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Anthony Weiner Should Send IRS Forms Instead

Former Congressman Anthony Weiner was still sexting even after he was outed in the press and had to give up his Congressional seat. See [Anthony Weiner kept sexting after resignation](#). The undisputed king of sexting apparently didn't have enough when the world saw his, er physique. Although some have called for Weiner to withdraw from the NY Mayor's race, there's little suggestion that he will. See [Weiner chat partner Sydney Leathers felt 'manipulated'](#).



If Mr. Weiner can't stop sending, perhaps he should send IRS forms instead. The IRS might especially like it if he sent Forms 1099, for they are a huge driver of what gets reported on tax returns. Many people don't appreciate how critical they are. See [On Tax Returns, Don't Forget Form 1099 Traps](#). Every Form 1099 includes the taxpayer's Social Security number, and the IRS always gets a copy.

No one likes to get these forms, perhaps even less than an Anthony Weiner text, but they do matter. If you fail to include a Form 1099 on your tax return, guess what? Every year the IRS sends millions of tax notices based on matching Forms 1099 asking for more money. See [Watch Your Mail For](#)

[1099s](#). Other notices and audit activity pale by comparison. Here are key facts:

1. Timing and Address. Businesses send them by Jan. 31 for the prior year. There are many varieties, including [Form 1099-MISC](#) to report any payment of \$600 or more. If you move, place a forwarding order with the Post Office. You'll want to see any forms the IRS sees.

2. Correcting Mistakes. Issuers must mail Forms 1099 to taxpayers by Jan. 31. They have until February 28 to send copies to the IRS. If there's an error, tell the issuer as there may be time to correct it **before** it goes to the IRS. If the issuer has already sent it to the IRS, ask them to issue a corrected form. If you disagree with the information on the form but you can't convince the payer you're right, explain it on your tax return. See [I'm Sending An IRS 1099: 1099 Are You Outta Your Mind?](#)

3. Report Every One. Every Form 1099 includes your Social Security (or taxpayer identification) number. If you forget to report a payment, the IRS will send you a computer-generated notice with a bill for the tax.

4. Don't Ask. Keeping payers advised of your current address is a good idea, as is reporting errors to payers. But if you **don't** receive a Form 1099 you expect, don't ask for it. Just report the amount on your tax return. You don't need a 1099 for that. The IRS computers have no problem with reporting extra income. See [The Truth About IRS Forms 1099](#).

If you call or write the payer asking for a Form 1099, you may get an incorrect one or even may end up with two, one issued in the ordinary course (even if it never got to you) and one issued because you called. The IRS computer might end up thinking you had twice the income you really did.

Take these forms seriously. The IRS does. And if instead of a Form 1099 you get a text or photo from Andrew Weiner, don't worry, you don't have to list it on your tax return.

You can reach me at Wood@WoodLLP.com. This discussion is not intended as legal advice, and cannot be relied upon for any purpose without the services of a qualified professional.