

Sales/Use/Indirect:

Massachusetts DOR Proposes Rule on Accelerated Sales Tax Remittance with Public Hearing on January 18

830 CMR 62C.16B.1: Advance Payments of Sales and Use Tax and Room Occupancy Excise (Proposed Regulation), Mass. Dept. of Rev. (12/19/23); *Notice of Public Hearing, January 18, 2024*, Mass. Dept. of Rev. (12/19/23). The Massachusetts Department of Revenue proposed a regulation explaining the procedures for the advance payment of certain Massachusetts sales and use tax liabilities pursuant to legislation enacted in 2020 [see H.5164 (2020) for more details on this legislation] and 2021 [see H.B. 4269 (2021) for more details on this legislation], which sought to “modernize” the timeline for sales tax remittance and collection in Massachusetts and provide some “safe harbors” from these accelerated sales tax remittance requirements. According to an accompanying notice, the proposed regulation revises a previously proposed regulation [see *State Tax Matters*, Issue 2021-48, for details on the original proposal] to take into account subsequent legislative changes that provide taxpayers expanded protection from the imposition of penalties for underpayments; in addition, the newer proposal revises the examples provided in the prior proposed regulation. A virtual public hearing to discuss the newer proposal is scheduled for January 18, 2024. Please contact us with any questions.

URL: <https://www.mass.gov/regulations/830-CMR-62c16b1-advance-payments-of-sales-and-use-tax-and-room-occupancy-excise-working-draft>

URL: <https://www.mass.gov/info-details/notice-of-public-hearing-january-18-2024>

URL: <https://malegislature.gov/Bills/191/H5164>

URL: <https://malegislature.gov/Bills/192/H4269>

URL: https://dhub.deloitte.com/Newsletters/Tax/2021/STM/211203_6.html

— Inna Volfson (Boston)
Managing Director
Deloitte Tax LLP
ivolfson@deloitte.com

Ray Cheng (Boston)
Senior Manager
Deloitte Tax LLP
raycheng@deloitte.com

This communication contains general information only, and none of Deloitte Touche Tohmatsu Limited (“DTTL”), its global network of member firms or their related entities (collectively, the “Deloitte organization”) is, by means of this communication, rendering professional advice or services. Before making any decision or taking any action that may affect your finances or your business, you should consult a qualified professional adviser.

No representations, warranties or undertakings (express or implied) are given as to the accuracy or completeness of the information in this communication, and none of DTTL, its member firms, related entities, employees or agents shall be liable or responsible for any loss or damage whatsoever arising directly or indirectly in connection with any person relying on this communication. DTTL and each of its member firms, and their related entities, are legally separate and independent entities.

About Deloitte

Deloitte refers to one or more of Deloitte Touche Tohmatsu Limited (“DTTL”), its global network of member firms, and their related entities (collectively, the “Deloitte organization”). DTTL (also referred to as “Deloitte Global”) and each of its member firms and related entities are legally separate and independent entities, which cannot obligate or bind each other in respect of third parties. DTTL and each DTTL member firm and related entity is liable only for its own acts and omissions, and not those of each other. DTTL does not provide services to clients. Please see www.deloitte.com/about to learn more.

Deloitte provides industry-leading audit and assurance, tax and legal, consulting, financial advisory, and risk advisory services to nearly 90% of the Fortune Global 500® and thousands of private companies. Our professionals deliver measurable and lasting results that help reinforce public trust in capital markets, enable clients to transform and thrive, and lead the way toward a stronger economy, a more equitable society and a sustainable world. Building on its 175-plus year history, Deloitte spans more than 150 countries and territories. Learn how Deloitte’s approximately 415,000 people worldwide make an impact that matters at www.deloitte.com.