

Department of Revenue Penalty Structure

Penalty Type	When Due	Amount
Delinquent Return	Fail to file returns increases at 30-60-90 days. Substantial underpayment can receive delinquent penalties as well.	5%, 15% and 25%
Unregistered Business	Additional penalty assessed on delinquent returns	5%
Evasion	Willfully fail to file returns, showing knowledge and intent to evade payment	50%
Misuse of Resale Certificate	Claim item is for resale when is not actually held for resale. No intent needed	Automatic 50%

*Note unregistered business can be held liable for 7 plus current year under statute of limitations with penalty and interest. Audit liability for registered businesses is 4 years plus current year with interest. A penalty of 10% is included for all tax assessments.

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