

The Earned Income Tax and You

A Taxpayer Advisory

Are you a resident of the City of Wilmington?

All residents of the City of Wilmington are subject to the Earned Income Tax. The tax is payable on all earned income (whether derived from wages or business income) regardless of where it is you may work, whether inside or outside the City.

Do you work or conduct business in the City?

Any person who works in the City or conducts business in the City from which he or she derives wages or business income, is subject to the City's Earned Income Tax, regardless of whether he or she lives inside the City or not. Also, those conducting business within the City are required to have a City business license which is renewed annually.

How is the tax calculated?

The Earned Income Tax that is due is calculated as the product of 1.25 percent times the applicable wages or net profits on business income of the taxpayer.

When is the Earned Income Tax payable?

The Earned Income Tax is payable monthly if the amount withheld is \$50.00 or more. If it is less than \$50.00 per month, it is payable quarterly. Net profits tax is an annual tax due on April 15th each year.

Does an employer have a responsibility to collect the Earned Income Tax of its employees?

Yes. If the employer operates from within the State of Delaware, it has a statutory responsibility to collect and remit the tax to the City. Also, effective January 1, 2010, all employers located within the City must withhold 100% of City wage tax without regard to allocation on all non-resident employees who have a city work location.

What happens if a taxpayer doesn't pay the Earned Income Tax?

Failure to pay the tax on a timely basis subjects the taxpayer to statutory penalties and interest. If the taxpayer does not voluntarily pay the tax and all assessments thereon, the account will be referred to either or both a third party collection agency or to an outside law firm with authority to take such action as may be necessary and appropriate to collect the debt, including but not limited to filing suit and executing on any judgment obtained in connection therewith. In addition, the City may elect to report the taxpayer's Earned Income Tax delinquency to one or more credit reporting agencies.

Why does the City have an Earned Income Tax?

The City uses the revenues from the Earned Income Tax to fund, staff and administer a myriad of City services that work to strengthen neighborhoods and to promote and sustain business activity and economic development. By way of example, these revenues help to equip, train and retain police officers and firefighters, to sweep the streets and pick up the trash, to enforce the correction of licensing and inspection code violations, and to promote City cultural and entertainment venues like the Clifford Brown Jazz Festival.

How can I contact the City with questions?

- Send your questions by email to citytaxquestions@wilmingtonde.gov.
- You may call Monday through Friday, from the hours of 9:00 am to 5:00 pm at 302-576-2415 or 302-576-2418.
- You may visit our offices on the days and times listed above at 800 N French St., 6th Floor.
- You may submit a written question to the above address.

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CITY OF WILMINGTON
James M. Baker, Mayor
www.WilmingtonDE.gov

"In accordance with Title VII of the Civil Rights Act of 1964, state and federal law, no person or group shall be excluded from participation, denied any benefits, or subjected to discrimination on the basis of race, color, national origin, age, sex, religion, handicap, sexual orientation, and/or disability." General complaints or inquiries should be directed to: Affirmative Action Officer (302-576-2460); and, persons with disabilities may contact, 504 Coordinator (302-576-2460), City of Wilmington, Department of Human Resources, 4th Floor, 800 French Street, Wilmington, Delaware 19801. TTY is available at 302-571-4568 or 1-800-232-5460."

