



SUSANA A. MENDOZA
ILLINOIS STATE COMPTROLLER

ACCOUNTING BULLETIN

TO: Fiscal Officers of All State Agencies

FROM: Ellen Andres, Assistant Comptroller – Operations

DATE: January 06, 2022

SUBJECT: IRS Information Return Requirements for Certain Fines and Penalties

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The purpose of this Bulletin is to notify agencies of new IRS information reporting requirements for which agencies may be responsible.

The Tax Cut and Jobs Act of 2017 (TCJA) added [Section 6050X](#) to the Internal Revenue Code, which requires governments and governmental entities to report to the IRS amounts that a payor must pay for certain fines, penalties, and other amounts if the aggregate amount involved in all orders or agreements with respect to the violation, investigation, or inquiry is \$50,000 or more. [IRS Form 1098-F](#) is used to comply with Section 6050X. Rules contained in Section 6050X apply to orders and agreements which became binding under applicable law on or after January 1, 2022. Information returns required to be filed are due on or before February 28 (March 31 if filing electronically) of the year following the calendar year in which the orders and/or agreements become binding under applicable law.

The Illinois Office of Comptroller (IOC) does not collect or maintain information related to applicable orders and/or agreements that require the filing of an information return under the Code. Agencies should review Section 6050X of the Code to assess its applicability and ensure that information returns are filed timely and in compliance with the Code. Additional information regarding the completion of Form 1098-F, including instructions, can be found [here](#).

When preparing the Form 1098-F, enter your agency's FIN in the "Filer's TIN" box. Do not enter the EIN assigned to the Comptroller's Office.

If you have any questions concerning this Accounting Bulletin, please contact Sarah Robinson at sarah.robinson@illinoiscomptroller.gov. Agencies may access this and other [Accounting](#), [Payroll](#), and [SAMS](#) bulletins on the IOC website.