



COMPTROLLER
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2021

**Maryland Employer
Reporting of 1099s
Instructions and
Specifications**

October 2021

Revenue Administration Division

Annapolis, MD 21411-0001

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Table of Contents

Document Change Log	3
Introduction	3
Filing Requirements for 1099 Reporting	3
Upcoming Changes and Enhancements	4
Announcement – Last Year for filing via Disketts/CDs	4
Media Specifications	5
Diskettes and CDs	5
Updates for Tax Year 2021	6
Reminders for Tax Year 2021	6
Most Common Errors to Avoid	8
Record Format Rules	9
Maryland Record Layout Tax Year 2021	10
“B” Record Modified for Maryland Reporting.....	10
Frequently Asked Questions	11

Document Change Log

Date	Page	Description
11/7/2021	page 3	<ul style="list-style-type: none"> Filing Deadline: January 31, 2022
	page 3 & 5	<ul style="list-style-type: none"> MD follows new IRS Form 1099-NEC requirements
	page 4	<ul style="list-style-type: none"> Filing Year 2022 (for Tax Year 2021) is the last year Maryland will be accepting magnetic media (Diskettes/ CDs).
	pages 8	<ul style="list-style-type: none"> There are record layout changes for Tax Year 2021 for the records field that state 'Same as IRS'. See. Publication 1220 for modifications.

Introduction

Maryland law requires employers to submit their annual Withholding Reconciliation using the magnetic media format if the total number of 1099 statements meet or exceed 25. We encourage all employers, regardless of the number of 1099s, to file using magnetic media.

The filing due date for 1099 statements/MW508 return is January 31st. If the due date falls on a Saturday, Sunday or legal holiday, it must be filed by the next business day.

The 2021 Maryland Reporting Instructions and Specifications Handbook for 1099s is designed to be used as a companion to the **IRS Publication 1220 Specifications for Electronic Filing of Forms 1097, 1098, 1099, 3921, 3922, 5498, 8935 AND W-2G Tax Year 2021**. Since many functions of the Maryland employer-reporting program are similar to the IRS program, this handbook highlights the special requirements of the Maryland program.

Filing Requirements for 1099 Reporting

Filers having 25 or more 1099 statements must file magnetic media in the IRS format from Publication 1220 Specifications for Electronic Filing of Forms 1097, 1098, 1099, 3921, 3922, 5498, 8935 AND W2-G.

Maryland requires a 1099-G, 1099-R, 1099-S and W-2G for every Maryland payee who receives a payment of \$10 or more during the tax year being reported.

Note: Maryland only requires a 1099-MISC and 1099-NEC from the payee (or employer) when there is Maryland withholding greater than zero.

Failure to comply may result in a penalty of \$100 for each violation. Each 1099 that is not properly filed is a separate violation subject to the above penalty. Failure to comply with Section 13-706 of the Tax-General Article, Annotated Code of Maryland may result in the assessing of additional penalties.

Upcoming Changes and Enhancements

Maryland continues to participate in the Combined Federal/State Filing Program for Forms 1099.

Note: Prior to your submission to Combined Federal/State Filing, the 1099 file must include the modified B record(s) containing the required Central Registration Number (CRN) in positions 715-722.

1099 filers who do not participate in the Combined Federal/State Filing Program, should submit **either** their magnetic media file or paper returns with 1099s directly to Maryland by January 31st, each year.

Announcement – Last Year for filing via Disketts/CDs

Filing Year 2022 (for Tax Year 2021) is the last year Maryland will be accepting magnetic media (Diskettes/ CDs). For Filing Year 2023 (Tax Year 2022), Maryland will require 1099 text files to be placed at the Comptroller of Maryland secure server by SFTP (Secure File Transfer Protocol), using one of the following two methods:

- Option 1: Manually upload to Comptroller of Maryland SFTP website
- Option 2: SFTP automated server to server transmission in which an IP address will be required to be whitelisted with Comptroller, State of Maryland

Please email SecureTransmission@marylandtaxes.gov no later than October 2022 to obtain your SFTP 2023 Account info along with instructions for setup. In the email, please provide the following:

- Point of Contact Email address
- Business Name
- Point of Contact Name
- Point of Contact Number
- Business choice of (SFTP) either Option 1 or Option 2 or both

Media Specifications

Diskettes and CDs

The Maryland Revenue Administration Division uses the following criteria in acceptance of magnetic media:

- Diskettes must be double-sided, double-density or high-density, MS-DOS version or compatible operating system.
- All diskettes and CDs must be virus scanned before submission.
- Only *one* file name is allowed. The file name must be "IRSTAX" for 1099 data. Do not add an extension (e.g., ".dat", ".bak").
- The **external** labels must have the company name, FEIN, the proper sequence (e.g., VOL 2 of 3), and type of data (W-2 or 1099). A contact number and name is necessary if the disk arrives damaged.
- Data must be uppercase letters in ASCII.
- Inspect the file prior to placing on media to verify that each record type (T, A, B, C, K, F) starts on a new row.
- File should include record delimiters (CR- Carriage Return followed by LF – Line Feed). Each record delimiter must consist of a carriage-return/linefeed (CR/LF) and placed immediately following position 750. Do not place a record delimiter before the first record (T) of the file.
- Multiple companies can be submitted within one file. Be sure to repeat each set of record types (T, A, B, C, K, F) in this sequence for each company.
- Files may be compressed using PKZIP or WinZip. Please indicate on the label if the file is zipped and a contact name and number to retrieve the password
- Maryland no longer accepts cartridges or tapes.

Updates for Tax Year 2021

Starting in tax year 2021 and going forward, the IRS has removed reporting for nonemployee compensation from Form 1099-MISC, box 7 to Form 1099-NEC. Maryland will follow the IRS guidelines for reporting of nonemployee compensation. Information for submitting this information can be found online at <https://www.irs.gov/pub/irs-pdf/i1099mec.pdf> or in the IRS Publication 1220.

Please keep in mind that the following:

Maryland only requires a 1099-MISC *and* 1099-NEC from the payee (or employer) when there is Maryland withholding greater than zero.

Reminders for Tax Year 2021

1. **The filing due date for 1099 wage/tax statements is January 31st.**
2. It is a requirement to provide the Federal Employer Identification Number (FEIN) and the corresponding Central Registration Number (CRN) in positions 715-722 of the B record. Not providing this information will either delay the processing time or will be cause for the file to be rejected.
3. Amounts reported on a paper Form MW508 are for paper submission only; if you are providing additional information by media, exclude that which was reported on paper. Duplicate filings create a bill, erroneous balance due notices and/or penalty notices for the employer.
4. If you outsource your payroll, please provide the **CORRECT** Federal Employer Identification Number (FEIN) and the Maryland Central Registration Number (CRN).
5. The Comptroller of Maryland will only accept 3 ½-inch diskettes and CD submissions.
6. Flash and thumb drives are not permitted.
7. The Comptroller of Maryland requires a **1099-G, 1099-R, 1099-S, and a W-2G** Form for every Maryland payee that receives a payment of \$10 or more during the tax year being reported.
8. Maryland only requires a 1099-MISC and 1099-NEC from the payee (or employer) when there is Maryland withholding greater than zero.
9. If the payer (employer, organization, etc.) should withhold state taxes that are

reported on a 1099-MISC for Maryland payee(s), then the 1099-MISC should be included in the payer's annual reconciliation for the tax year reported. If there is no 1099-MISC Maryland withholding, then there is no need to submit this 1099-MISC information to the state. This is also true for the Form 1099-NEC.

10. **The Comptroller of Maryland is a participant in the IRS Combined Federal/State Filing Program.** The following resources are available:
 - a. The IRS format from Publication 1220, Specifications for Electronic Filing of Forms 1097, 1098, 1099, 3921, 3922, 5498, 8935 and W-2G
 - b. The Magnetic Media Guide 1099 Instructions and Specifications, Section: "B" Record Modified for Maryland Reporting
11. **If you are participating in the Combined Federal/State filing program, do not send paper or media with the same returns that are being reported to the IRS. The IRS will forward the 1099 information to Maryland. Additionally,** if the IRS includes the 1099-NEC in the Combined Federal/State filing program, then Maryland will accept the 1099-NEC from the IRS.
12. Current and prior year data may be submitted in the same shipment however, each tax year must be on separate media.

Most Common Errors to Avoid

- Failure to include the “A” record.
- Failure to include the Federal Employer Identification Number (FEIN) on the “A” record, position 12.
- Failure to modify the B record to include the required Central Registration Number (CRN) in positions 715-722 or failure to place the required Central Registration Number in the correct location.
- Failure to include the “C” record containing the MW508 information.
- Using the Unemployment Insurance number instead of the Maryland Central Registration number.
- Using the FEIN instead of the Maryland Central Registration number.
- Sending PDF, MSWord or Excel 1099 files on media. These are not acceptable formats. This will result in a failed submission and may cause erroneous balance due notices and/or penalty notices.
- Failure to include record delimiters (CR- Carriage Return followed by LF – Line Feed). Each record delimiter must consist of a carriage-return/linefeed (CR/LF) and placed immediately following position 750.
- Failure to verify each record type (T, A, B, C, K, F) starts on a new row.

Record Format Rules

All fields in the record layouts are required and must follow the formatting rules as follows:

Alpha fields (Alphabetic characters and blanks only)

- Left-justify and fill with blanks.

Numeric fields (Numeric characters only)

- Right-justify and fill with zeroes.
- Fill unused fields with zeroes.

Alpha/numeric fields (Alphabetic, numeric and blanks are allowed)

- Left-justify and fill with blanks.
- Fill unused fields with blanks.

Money fields

- Must contain only numbers.
- No punctuation.
- No signed amounts (high-order signed or low-order signed).
- Include both dollars and cents with the decimal point assumed (example: \$59.60 = 000000005960).
- Do *not* round to the nearest dollar (example: \$5,500.99 = 000000550099).
- Right-justify and zero fill to the left.
- Any money field that has no amount to be reported must be filled with zeroes.

Maryland Record Layout Tax Year 2021

Attention: There have been changes to the record layouts for tax year 2021 for the field position that are the same as IRS. Please, review Publication 1220. Only the additional record, the 1099-NEC, entered with a separate code for fields 547-548 of the B record will change. This can be found in IRS Pub 1220.

The 2021 Maryland record layout is the only acceptable format for both current and back-year tax magnetic media submissions.

1099 Filers must include the **required Central Registration Number in positions 715 – 722** of the modified “B” record prior to submission of magnetic media to Comptroller, State of Maryland or file submission to IRS Combined Federal/State filing program.

Note: Maryland only requires a 1099-MISC and 1099-NEC from the payee (or employer) when there is Maryland withholding greater than zero.

- Do not include more than one “IRSTAX” file per diskette or CD.
- The required records are:
 - “T” Transmitter Record (Same as IRS)
 - “A” Payer Record (Same as IRS)
 - “B” Payee Record (Modified, record description below)
 - “C” End of Payer Record (Same as IRS)
 - “K” Use for Combined Federal/State Filing Program (Same as IRS)
 - “F” End of File Record (Same as IRS)

“B” Record Modified for Maryland Reporting

FIELD POSITION	FIELD NAME	FIELD LENGTH	FIELD TYPE	FIELD DESCRIPTION
1-700	Same as IRS	700	ALPHA NUMERIC	Required. Same as IRS.
701-712	Maryland State Pickup	12	NUMERIC	For use by Maryland State Retirement System. Right justify and fill with zeros.
713-714	Filler	2	ALPHA NUMERIC	Maryland does not use this field.
715-722	Maryland Central Registration Number	8	NUMERIC	Required. Eight-digit Maryland Central Registration Number (Tax Withholding Account Number)
723-734	Maryland State Income Tax Withheld	12	NUMERIC	Required. Total of state and local taxes withheld must be added together. Do not report separately. Right justify and fill with zeroes
735-746	Filler	12	ALPHA NUMERIC	Maryland does not use this field.
747-748	Combined Federal/State Code	2	NUMERIC	Constant “24” for Maryland.
749-750	Same as IRS	2	ALPHA NUMERIC	Required. Same as IRS.
		750		

Frequently Asked Questions

What is the Maryland Central Registration number?

The Central Registration number is an eight-digit number assigned by Maryland when you open a state withholding account.

How can I confirm an employer's Maryland Central Registration number?

You may contact Taxpayer Service by telephone at 410-260-7980 from Central Maryland, or 1-800-638-2937; by e-mail at taxhelp@comp.state.md.us. Be prepared to provide the following information: Federal Employer Identification Number (FEIN), name of company, as well as name and phone number of the person inquiring.

Who can file paper information returns?

Employers having less than 25 1099s to submit may send a paper Form MW508 with paper copies of the 1099s to:

Revenue Administration Division
ATTN: Returns Processing, Room 206
110 Carroll Street
Annapolis, MD 21411-0001

Can I file my corrections on magnetic media?

No, we cannot process corrected or amended 1099s and MW508s on magnetic media. All corrected and amended 1099s and MW508s must be submitted on a paper MW508A to the address above.

What if I file both paper returns and magnetic media?

All paper 1099s not included on media must be submitted together in one package with the media. Also, include Form MW508 showing the totals of **only** paper 1099Rs and payment of balance due, if applicable. Do not duplicate information between media and paper. Please be sure your name, Federal Employer Identification Number, and Maryland Central Registration number are on all documents. Send the package to the following address:

Revenue Administration Division
Attn: Magnetic Media Unit, Room 214
110 Carroll Street
Annapolis, MD 21411-0001

Am I required to submit a test file?

No, test files are not required, but are encouraged. We do recommend and encourage filers to submit a test file on CD or diskette. This will validate proper format and identify problems before the returned is filed, avoiding delays in processing. Please clearly mark your media as "Test" and send to the address listed above.

Is there a filing deadline?

The filing deadline for submitting the MW508 return and 1099s is January 31st. If the due date falls on a Saturday, Sunday or legal holiday, the statements must be filed the next business day.

Can I file back-year data on magnetic media?

Yes. Maryland can process all back-year data submitted on magnetic media. All data must be presented in the current year format and the tax year must be properly entered in the "A" record.

Do you return the media after you are done?

No. Magnetic media becomes the property of the Revenue Administration Division and for security purposes it is destroyed after being successfully processed.

How do I request a waiver of the Magnetic Media/Electronic filing requirement?

To request a waiver of the minimum filing threshold, you should send a written request stating the nature of the hardship. The request should be sent by mail to the address below. You may prefer to email efil@comp.state.md.us or fax at 410 974-2274.

Will I be penalized for not filing electronically or by magnetic media when required?

Employers failing to file electronically (with 25 or more 1099s) may incur a penalty of \$100 for each violation. Each 1099 submitted that is not properly filed is a separate violation subject to the above penalty. Failure to comply with Section 13-706 of the Tax General Article, Annotated Code of Maryland may result in the assessing of additional penalties.

Where do we send the magnetic media?

Revenue Administration Division
ATTN: Magnetic Media Unit, Room 214
110 Carroll Street
Annapolis, MD 21411-0001