

TITLE 4: ECONOMIC RESOURCES
DIVISION 1: REVENUE AND TAXATION

§ 1307. Returns and Payment of Tax on Gross Revenue.

(a) *In General.* Every person subject to this chapter and every person conducting business within a Commonwealth Free Trade Zone shall file a return and pay the tax, if any, on a monthly basis. The secretary shall by regulation prescribe monthly rates necessary to carry out the intent and purpose of this section.

(b) *Filing Returns and Payment.* The monthly returns and tax payments under subsection (a) of this section shall be filed and the tax paid, if any, on or before the last day of the month following the close of each month, to wit: on or before February 28, March 31, April 30, May 31, June 30, July 31, Aug 31, September 30, October 31, November 30, December 31 and January 31. The payment shall be based on the payors gross revenue of the preceding month, and the amount of tax imposed by this chapter shall be paid to the Commonwealth government through the secretary or his appointee or appointees.

Each business shall, on or before the date provided for payment of tax under this section, make a full, true, and correct return showing all such gross revenue received, accrued, or earned, whichever is earlier, and the amounts deducted and set aside on account during the preceding month. This return shall be filed with the secretary and include such other information as may be required or prescribed by the secretary. The secretary for good cause, may extend the time for making payments and returns, but not beyond the last day of the first month succeeding the regular due date.

(c) *Tax Returns of Transferor.* The requirement to deduct, withhold and pay over tax for the account of the transferor shall not relieve the transferor from the duty to file any tax returns required by law.

(d) *Penalty.* Failure to comply with the provisions of this section shall be punishable under the penalties prescribed by this division.

Source: PL 9-22, § 1 (§ 1306); amended by PL 10-73, § 2(b) (redesignated § 1306 as § 1307); subsection (a) amended by PL 12-20, § 28(d); amended by PL 17-30 § 2 (February 16, 2011).

Commission Comment: With respect to the reference to the “secretary” of the Department of Finance, see Executive Order 94-3 (effective August 23, 1994), reorganizing the executive branch, changing agency names and official titles, and effecting other changes, set forth in the Commission comment to 1 CMC § 2001.