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5	Adjı	usted total of incon	ne tax	withheld (line 3 as	s adjusted	by lir	ne 4—see			5		
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8	8 Total social security and Medicare taxes (add lines 6a, 6b, and 7).					8						
9	9 Adjustment of social security and Medicare taxes (see instructions for required explanation)						9					
10	10 Adjusted total of social security and Medicare taxes (line 8 as adjusted by line 9—see instructions)  10											
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Reco	rd of F	ederal Tax Liability (Yo	ou mus	t complete if line 16 is	s \$5 <u>00</u> or mo	re and	I Schedule B	is not attached.) See	e instru	ctions b	pefore checking thes	se boxes.
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For Pape	rwork Reduction Act Notice, see page 2.	

Paperwork Reduction Act Notice .- We ask for the information on this form to carry out the Internal Revenue laws of the United States. You are required to give us the information. We need it to ensure that you are complying with these laws and to allow us to figure and collect the right amount of tax.

The time needed to complete and file this form will vary depending on individual circumstances. The estimated average time is: Recordkeeping 12 hr., 41 min.; Learning about the law or the form 34 min.; Preparing the form 1 hr., 43 min.; Copying, assembling, and sending the form to the IRS 16 min. If you have comments concerning the accuracy of these time estimates or suggestions for making this form more simple, we would be happy to hear from you. You can write to both the Internal Revenue Service, Washington, DC 20224, Attention: IRS Reports Clearance Officer, T:FP; and the Office of Management and Budget, Paperwork Reduction Project (1545-0029), Washington, DC 20503. DO NOT send the tax form to either of these offices. Instead, see Where To File below.

Important Reminder .- The wage bases for the two parts of the social security tax (social security and Medicare) now are different. Employers can no longer combine and report the withholding as a single amount. Social security wages must be reported on line 6a, social security tips must be reported on line 6b, and Medicare wages and tips must be reported on line 7. The wage bases are \$55,500 for social security and \$130,200 for Medicare.

The cost of group-term life insurance in excess of \$50,000 provided former employees is subject to both the employer and employee portion of social security and Medicare taxes. Include the cost of the excess coverage on lines 6a and 7. Any uncollected social security and Medicare taxes must be reported as an adjustment on line 9.

Forms W-4.-Each quarter, send in with Form 941 copies of any Forms W-4 received during the quarter from employees: (1) claiming more than 10 withholding allowances, or (2) claiming exemption from income tax withholding if their wages will normally be more than \$200 a week. For details, see section 10 of Circular E.

Circular E, Employer's Tax Guide, explains the rules for withholding, paying, depositing, and reporting Federal income tax, social security and Medicare taxes, and Federal unemployment (FUTA) tax on wages, fringe benefits, and sick pay paid by third-party payers. Circular A, Agricultural Employer's Tax Guide, explains different rules for employers who have farmworkers. These circulars are available free at IRS offices.

## General Instructions

Purpose of Form.-To report:

 Income tax you withheld from wages, tips, annuities, supplemental unemployment compensation benefits, certain gambling winnings, and third-party payments of sick pay.

Income tax withheld as backup withholding.

Social security and Medicare taxes.

Who Must File.—Employers who withhold income tax, and both social security and Medicare taxes, must file Form 941 quarterly. Exceptions are:

· Seasonal employers no longer file for quarters when they regularly have no tax liability because they have paid no wages. To alert the IRS that you will not have to file a return for one or more quarters during the year, check the Seasonal employer box above line 1 on page 1. The IRS will mail two Forms 941 to the seasonal filer once a year after March 1. The preprinted label will not include the date the quarter ended. You must enter the date the quarter ended when you file the return. The IRS will generally not inquire about unfiled returns if at least one taxable return is filed each year. However, you must check the Seasonal employer box on every quarterly return you file. Otherwise, the IRS will expect a return to be filed for each quarter.

· Employers who report payments not subject to social security, see Form 941E, Quarterly Return of Withheld Federal Income Tax and Medicare Tax, and Circular E.

 Employers who report wages on household employees, see Form 942, Employer's Quarterly Tax Return for Household Employees, and Circular E

· Employers who report wages on farmworkers, see Form 943, Employer's Annual Tax Return for Agricultural Employees, and Circular A.

· Business Reorganization or Termination. If you sell or transfer your business, both you and the new owner must file a return for the quarter in which the change took place. Neither should report wages paid by the other. (An example of a transfer is when a sole proprietor forms a partnership or corporation.) If a change occurs, please attach to your return a statement that shows: new owner's name (or new name of the business); whether the business is now a sole proprietorship, partnership, or corporation; kind of change that took place (sale, transfer, etc.); and date of the change

When a business is merged or consolidated with another, the continuing firm must file the return for the quarter in which the change took place. The return should show all wages paid for that quarter. The other firm should file a final return. The IRS will not mail you any Forms 941 after it receives your final return.

But if you go out of business or stop paying wages, file a final return. Be sure to fill in the entries above line 1. You may also file Form W-2 with the Social Security Administration now but not later than March 2, 1993.

When To File.-File starting with the first quarter in which you are required to withhold income tax or pay wages subject to social security and Medicare taxes.

Quarter	Ending	Due Date
JanFebMar.	March 31	April 30
AprMay-June	June 30	July 31
July-AugSept.	Sept. 30	Oct. 31
OctNovDec.	Dec. 31	Jan. 31

If you deposited all taxes when due for a quarter, you have 10 more days after the above due date to file. If the due date for filing a return falls on a Saturday, Sunday, or legal holiday, you may file the return on the next business day

After you file your first return, we will send you a form every 3 months. Please use this form. If you don't have a form, get one from an IRS office in time to file the return when due.

## Where To File.—

If your legal residence, principal place of business, office, or agency is located in	Use the following Internal Revenue Service Center address:
Florida, Georgia, South Carolina	Atlanta, GA 39901
New Jersey, New York (New York City and counties of Nassau, Rockland, Suffolk, and Westchester)	Holtsville, NY 00501
New York (all other counties), Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, Vermont	Andover, MA 05501
Illinois, Iowa, Minnesota, Missouri, Wisconsin	Kansas City, MO 64999
Delaware, District of Columbia, Maryland, Pennsylvania, Virginia	Philadelphia, PA 19255
Indiana, Kentucky, Michigan, Ohio, West Virginia	Cincinnati, OH 45999
Kansas, New Mexico, Oklahoma, Texas	Austin, TX 73301

Alaska, Arizona, California (counties of Alpine, Amador, Butte, Calaveras, Colusa, Contra Costa, Del Norte, El Dorado, Glenn, Humboldt, Lake, Lassen, Marin, Mendocino, Modoc, Napa, Nevada, Placer, Plumas, Sacramento, San Joaquin, Shasta, Sierra, Siskiyou, Solano, Sonoma, Sutter, Tehama, Trinity, Yolo, and Yuba), Colorado, Idaho, Montana, Nebraska, Nevada, North Dakota, Oregon, South Dakota, Utah, Washington, Wyoming	Ogden, UT 84201
California (all other counties), Hawaii	Fresno, CA 93888
Alabama, Arkansas, Louisiana, Mississippi, North Carolina, Tennessee	Memphis, TN 37501
If you have no legal residence or principal place of business in any state	Philadelphia, PA 19255

Employer Identification Number (EIN).-If you have not asked for a number, apply for one on Form SS-4, Application for Employer Identification Number. Get this form from the IRS or the Social Security Administration (SSA). If you do not have a number by the time a return is due, write "Applied for" and the date you applied in the space shown for the number. Note: Always make certain that the EIN on the form you file matches the EIN assigned to your business by the IRS. Filing a Form 941 with an incorrect EIN or using another business' EIN may result in penalties and delays in processing your return

Penalties and Interest.—There are penalties for filing a return late and paying or depositing taxes late, unless there is reasonable cause. If you are late, please attach an explanation to your return. There are also penalties for willful failure to file returns and pay taxes when due, furnish Forms W-2 to employees and file copies with the SSA, keep records, deposit taxes when required, and for filing false returns or submitting bad checks. See Circular E for additional information.

**Caution:** A 100% penalty may apply where income, social security, and Medicare taxes that should be withheld are not withheld or are not paid to the IRS. Under this penalty, certain officers or employees of a corporation, or certain members or employees of a partnership become personally liable for the payments of the taxes and are penalized an equal amount.

Interest is charged on taxes paid late at the rate set by law.

Depositing Taxes.-Use Form 8109, Federal Tax Deposit Coupon, to deposit your taxes. See Circular E, section 13, for information and rules concerning Federal tax deposits.

Do not use the deposit coupons to pay delinquent taxes for which you have received a notice from the IRS. These payments should be sent directly to your Internal Revenue Service Center along with a copy of any related notice the IRS sent you.

## Specific Instructions

Reconciliation of Forms 941 and W-3.-Certain amounts reported on the four quarterly Forms 941 for 1992 should agree with the Forms W-2, Wage and Tax Statement, totals reported on Form W-3, Transmittal of Income and Tax Statements, or with information filed on equivalent magnetic media reports filed with the SSA. The amounts that should agree are: social security wages, social security tips, Medicare wages and tips, and the advance earned income credit. If the totals do not agree, the IRS will require you to explain any differences and correct any errors. You can avoid this by making sure that correct amounts (including adjustments) are reported on Forms 941 and W-3.

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Line 1—Number of employees.—Complete for the January-March calendar quarter only. Do not include household employees, persons who received no pay during the pay period, pensioners, or members of the Armed Forces. If you have only household employees in the pay period, enter zero. An entry of 250 or more on line 1 indicates a need to file wage reports on magnetic media. You should immediately request Publication TIB-4 from SSA if not already a magnetic media filer. Call 1-800-772-1213 for more information.

Line 2.—Enter the total of all wages paid, tips reported, taxable fringe benefits provided, and other compensation paid to your employees, even if you do not have to withhold income or social security and Medicare taxes on it. Do not include pensions, annuities, supplemental unemployment compensation benefits, or gambling winnings, even if you withheld income tax on them.

When an employer receives timely notice from its insurance carrier concerning the amount of third-party sick pay paid, the employer should include the third-party sick pay on this line. In these cases, an insurance company should not include third-party sick pay that it paid to the employees of policy holders. See section 19 of Circular E for more details.

Line 3.—Enter the income tax you withheld on wages, tips, taxable fringe benefits, annuities, supplemental unemployment compensation benefits, and gambling winnings. An insurance company should enter the income tax it withheld on third-party sick pay here.

Line 4—Adjustment of withheld income tax.— Use line 4 to correct errors in income tax withheld from wages paid in earlier quarters of the same calendar year. Explain any amount on Form 941c, Statement to Correct Information, or attach a statement that shows (a) what the error was, (b) quarter in which the error was made, (c) the amount of the error for each quarter, (d) quarter in which you found the error, and (e) how you and your payees have settled any overcollection or undercollection. Do not use this line to adjust income tax withholding for earlier years.

Line 5—Adjusted total of income tax withheld.—Add line 4 to line 3 if you are reporting additional income tax withheld for an earlier quarter in this calendar year. Subtract line 4 from line 3 if you are reducing the amount of income tax withheld. If there is no entry on line 4, the entry will be the same as line 3.

Line 6a—Taxable social security wages.— Enter the total wages subject to social security taxes that you paid your employees during the quarter. Also include any sick pay and taxable fringe benefits subject to social security taxes. Enter the amount before deductions. Do not include tips on this line. Stop reporting when an employee's wages (including tips) reach \$55,500 for 1992. However, continue to withhold income tax for the whole year on wages and tips even when the social security wage base of \$55,500 is reached. See line 7 below for Medicare tax. If none of the payments are subject to social security tax, enter zero and attach a statement explaining why the wages are not subject to social security tax.

Line 6b—Taxable tips.—Enter all tips your employees reported during the quarter, until tips and wages for each employee reach \$55,500 in 1992. Do this even if you were not able to withhold the employee tax (6.2%). However, see line 9 instructions below.

An employee must report to you cash tips, including tips you paid the employee for charge customers, totaling \$20 or more in a month by the 10th of the next month. The employee may use **Form 4070**, Employee's Report of Tips to Employer, or a written statement. Do not include allocated tips on this line. Instead, report them on **Form 8027**, Employer's Annual Information Return of Tip Income and Allocated Tips. Allocated tips are not reportable on Form 941 and are not subject to withholding of income, social security, or Medicare taxes.

Line 7—Taxable Medicare wages and tips.— Use this line to report all wages and tips subject to the Medicare portion of social security. Stop reporting when an employee's wages and tips reach \$130,200 for 1992. If none of the payments are subject to Medicare tax, enter zero and attach a statement explaining why the wages are not subject to the Medicare tax.

Include all tips your employees reported during the quarter, even if you were not able to withhold the employee tax (1.45%). However, see line 9 instructions below.

Line 9—Adjustment of social security and Medicare taxes.-Use line 9 to correct errors in social security and Medicare taxes reported on an earlier return. If you report both an underpayment and an overpayment, show only the difference. Except for fractions of cents or third-party sick pay, explain any amount on line 9 on Form 941c. If you do not have a Form 941c, attach a statement that shows (a) what the error was, (b) ending date of each quarter in which the error was made and the amount of the error, (c) quarter in which you found the error, (d) that you repaid the employee tax or got each affected employee's written consent to this refund or credit, if the entry corrects an overcollection, and (e) if the entry corrects social security and Medicare taxes overcollected in an earlier year, that you got from the employee a written statement that he or she has not claimed and will not claim a refund or credit for the amount. If you are adjusting an employee's social security wages, tips, Medicare wages, Medicare tips, or tax withheld for a prior year, you must also file Form W-2c, Statement of Corrected Income and Tax Amounts, and Form W-3c, Transmittal of Corrected Income and Tax Statements, with the Social Security office where you filed Forms W-2. You can get these from the IRS

Enter on Form 941c or include in the statement the total social security wages, social security tips and Medicare wages and tips for all your employees as previously reported and as corrected. However, if you are correcting wage amounts for years prior to 1990 only, you need not show separate entries for Medicare wages and tips. If some or all of your wages are not subject to both social security and Medicare, you must attach a statement explaining why all your wages are not subject to the full social security and Medicare tax. You can get Form 941c from the IRS or by calling 1-800-829-3676.

Adjustments of tax on tips and group-term life insurance premiums paid for former employees.—Include on line 9 the total uncollected employee social security and Medicare taxes. Attach a statement explaining each adjustment. (See Circular E for details.)

Adjustment of tax on third-party sick pay.— Deduct on line 9 the social security and Medicare taxes on third-party sick pay for which you are not responsible, and write "Sick pay" in the margin.

Fraction of cents.—If there is a difference between the total tax on line 8 and the total deducted from your employees' wages or tips plus the employer's contribution because of fractions of cents added or dropped in collecting the tax, report the difference on line 9. If this difference is the only entry, write "Fractions only" in the margin.

Line 10—Adjusted total of social security and Medicare taxes.—Add line 9 to line 8 if you are reporting additional taxes for an earlier quarter. Subtract line 9 from line 8 if you are reducing the amount of taxes reported for an earlier quarter.

Line 11—Backup withholding.—Enter the income tax withheld as backup withholding.

Line 12.—Use line 12 to correct errors in backup withholding tax for earlier quarters of this year. You must attach a statement explaining your adjustment.

Line 17—Total deposits for quarter.—Enter the total deposits for the quarter including backup withholding reported on Schedule A (Form 941) and any overpayment applied from the previous quarter from your records.

Line 18—Balance due.—If you deposited all taxes when due, any balance will be less than \$500. Enter your EIN, "Form 941," and the tax period to which the payment applies on your check or money order.

Line 19—Overpayment.—If you deposited more than the correct amount for a quarter, you can have the overpayment refunded or applied to your next return. Also, the IRS may apply your overpayment to any past due tax account that we have under your EIN.

Completing the Record of Federal Tax Liability (ROFT).—Note: This is a record of when you were liable for taxes, NOT a record of when you made a deposit.

(a) Line 16 is less than \$500.—You do not have to complete the ROFT.

(b) Your tax liability is \$500 or more but less than \$3,000 for each month of the quarter.— Only enter your total liability for each month on the Total liability for month lines (I, II, and III). No entries are required in A through X.

(c) Your tax liability is \$3,000 or more for at least one month during the quarter.—Each month is divided into eight deposit periods (called eighth-monthly periods) that end on the 3rd, 7th, 11th, 15th, 19th, 22nd, 25th, and last day of the month as shown in the record. Find the eighth-monthly period(s) during the quarter in which you had a payday. Make entries only on the lines next to these periods. (For example, if you pay wages on the 1st and 15th of each month, complete lines A, D, I, L, Q, T, and the monthly Total lines.) Enter your tax liability (income tax withheld plus both the employee and employer social security and Medicare taxes minus any advance earned income credit payments) for each eighth-monthly period during which you had a payday.

(d) Your tax liability is \$100,000 or more during any eighth-monthly period.—You DO NOT have to complete the ROFT. Instead, you must complete and attach Schedule B (Form 941), Supplemental Record of Federal Tax Liability. You must enter the total of Column 2 from Schedule B (Form 941) on line IV of the ROFT.

## DO NOT show Federal tax deposits here. This information is obtained from the deposit coupon.

The total of the tax liability column, line IV (plus line IV on Schedule A (Form 941) if you treat backup withholding as a separate liability) should equal "Net taxes" (line 16). Otherwise, you may be charged a penalty, based on your average tax liability, for not making deposits of taxes.

Check the first box at the top of the ROFT only if you are making deposits using the 95% rule. This is explained in Circular E.

Check the second box at the top of the ROFT only if you qualify for the exception under Rule 4 explained in Circular E and attach a statement showing your net taxes for each of the preceding 4 calendar quarters.