

A photograph of the United States Capitol dome, showing its ornate architecture and the top of the dome against a blue sky.

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UPDATE: Form 5558 Procedures Change

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In *asap* 09-17 we provided information about a recent procedure change at the IRS's Ogden, Utah facility with regard to Form 5558. Recently, plan sponsors have been receiving return correspondence in the form of an acknowledgment letter from the IRS when a Form 5558 was properly filed to extend the due date for filing Form 5500 or Form 5500-EZ.

ASPPA's Government Affairs Committee has been following up on this new process and has received clarification from the IRS. We have been able to confirm that the IRS is working to have the language in the acknowledgement letter modified to advise plan sponsors that they do not need to attach the acknowledgement letter to their Form 5500 or Form 5500-EZ filings. The language instructing filers to do so is an error and will be removed soon. As has been the practice in the past, only a copy of the Form 5558 must be attached to the Form 5500 or Form 5500-EZ filing.

It will take some time for this re-programming to be accomplished, but rest assured that both the IRS and the DOL are on it!