6. If your agency gets more than one file with the same EIN for the same reporting period, will your state delete the initial file and replace it with the new file, or will your state add to the existing file? Please specify for each tax type. Kansas allows multiple uploads for the same account and period. If a filer incorrectly uploads a file multiple times, this can create duplicates in our system.
7. Please describe any future plans your state has to change any of the following: W-2, 1099 or withholding tax processing (including electronic and forms processing), acceptable file formats, filing thresholds, filing methods, withholding tax forms design, etc? If changes are planned, specify the expected timeframe. Kansas continues to monitor progress in the MeF world. It is likely we will incorporate this filing option once things mature.
8. For W-2s and 1099s, does your state require a transmittal/reconciliation form to be filed? If yes, what are the consequences to your state (and to the employer/payer) if you receive the W-2 and 1099 files at different times, with separate transmittal/reconciliation forms? The Kansas Withholding Tax Return (KW-3) which summarizes taxes paid for applicable 1099s and W-2s is handled separately from the 1099/W2 submission. This division was made because, in the early years of Withholding filing, we found many companies submitting 1099s did not have a Withholding account. The KW-3 is only applicable to businesses with Withholding accounts. Currently it does not matter when the various forms are submitted as long as they are submitted by the due date.
9. Would your state consider obtaining W-2 and 1099 data from the IRS, if they were to make this available? If yes, what factors would be "deal breakers" – timeliness, file format, transfer method, correction process, etc.? Please be specific. Yes. We would need the complete state (RS) record. We would also need the files by the due date. We assume the 1099s would come from the IRS and W-2s from SSA???

10. Are there any legislative changes expected that would impact W-2, 1099, or withholding tax reporting? **A date change was implemented last tax year. No others are expected.**

## W-2 Reporting

11. Does your state have reciprocity agreements with any states? If so, which states? **No**
12. What does your state expect to be reported on the W-2 for the following scenarios, with your state being State A?
- a. State A resident earns \$50,000, working for the same employer, 50% of the time in State A, 50% of the time in State B (No reciprocity agreement in place)

Box 15	Box 16 State Wages
25,000	25,000

- b. State A resident earns \$50,000 for services performed in State B (No reciprocity agreement in place)

Box 15	Box 16 State Wages
	Non-Resident Percentage on Page 10 in KW-100

- c. A nonresident (resident of State B) earns \$50,000 for services performed in State A (No reciprocity agreement in place)

Box 15	Box 16 State Wages
	50,000

- d. A nonresident (state of residency is State C) earns \$50,000 for services performed in State A (Reciprocity agreement in place)

Box 15	Box 16 State Wages
State c: 50,000	

- e. An individual, as a resident of State C earns \$10,000 for services performed in State C from January through March. The individual transfers to his employer's State A office, becomes a resident of State A, and earns \$40,000 for services performed in State A from April through December. (Reciprocity agreement in place)

Box 15	Box 16 State Wages
10,000	40,000

- f. State A resident earns \$30,000 for services performed in State B from January through June. The same individual moves to State B, becomes a State B resident and earns \$35,000 from July through December. (No reciprocity agreement in place)

Box 15	Box 16 State Wages
	30,000

13. Can your state please provide the following statistic or estimate:

- a. Number of W-2s filed in your state **No**

## 1099 Reporting

14. Which 1099 form types does your state require to be filed? **As per Kansas Law, all 1099s are required to be submitted to the State. However, Kansas focuses on 13 forms most likely to have Withholding or otherwise impact a tax account. They are: 1099-B, 1099-DIV, 1099-G, 1099-INT, 1099-K, 1099-LTC, 1099-MISC, 1099-OID, 1099-PATR, 1099-R, 1099-S, 1099-SA, and W-2G.**

15. If there is no state withholding reported on a 1099 form, is the 1099 required? **See #14**

16. What is your state's filing requirements for 1099-MISC? **YES FOR ALL – a thru f**

- a. Residents performing work within your state: **Yes/No**
- b. Nonresidents performing work within your state: **Yes/No**
- c. Residents performing work in another state: **Yes/No**

- d. Rents for property located in your state: **Yes/No**
  - e. Royalties (patents, copyrights, etc.) for property used in your state: **Yes/No**
  - f. Royalties (natural resources) for property located in your state: **Yes/No**
17. Does your state require withholding on Form 1099-MISC? If yes, in what cases? If no, are any withholding requirements for Form 1099-MISC being considered for the future? **NO**
  18. Does your state have an e-file threshold for Form 1099-MISC? If yes, please specify. **Reporting threshold: If you file 50 or more 1099 forms with Kansas you must file electronically.**
  19. For nonemployee compensation in your state, is the amount entered in Box 18 on Form 1099-MISC (State income) always equal to the amount entered in Box 7 on Form 1099-MISC (Nonemployee compensation)? What are the exceptions? **NA**
  20. Can your state please provide the following statistics or estimates: **NO FOR ALL**
    - a. Number of 1099s filed (preferably broken down by 1099 form type—MISC, R, etc.)
    - b. Number and/or percentage of 1099s with state withholding reported on them (preferably broken down by 1099 form type—MISC, R, etc.)

## Withholding Tax

21. If e-file is available, please explain the e-file process.
  - a. Authorization—If a transmitter only wants to submit data and not access employers’ accounts, is employer authorization required? **Kansas allows a bulk filer option not specific to a given employer account. A user ID must be created within our customer service center and designated as ‘bulk filer’ to complete this task. A filer must contact our help desk (785-296-6993 or email KDOR\_eServices@ks.gov) to be designated as a bulk filer.**
  - b. File Formats—What are the acceptable file formats? **State CSV format, EFW-2 & Pub 1220 (These can be found at: <https://www.ksrevenue.org/eservw2.html>)**
  - c. Error Messages/Acknowledgements—Does your state provide an acknowledgement when a file is received? Does your state provide an acknowledgement when the file is processed indicating whether the file is accepted or rejected? **The system acknowledges that the file has uploaded successfully. A successful upload means the format has been validated. A confirmation number will be provided at this time.**
22. What payment options does your state currently support for paying withholding tax? Please provide link to the specifications. **Kansas allows for ACH Debit payments through our customer service center. (<https://www.kdor.ks.gov/Apps/kcsc/login.aspx>) ACH Credit payments are accepted directly through the Bank. Filers may also make Withholding tax payments through various 3<sup>rd</sup> party credit card processors (This information can be found at: <https://www.ksrevenue.org/faqs-credit.html>.)**
23. Can your state please provide the following statistics or estimates: **NO FOR ALL**
  - a. Number of withholding forms filed in your state
  - b. Number of employers in your state
24. What are your state’s legal holidays that affect due dates of payments/filings? Are the withholding payments/ filings due before or after a legal holiday? Does ‘legal holiday’ include all federal IRS holidays (including Emancipation Day as observed by IRS)? **Legal holidays observed by Kansas that affect payment/filing are: New Year’s Day, Birthday of Martin Luther King, Jr., Washington’s Birthday, Memorial Day, Independence Day, Labor Day, Columbus Day, Veterans Day, Thanksgiving Day and Christmas Day (Emancipation Day is not included).**