



FinCEN NOTICE

FIN-2023-NTC5

December 20, 2023

FBAR Filing Requirement for Certain Financial Professionals: Extended Filing Date Related to Notice 2022-1

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 the notice of proposed rulemaking (NPRM) that FinCEN issued on March 10, 2016,¹ which proposes to revise the regulations implementing the Bank Secrecy Act (BSA) requirements regarding FBARs.² Specifically, one of the proposed amendments would expand and clarify the exemptions for certain U.S. persons with signature or other authority over foreign financial accounts. This proposed amendment seeks to address questions previously raised by members of the public regarding the filing requirement and its application to U.S. persons with signature authority over, but no financial interest in, certain types of foreign financial accounts.³

On December 9, 2022, FinCEN issued Notice 2022-1 to extend the filing date to April 15, 2024, for the FBAR for certain U.S. individuals with signature authority over, but no financial interest in, one or more foreign financial accounts. FinCEN has previously issued identical extensions that applied to similarly situated individuals.⁴ As stated in previous Notices, FinCEN received questions following prior amendments to the FBAR regulations, which required additional consideration with respect to certain exemptions.⁵ The proposed amendments in the NPRM seek to address these exemptions but, because the proposed rulemaking is not yet finalized, FinCEN is further extending the filing due date to April 15, 2025, for individuals whose filing due date for reporting signature

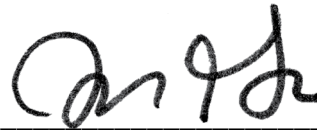
1. FinCEN, Amendment to the Bank Secrecy Act Regulations – Reports of Foreign Financial Accounts, [81 FR 12613](#) (March 10, 2016).
2. The FBAR can be completed by accessing FinCEN’s BSA E-Filing System website: <https://bsaeiling.fincen.treas.gov/NoRegFBARFiler.html>.
3. See FBAR Filing Requirements for Certain Financial Professionals - FinCEN Notice 2022-1 - Extended Filing Date Related to Notice 2021-1 ([December 9, 2022](#)).
4. 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 exemption 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 U.S. 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 [Notice 2012-1](#), for filers who met the requirements of Notice 2011-1 or 2011-2. FinCEN has provided identical extensions each year since then.
5. Amendments to the Bank Secrecy Act Regulations-Reports of Foreign Financial Accounts, [76 FR 10234](#) (Feb. 24, 2011).

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authority was previously extended by Notice 2022-1.⁶ This extension applies to the reporting of signature authority held during the 2023 calendar year, as well as all reporting deadlines extended by previous Notices 2022-1, 2021-1, 2020-1, 2019-1, 2018-1, 2017-1, 2016-1, 2015-1, 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 April 15, 2024.

Questions or comments regarding the contents of this notice should be addressed to the FinCEN Regulatory Support Section at frc@fincen.gov

Dated:



Andrea M. Gacki,
Director,
Financial Crimes Enforcement Network.

6. 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 is April 15 of the year following the December 31 report ending date, as changed by section 2006(b)(11) of PL 114-41. In addition, if an individual or entity does not file their FBAR by April 15 they will receive an automatic extension of six months to October 15 of the same calendar year.