



NEW YORK STATE SENATOR

William Larkin

## Larkin Urges Employers to File Mta Payroll Tax Refund Claims

WILLIAM J. LARKIN JR. October 24, 2012

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Senator Bill Larkin (R-C-I, Cornwall-on-Hudson) today is encouraging employers subject to the MTA payroll tax to file a protective claim for refund with the New York State Department of Tax and Finance before November 2, 2012.

“The MTA is currently appealing a judge’s ruling which found the MTA payroll tax unconstitutional,” said Senator Larkin. “Should this ruling stand, employers may be eligible for a MTA payroll tax refund, and filing a protective claim is the way to get it.”

Because a claim for refund must be submitted within three years of the filing of a tax return, Senator Larkin is urging employers to file protective claims before November 2, 2012. This will ensure that the very first MTA payroll tax payments – made in November 2009 – are still refundable.

To learn more about protective claims and the different ways to file one, visit the tax department’s website at [www.tax.ny.gov/bus/mctmt/mctmt\\_legal\\_proceedings.htm](http://www.tax.ny.gov/bus/mctmt/mctmt_legal_proceedings.htm).