

Upcoming Legislation May Impact the Employee Retention Credit (ERC) Filing Deadline

At Advanced PEO Solutions (APS), we're committed to keeping you informed about critical updates regarding the Employee Retention Tax Credit (ERC). We have important news to share that could affect the ERC claim submission process.

On January 31, 2024, the House passed The Tax Relief for American Families and Workers Act of 2024 (the Act), which proposes accelerating the deadline for ERC claim submissions—potentially retroactively to January 31, 2024. While the Act has not yet been finalized, it is unclear whether the final deadline will be retroactive or if another date in 2024 will apply.

We are closely monitoring this situation and will provide updates to help our clients navigate any changes.



ERC Submission Deadline Has Passed

Advanced PEO Solutions is no longer accepting new ERC claims. To meet IRS deadlines, the final submission for 2020 claims was November 1, 2023, and for 2021 claims was November 1, 2024.



Processing Submitted ERC Claims

We are actively engaged with the IRS regarding the processing of our clients' ERC returns. Our team is working diligently to expedite outstanding ERC refunds and ensure all existing claims are handled efficiently.



IRS Processing Moratorium Update

In September 2023, the IRS paused the processing of new Form 941-X amended returns that include ERC claims. However, on August 8, 2024, the IRS announced they would begin "judiciously processing" claims submitted between September 14, 2023, and January 31, 2024.

What You Need to Know

- Advanced PEO Solutions does not provide advances on ERC funds. Any claim that suggests we or other providers will release funds before receiving them from the IRS is inaccurate.
- We are not a lending institution and cannot issue loans.
- Once the IRS processes the Form 941-X for your ERC refund, they will mail a check for the aggregate amount of that amended return.
- As soon as your ERC refund is received, our team will notify you.

How We're Advocating for You

We are actively working with the IRS, congressional representatives, and industry organizations to push for the timely processing of ERC refunds. Our efforts include:

- Direct discussions with IRS officials and congressional staff to accelerate ERC claim processing.
- Partnering with the National Association of Professional Employer Organizations (NAPEO) to advocate for solutions to IRS processing delays.
- Supporting legislative efforts to ensure ERC claims are processed without unnecessary delays.

FAQs

Has the ERC claim submission deadline changed?

The House recently passed a bill that could move the ERC claim submission deadline retroactively to January 31, 2024. However, final legislation has not been confirmed. We are monitoring the situation and will update our clients as more details emerge.

When will I receive my ERC refund?

The IRS must complete its review of each Form 941-X before releasing funds. Once processed, refunds will be disbursed accordingly.

What happens when Advanced PEO Solutions receives my ERC refund?

Once Advanced PEO Solutions confirms receipt of your ERC refund, our team will reach out to you. Before we can release your funds, you'll need to submit the necessary supporting documentation, including the determination for credit eligibility for your ERC claim. To speed up the process, we encourage you to provide these documents as soon as possible. We will securely retain all submitted documentation in case of any future IRS audits.

How will I receive my ERC refund?

Active and former clients will receive a check via FedEx or USPS.

Can Advanced PEO Solutions provide an update on my ERC refund status?

We are actively working with the IRS to expedite claim processing but cannot guarantee a specific timeline.

Can Advanced PEO Solutions advance my ERC funds before the IRS releases them?

No, we are not a licensed lending institution and cannot issue ERC loans.

If you have any questions, our team is here to help. Contact your Advanced PEO Solutions representative at Service@advancedpeo.com for more information.