

Note: The draft you are looking for begins on the next page.

## Caution: DRAFT—NOT FOR FILING

This is an early release draft of an IRS tax form, instructions, or publication, which the IRS is providing for your information. **Do not file draft forms** and do **not** rely on draft forms, instructions, and pubs for filing. We incorporate all significant changes to forms posted with this coversheet. However, unexpected issues occasionally arise, or legislation is passed—in this case, we will post a new draft of the form to alert users that changes were made to the previously posted draft. Thus, there are never any changes to the last posted draft of a form and the final revision of the form. Forms and instructions are subject to OMB approval before they can be officially released, so we post drafts of them until they are approved. Drafts of instructions and pubs usually have some additional changes before their final release. Early release drafts are at IRS.gov/DraftForms and remain there after the final release is posted at IRS.gov/LatestForms. Also see IRS.gov/Forms.

Most forms and publications have a page on IRS.gov: <a href="IRS.gov/Form1040">IRS.gov/Form1040</a> for Form 1040; <a href="IRS.gov/Pub501">IRS.gov/Pub501</a> for Pub. 501; <a href="IRS.gov/W4">IRS.gov/W4</a> for Form W-4; and <a href="IRS.gov/ScheduleA">IRS.gov/ScheduleA</a> for Schedule A (Form 1040), for example, and similarly for other forms, pubs, and schedules for Form 1040. When typing in a link, type it into the address bar of your browser, not a Search box on IRS.gov.

If you wish, you can submit comments to the IRS about draft or final forms, instructions, or pubs at IRS.gov/FormsComments. Include "NTF" followed by the form or pub number (for example, "NTF1040", "NTFW4", "NTF501, etc.) in the body of the message to route your message properly. We cannot respond to all comments due to the high volume we receive and may not be able to consider many suggestions until the subsequent revision of the product, but we will review each "NTF" message. If you have comments on reducing paperwork and respondent (filer) burden, with respect to draft or final forms, please respond to the relevant information collection through the Federal Register process; for more info, click here.

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Rev. De	ecember 2023)		FU	r use with Form 940, 941, 9	-10, 0 + 1, und 0 10 3cmc3	returns.		
	nent of the Treasury				. Keep for your records			
	Revenue Service			o to www.irs.gov/Form8879	EMP for the latest info	_		
Name (a	as shown on the em	ployment tax retu	urn)			Employer ident	ification nun	nber (EIN)
				1.6 11 04/1 1				
Part				rn Information (Whole				
ines o	n the return are bl	ank, leave line	1b, 1c,	ng this Form 8879-EMP. Ente 2b, 2c, 3b, 3c, 4b, 4c, 5b, one. Complete a separate For	or <b>5c</b> , whichever is applic	able, blank (don't	f the return enter -0-).	. If any of the applicable However, if you entered
1a	Form 940 chec	k here		b. Total payments to all e	employees (Form 940, lir	ne 3)	1b	
	(all 940 series)		_	c. Balance due (Form 94		,	1c	
2a	Form 941 chec	k here		b. Wages, tips, and other	er compensation (Form	n 941, line 2; or		
	(all 941 series)			Form 941-X, line 6, col	umn 1)		2b	
		III	L	<b>c. Balance due</b> (Form 9-more than zero))	41, line 14; or Form 94	11-X, line 27 (if	2c	
3a	Form 943 chec	k here		b. Wages subject to so		943, line 2; or		
	(all 943 series)			Form 943-X, line 6, colu	,		3b	
				c. Balance due (Form 94	43, line 15; or Form 94	13-X, line 25 (if		
			M	more than zero))		/ <b>1</b> · L	3c	
4a	Form 944 chec			b. Wages, tips, and other		4, line 1)	4b	
_	(including For			C. Balance due (Form 94	,		4c	
5a	Form 945 chec		$\sqcup$	b. Federal income tax	· ·	ne 1; or Form		
	(all 945 series)		_ 1	945-X, line 3, column 1			5b	
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Don't Submit This Form to the IRS Unless Requested To Do So

Form 8879-EMP (Rev. 12-2023) Page **2** 

### **Future Developments**

For the latest information about developments related to Form 8879-EMP and its instructions, such as legislation enacted after they were published, go to www.irs.gov/Form8879EMP.

#### What's New

Beginning sometime in 2024, the IRS expects to make filing an amended employment tax return on Forms 940, 941-X, 943-X, and 945-X available as part of Modernized e-File (MeF). Monitor IRS.gov for more information on availability.

### **Purpose of Form**

Use Form 8879-EMP if you and the electronic return originator (ERO) want to use a personal identification number (PIN) to electronically sign an electronic original or amended employment tax return.

If applicable, Form 8879-EMP is also used to authorize an electronic funds withdrawal. If you don't use Form 8879-EMP to sign the return, you must use Form 8453-EMP, E-file Declaration for Employment Tax Returns. For more information, see the Form 8453-EMP instructions.

**Don't send this form to the IRS.** The ERO must retain Form 8879-EMP.

#### **ERO** Responsibilities

The ERO has the following responsibilities.

- Enter the name and employer identification number as shown on the employment tax return.
- Complete Part I by checking the box for the type of return being filed and entering the amounts from the return being filed. Zeros should only be entered if the return contains zeros. Otherwise, if the line on the return is blank, leave the corresponding line in Part I blank.
- Enter on the authorization line in Part II the ERO firm name (not the name of the individual preparing the return) if the ERO is authorized to enter the taxpayer's PIN.
- Give the taxpayer Form 8879-EMP for completion and review. The acceptable delivery methods include hand delivery, U.S. mail, private delivery service, email, Internet website, and fax.
- Complete Part III, including a signature and date.



Form 8879-EMP must be completed and signed before the electronic return is transmitted (or released for transmission).

#### Taxpayer's Responsibilities

The taxpayer has the following responsibilities.

- Verify the type of return being filed in Part I.
- Verify the accuracy of the return.
- Check the appropriate box in Part II to either authorize the ERO to enter your PIN or to choose to enter it in person.
- Indicate or verify the PIN when authorizing the ERO to enter it (the PIN must be five numbers other than all zeros).
- Sign, date, and print your name and title in Part II.

• Return the completed Form 8879-EMP to the ERO. The acceptable delivery methods include hand delivery, U.S. mail, private delivery service, email, Internet website, and fax.

**Note:** The return won't be transmitted to the IRS until the ERO receives the signed Form 8879-EMP.

#### Important Notes for EROs

- Don't send Form 8879-EMP to the IRS unless requested to do so. Retain the completed Form 8879-EMP for 4 years from the return due date or IRS received date, whichever is later.
- Enter the taxpayer's PIN on the input screen only if the taxpayer has authorized you to do so.
- Provide the taxpayer with a copy of the signed Form 8879-EMP upon request.
- Provide the taxpayer with a corrected copy of Form 8879-EMP if changes are made to the return (for example, based on the taxpayer's review).
- See Pub. 4163, Modernized e-File (MeF) Information for Authorized IRS e-file Providers for Business Returns.

Paperwork Reduction Act Notice. We ask for the information on Form 8879-EMP to carry out the Internal Revenue laws of the United States. You're required to give us the information. We need it to ensure that you're complying with these laws and to allow us to figure and collect the right amount of tax.

You're not required to provide the information requested on a form that is subject to the Paperwork Reduction Act unless the form displays a valid OMB control number. Books or records relating to a form or its instructions must be retained as long as their contents may become material in the administration of any Internal Revenue law. Generally, tax returns and return information are confidential, as required by Internal Revenue Code section 6103.

The time needed to complete this form will vary depending on individual circumstances. The estimated average time is:

Recordkeeping			4	٠	•	ы		•	ŀ			2 h	ır.,	37 min.
Learning about the law														
or the form														6 min.
Preparing the for	rm													9 min.

If you have comments concerning the accuracy of these time estimates or suggestions for making Form 8879-EMP simpler, we would be happy to hear from you. You can send us comments from www.irs.gov/FormComments. Or you can send your comments to Internal Revenue Service, Tax Forms and Publications Division, 1111 Constitution Ave. NW, IR-6526, Washington, DC 20224. Don't send Form 8879-EMP to this address. Instead, keep it for your records.