



07.17.09

FTB NOTICE 2009 - 05

Subject: Extension of Deadline for Filing FTB Form 3726

Purpose

The purpose of this Notice is to inform taxpayers that the deadline for filing FTB Form 3726 to satisfy the requirements of California Code of Regulations, title 18, (CCR) section 25106.5-1, subsection (j)(7), has been extended to October 15, 2009.

Background

On February 20, 2009 the Franchise Tax Board issued FTB Notice 2009-01 to alert taxpayers that previously unreported DISA balances must be disclosed in order to ensure they are not taken into income. This requirement was satisfied if a taxpayer filed a completed FTB Form 3726 by May 31, 2009.

Deadline Extension

Subsequent to the issuance of FTB Notice 2009-01, many taxpayers have contacted the Franchise Tax Board stating that they were unable to satisfy the May 31, 2009 deadline. With that in mind, the deadline for filing a completed FTB Form 3726 to satisfy the DISA reporting requirement has been extended to October 15, 2009. Thereafter, in order to satisfy the requirement, a taxpayer must submit a completed FTB Form 3726 along with an amended tax return, which must be filed before any relevant statute of limitations has expired.

The principal author of this notice is Craig Swieso of the Franchise Tax Board, Legal Division. For further information regarding this notice, contact Mr. Swieso at the Franchise Tax Board, Legal Division, P.O. Box 1720, Rancho Cordova, CA 95741-1720.