

**SUPPORTING STATEMENT  
Form 1041-ES**

**1. CIRCUMSTANCES NECESSITATING COLLECTION OF INFORMATION**

Internal Revenue Code section 6654(1) imposes a penalty on trusts, and in certain circumstances, a decedent's estate, for underpayment of estimated tax. Form 1041-ES is used by the fiduciary to make the estimated tax payments.

For "first-time" filers, the form is available in an Over The Counter (OTC) version at IRS offices. For previous filers, the form is sent to them by the IRS with preprinted vouchers in the Optical Character Resolution (OCR) version.

**2. USE OF DATA**

Form 1041-ES provides IRS with information to give estates and trusts proper credit for estimated tax payments.

**3. USE OF IMPROVED INFORMATION TECHNOLOGY TO REDUCE BURDEN**

Current EFTPS accepts Form 1041-ES tax payments electronically.

**4. EFFORTS TO IDENTIFY DUPLICATION**

We have attempted to eliminate duplication within the agency wherever possible.

**5. METHODS TO MINIMIZE BURDEN ON SMALL BUSINESSES OR OTHER SMALL ENTITIES**

Not applicable.

**6. CONSEQUENCES OF LESS FREQUENT COLLECTION ON FEDERAL PROGRAMS OR POLICY ACTIVITIES**

Not applicable.

**7. SPECIAL CIRCUMSTANCES REQUIRING DATA COLLECTION TO BE INCONSISTENT WITH GUIDELINES IN 5 CFR 1320.5(d)(2)**

Not applicable.

**8. CONSULTATION WITH INDIVIDUALS OUTSIDE OF THE AGENCY ON AVAILABILITY OF DATA, FREQUENCY OF COLLECTION, CLARITY OF INSTRUCTIONS AND FORMS, AND DATA ELEMENTS**

Periodic meetings are held between IRS personnel and representatives of the American Bar Association, the National Society of Public Accountants, the American Institute of Certified Public Accountants, and other professional groups to discuss tax law and tax forms. During these meetings, there is an opportunity for those attending to make comments regarding Form 1040-ES.

In response to the Federal Register Notice (72 FR 30914), dated June 4, 2007, we received no comments during the comment period regarding Form 1041-ES.

**9. EXPLANATION OF DECISION TO PROVIDE ANY PAYMENT OR GIFT TO RESPONDENTS**

Not applicable.

**10. ASSURANCE OF CONFIDENTIALITY OF RESPONSES**

Generally, tax returns and tax return information are confidential as required by 26 USC 6103.

**11. JUSTIFICATION OF SENSITIVE QUESTIONS**

Not applicable.

12.

**ESTIMATE  
D BURDEN  
OF  
INFORMAT  
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COLLECTI  
ON**

**The burden estimate is as follows:**

**Num  
ber  
of**

**Time  
per**

**Total  
Form**

**Resp  
onse  
s**

|           |                                   |                | <u>Resp</u><br><u>onse</u> |
|-----------|-----------------------------------|----------------|----------------------------|
|           |                                   |                | <u>Hour</u><br><u>s</u>    |
|           | 1041-ES (OTC)                     | 1,200,000      |                            |
|           |                                   | 2.26 2,712,000 |                            |
|           | 1041-ES (OCR Payment Voucher)     | 52,000         | .47                        |
| 24,440    |                                   |                |                            |
|           | 1041-ES (Payment Voucher)         | 1,148,000      | .37                        |
|           |                                   | 424,760        |                            |
|           | 1041-ES Exemption Worksheet       |                |                            |
| 10        |                                   | .32 4          |                            |
|           | 1041-ES Exemption Worksheet (OCR) | <u>100</u>     | .32                        |
| <u>32</u> |                                   |                |                            |
|           |                                   | 2,400,110      |                            |
| 3,161,236 |                                   |                |                            |

Estimates of the annualized cost to respondents for the hour burdens shown are not available at this time.

The following regulation imposes no additional burden. Please continue to assign OMB number 1545-0971 to this regulation.

1.6302

13.

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**As suggested by OMB, our Federal Register Notice dated June 4, 2007, requested public comments on estimates of cost burden that are not captured in the estimates of burden hours, i.e., estimates of capital or start-up costs and costs of operation, maintenance, and purchase of services to provide information. However, we did not receive any response from taxpayers on this subject. As a result, estimates of the cost burdens are not available at this time.**

**14. ESTIMATED ANNUALIZED COST TO THE FEDERAL GOVERNMENT**

**The primary cost to the government consists of the cost of printing Form 1041-ES. We estimate that the cost of printing the form is \$1,171,354.**

**15. REASONS FOR CHANGE IN BURDEN**

**There is no change in the paperwork burden previously approved by OMB. This form is being submitted for renewal purposes only.**

**16. PLANS FOR TABULATION, STATISTICAL ANALYSIS AND PUBLICATION**

**Not applicable.**

**17. REASONS WHY DISPLAYING THE OMB EXPIRATION DATE IS INAPPROPRIATE**

**See attachment.**

**18. EXCEPTIONS TO THE CERTIFICATION STATEMENT ON OMB FORM 83-I**

**Not applicable.**

**Note: The following paragraph applies to all of the collections of information in this submission:**

**An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless the collection of information displays a valid OMB control number. Books or records relating to a collection of information must be retained as long as their contents may become material in the administration of any internal revenue law. Generally, tax returns and tax return information are confidential, as required by 26 U.S.C. 6103.**