

FinCEN Notice 2015-1 FBAR Filing Requirement-
Extended Filing Date Related to Notice 2014-1

The Financial Crimes Enforcement Network (FinCEN) is announcing a further extension of time for certain Report of Foreign Bank and Financial Accounts (FBAR) filings in light of ongoing consideration of questions regarding the filing requirement and its application to individuals with signature authority over, but no financial interest in, certain types of accounts.

On December 10, 2014, FinCEN issued Notice 2014-1 to extend the filing date for FinCEN Form 114 - FBAR¹ for certain individuals with signature authority over but no financial interest in one or more foreign financial accounts to June 30, 2016. In the past four years, FinCEN has issued identical extensions that applied to similarly situated individuals.² As noted in these previous Notices, FinCEN received questions that required additional consideration with respect to the exceptions addressed in these Notices. FinCEN is considering regulatory changes to address such questions; therefore, FinCEN is further extending the filing due date to April 15, 2017, for individuals whose filing due date for reporting signature authority was previously extended by Notice 2014-1.³ This extension applies to the reporting of signature authority held during the 2015 calendar year, as well as all reporting deadlines extended by previous Notices

¹ Formerly Form TD-F 90-22.1. FBAR Form 114 can be completed by accessing FinCEN's BSA E-Filing System website -<http://bsaefiling.fincen.treas.gov/main.html>.

² On May 31, 2011, FinCEN issued Notice 2011-1 (revised on June 2, 2011), to extend to June 30, 2012, the due date for filing the FBAR, for certain individuals with signature authority over but no financial interest in one or more foreign financial accounts, specifically individuals whose FBAR filing requirements may be affected by the signature authority filing exceptions in 31 CFR § 1010.350(f)(2)(i)-(v). On June 17, 2011, FinCEN issued Notice 2011-2 similarly extending the FBAR filing due date to June 30, 2012, for certain employees or officers of investment advisers registered with the Securities and Exchange Commission who have signature authority over but no financial interest in certain foreign financial accounts. On February 14, 2012, FinCEN further extended the FBAR due date to June 30, 2013 via FinCEN Notice 2012-1, for filers that met the requirements of Notice 2011-1 or 2011-2. FinCEN has provided identical extensions each year since then.

³ The FBAR is a calendar year report ending December 31 of the reportable year. Beginning with the 2016 tax year, the due date for FBAR reporting will be April 15 of the year following the December 31 report ending date as changed by section 2006(b)(11) of PL 114-41. If requested, this change also provided for a six-month extension of time to file the form (for tax years beginning after 2015).

2014-1, 2013-1, 2012-1 and 2012-2, along with Notices 2011-1, and 2011-2. For all other individuals with an FBAR filing obligation, the filing due date remains June 30, 2016.

Questions or comments regarding the contents of this notice should be addressed to the FinCEN Resource Center at 1-800-767-2825 or 1-703-905-3591 (not a toll free number) and select option 3 for regulatory questions. E-mail inquiries can be sent to FRC@fincen.gov.

Dated: 12/8/15

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