

Title 32, Chapter 151, Section 5920

(a) A partnership or limited liability company, which engages in activities in Vermont that would subject a C corporation to the requirement to file a return under section 5862 of this title, shall file with the commissioner an annual return, in the form prescribed by the commissioner, on or before the due date prescribed for the filing of the entity's federal return. The return shall set forth the name, address and Social Security or federal identification number of each partner or member; the partnership or limited liability company income attributable to Vermont and the income not attributable to Vermont with respect to each partner or member as determined under this chapter; and such other information as the commissioner may by rule prescribe. The partnership or limited liability company shall, on or before the day on which such return is filed, furnish to each person who was a partner or member during the year a copy of such information shown on the return as the commissioner may by rule prescribe.

(b) The commissioner may permit a partnership or limited liability company to file composite returns and to make composite payments of tax on behalf of some or all of its nonresident partners or members.

(c) With respect to each of its nonresident partners or nonresident members, a partnership or limited liability company shall for each taxable period be liable for all income taxes, together with related interest and penalties, imposed on the partner or member by Vermont with respect to the income of the partnership or limited liability company. A partnership or limited liability company shall declare estimated tax, and shall pay estimated tax, including applicable interest and penalties, on such liability in the manner and at the times specified in subchapter 5 of this chapter; provided, however, that a partnership or limited liability company with a single partner or member and a tax liability under this section of \$250.00 or less in the prior year, and a partnership or limited liability company with two or more partners or members and a tax liability under this section of \$500.00 or less in the prior year, may file the entire estimated amount on or before the fourth payment date, January 15. For purposes of this subsection, "estimated tax" as used in subchapter 5 of this chapter shall mean an amount equal to the next-to-lowest marginal tax rate prescribed under section 5822 of this title, multiplied by the partner's or member's pro rata share of the income attributable to Vermont.

(D) Notwithstanding provisions in this Section, a publicly traded partnership as defined in section 7704(b) of the Internal Revenue Code, 26 U.S.C. 7704(b), that is treated as a partnership for the purposes of the Internal Revenue Code is exempt from any applicable income tax liabilities under provision (c) if certain information is provided to the department by the due date of their return. This information includes the name, address, taxpayer identification number, and annual Vermont source income greater than five hundred dollars (\$500) of each partner that had an interest in the partnership

during the tax year. This information must be provided in an electronic format approved by the department.