

Name

New York State Department of Taxation and Finance

# **Claim for Investment Tax Credit** (Includes Employment Incentive Credit, Retail Enterprise Credit, and Historic Barns Credit) Tax Law — Sections 210.12 and 210.12-D

1997 calendar yr. filers, check box Other filers enter tax period:

ntive Credit, Retail oric Barns Credit) nd 210.12-D				b	•	ning ding			 		
	Employe	r identific	ation n	umber					File	numbe	er
		—	1	ĺ	Í		I	1			

# File this form with Form CT-3, CT-3-A, CT-3-S or CT-3-S-A

## Computation of Tax Credit(s)

nvestment tax credit (from line 18, column F)	1	•
nvestment tax credit on research and development property		
Retail enterprise tax credit (from line 20, column G)	3	•
Jnused investment tax credit (section 210.12), additional investment tax credit (section 210.12-A),		•
		•
		•
		•
	nvestment tax credit on research and development property at the optional rate (from line 19, column G)	at the optional rate (from line 19, column G)       2         Retail enterprise tax credit (from line 20, column G)       3         Rehabilitation credit for historic barns (from line 21, column E)       4         Employment incentive credit (from line 24, column D)       5

# Computation of Unused Investment Tax Credit Available for Carryover to Future Periods

10	Tax (from Form CT-3, line 78, or Form CT-3-A, line 77)				
11	Credits claimed on Forms CT-45, DTF-601, and DTF-601.1				
12	Subtract line 11 from line 10				
13	Tax on minimum taxable income or fixed dollar minimum, whichever is larger (see CT-3 or CT-3-A instructions, under Tax Rate)	13			
14	Investment tax credit to be used this period (subtract line 13 from line 12; er on Form CT-3, line 100, or Form CT-3-A, line 101. If line 13 is more than line 12	14	•		
15	Unused investment tax credit (subtract line 14 from line 9)	15	•		
16	Refund of investment tax credit claimed on line 43	16	•		
17	Unused investment tax credit available to be carried over (see instructions)	17	•		

# Schedule A — Property Located in New York State Eligible for Investment Tax Credit

A Description of Property	B Principal Use	C Date Acquired	D Life (years)	E Investment Credit Base	F Investment Tax Credit (column E × appropriate rate; see Rate Schedule 1 on page 4)	G Investment Tax Credit on Research and Development Property at the optional rate ( <i>R &amp; D property in</i> column E × appropriate rate; see Rate Schedule 1 on page 4)
Amounts from attached list						
	enter here and on line 1)					

A       B         Description of Property       Primary Use of Rehabilitation Expenditures         Rehabilitation Expenditures       Rehabilitated A         20 Add column G amounts (enter here and on line 3)         Schedule B2 — Rehabilitation Expenditures i         Complete questions A through J to determine if yor         A. Has the barn been converted to residential use?         If Yes, stop! You do not qualify for this credit.         B. Is the barn listed in the National Register?	C Date of Expenditure      Date of Expenditure      n New York Stat      ou are eligible to o      the federal Secretary y of the certification. stered historic district?  icance to the district?	D Life (years) te for a His claim this cr y of Interior or (see TSB-M-97( ?	E Rehabilitation Expenditures toric Barn redit. the NYS Office 5)C)	F % Rates (see Rate Schedule 1 on page 4)	Yes [	nt lit
Description of Property Rehabilitation Expenditures       Primary Use of Rehabilitated A         20 Add column G amounts (enter here and on line 3)         Schedule B2 — Rehabilitation Expenditures i         Complete questions A through J to determine if yee         A. Has the barn been converted to residential use?	of Date of Expenditure	Life (years) te for a His claim this cu y of Interior or (see TSB-M-97( ?	Rehabilitation Expenditures toric Barn redit. the NYS Office 5)C)	% Rates (see Rate Schedule 1 on page 4)	Investmer Tax Cred (column E × co 20 20 Yes [	it lumn F)
<ul> <li>Schedule B2 — Rehabilitation Expenditures i</li> <li>Complete questions A through J to determine if ye</li> <li>A. Has the barn been converted to residential use?</li> <li>If Yes, stop! You do not qualify for this credit.</li> <li>B. Is the barn listed in the National Register?</li> </ul>	n New York Stat	te for a His claim this cr y of Interior or (see TSB-M-97( ?	toric Barn redit. the NYS Office 5)C)	of Parks,	Yes [	_
<ul> <li>Schedule B2 — Rehabilitation Expenditures i</li> <li>Complete questions A through J to determine if ye</li> <li>A. Has the barn been converted to residential use?</li> <li>If Yes, stop! You do not qualify for this credit.</li> <li>B. Is the barn listed in the National Register?</li> </ul>	n New York Stat	te for a His claim this cr y of Interior or (see TSB-M-97( ?	toric Barn redit. the NYS Office 5)C)	of Parks,	Yes [	_
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<ul> <li>Complete questions A through J to determine if ye</li> <li>A. Has the barn been converted to residential use?</li> <li>If Yes, stop! You do not qualify for this credit.</li> <li>B. Is the barn listed in the National Register?</li> </ul>	the federal Secretary of the certification. ( stered historic district?	claim this cr	the NYS Office	of Parks,	Yes [	
<ul> <li>A. Has the barn been converted to residential use? If <i>Yes</i>, stop! You do not qualify for this credit.</li> <li>B. Is the barn listed in the National Register?</li> </ul>	the federal Secretary y of the certification. stered historic district?	y of Interior or (see TSB-M-97(. ?	the NYS Office	of Parks,	Yes [	_
If <i>Yes,</i> <b>stop! You do not qualify for this credit.</b> <b>B.</b> Is the barn listed in the National Register?	the federal Secretary of the certification. stered historic district?	y of Interior or ( <i>see TSB-M-97(</i> . ?	the NYS Office	of Parks,	Yes [	_
0	the federal Secretary by of the certification. ( stered historic district? icance to the district?	y of Interior or <i>(see TSB-M-97(</i> . ?	the NYS Office 5)C)	of Parks,		No
If Yes, the barn's rehabilitation must be certified by Recreation and Historic Preservation. Attach a cop	icance to the district?				Yes	
C. If you answered No to B, is the barn located in a regist		,				No
D. If you answered Yes to C, is the barn of historic signif If Yes, the barn is a certified historic structure and the Interior or the NYS Office of Parks, Recreation and Hi		must be certifi	ed by the federa	al Secretary of		No
If <i>No</i> , attach documentation from the NYS Office of Pa no historic significance to the district. (see TSB-M-97(5))		Historic Prese	rvation stating th	ne barn is of		
E. If you answered <i>No</i> to B and C, was the barn original products or for housing livestock, and was the barn If <i>No</i> , stop! You do not qualify for this credit.					Yes [	No
F. Has the historic appearance of the barn been materia If Yes, stop! You do not qualify for this credit.	lly altered?				Yes	No
If <i>No</i> , attach, if you have it, a copy of the letter from that the historic appearance of the barn has not be				ervation stating	g	
G. Describe the measurement period used to determine rehabilitated (see instructions)			•			
H. What is the adjusted basis of the barn as of the first of	day of the measureme	ent period?			<u>\$</u>	
I. Do the expenditures incurred during the measurement shown in H or \$5,000?					Yes	No
If <i>No</i> , stop! You do not qualify for this credit.						
J. Did you use the straight-line method of depreciation o or section 168(g) of the Internal Revenue Code, wh If No, stop! You do not qualify for this credit.					Yes	No
Date rehabilitation work was begun	Da	ate rehabilita	tion work was	completed		
A	В	0		D	E	
Description of Rehabilitation Expenditures (attach additional sheets if necessary)	Date of Expenditure(s	s) (yea		mount of penditure(s)	Rehabilitation (column D x 2	
<b>1</b> Add column E amounts (enter here and on line 4)					21	

# Schedule C — Employment Incentive Credit *(see* Schedule D, below, to determine eligibility) Allowed on Property Acquired on or After January 1, 1987 (section 210.12-D)

	A Tax Year in which Acquisition, Construction Reconstruction or Erection Began					(multiply colum rate from	D nt Incentive Credit on <i>C by the appropriate</i> Rate Schedule 2 n page 4)				
22											
23											
<b>24</b> A	dd column D amounts (enter h	ere and on line	<i>5</i> )			24					
Sche	Schedule D — Employment Information Required to Determine Eligibility for Employment Incentive Credit Under Section 210.12-D (Schedule C)										
A. Use in conjunction with Schedule C, line 22 Year March 3				1 June 30	September 30	December 31	Average				
25 Number of New York employees in employment base year											

in employment base year						
26 Number of New York employees in period covered by this claim						
B. Use in conjunction with Schedule C, line 23	Year	March 31	June 30	September 30	December 31	Average
27 Number of New York employees in employment base year						
28 Number of New York employees in period covered by this claim						

# Schedule E — Computation of Recapture of Investment Tax Credit (section 210.12), Additional Investment Tax Credit (section 210.12-A), and Employment Incentive Credit (section 210.12-D)

C	A Description of Property	B Date Acquired	C Date Property Ceased to Qualify	D Life (months)	E Unused Life (months)	F Percentage (column E ÷ column D)	G Total Original Investment Tax Credit Allow		H Recaptured Investment Tax Credit (column F × column G)	I Recaptured Additional Investment Tax Credit and/or Employment Incentive Credit
Amo	ounts from attached list	t								
29	Recaptured investmen	t tax credit	(add column l	H amounts	;)			29		
30	Recaptured additional	investment	tax credit ar	nd/or emp	oloyment	incentive cre	edit			
	(add column I amounts)									
31	Additional recapture (s	see instructior	ns)					31		
	32 Add lines 29, 30, and 31 (enter here and on line 8)									

## Schedule F — Computation of Refund

33	Tax from Form CT-3, line 78, or Form CT-3-A, line 77	33				
34	Eligible business facility tax credit from Form CT-45	34				
35	Wage tax credit from Form DTF-601 or DTF-601.1					
36	Unused investment tax credit, additional investment tax credit, and employment incentive credit from line 6					
37	Employment incentive credit from line 5	37				
38	Total (add lines 34 through 37)					
39	Recaptured investment tax credit, additional investment tax credit, or employment incentive credit from line 8					
40	Total (subtract line 39 from line 38)				40	
41	Adjusted tax ( <i>subtract line 40 from line 33</i> ). This amount cannot be less that minimum taxable income or the fixed dollar minimum ( <i>see</i> Special Instructions)		41			
42	Investment tax credit from lines 1 through 4		42			
<ul> <li>43 Refundable investment tax credit (subtract line 41 from line 42; enter this amount on line 16 and on Form CT-3, line 99, or Form CT-3-A, line 100)</li> </ul>						

## Rate Schedule 1 — Investment Tax Credit Rates to be used in Schedules A and B

## Rates for property acquired during tax periods beginning in 1991 and after:

Standard Rate:	5% (.05) on first \$350,000,000 of investment credit base
	4% (.04) on excess of \$350,000,000 of investment credit base
* Optional Rate:	9% (.09) on research and development property

For credit rates prior to 1991, refer to section 210.12(a) of the NYS Tax Law.

\* A New York C corporation may compute the investment tax credit on research and development property at either the standard rate or the optional rate. However, only research and development property on which the investment tax credit was computed at the standard rate may be included in the investment credit base when computing the employment incentive credit under section 210.12-D (see Schedule C).

A New York S Corporation must compute its investment tax credit at the rate of 4% (.04) on property other than research and development property and at 7% (.07) on research and development property. The pro rata share of the investment tax credit, computed at these rates, will be allowed to each individual shareholder on Form CT-3-S or Form CT-3-S-A/C.

## Rate Schedule 2 — Employment Incentive Credit Rates to be used in Schedule C

## Investment tax credit for tax periods beginning in 1991 and after:

## Rates

1½% (.015) of investment credit base
2% (.02) of investment credit base
2½% (.025) of investment credit base

#### **Privacy Notification**

The right of the Commissioner of Taxation and Finance and the Department of Taxation and Finance to collect and maintain personal information, including mandatory disclosure of social security numbers in the manner required by tax regulations, instructions and forms, is found in Articles 8, 9, 9-A, 13, 19, 27, 32, 33 and 33-A of the Tax Law and 42 USC 405(c)(2)(C)(i).

The Tax Department will use this information primarily to determine and administer corporate tax liabilities under the Tax

Employment Requirement at least

101% but less than 102% 102% but less than 103% 103%

Law, for certain tax refund offsets, and for any other purpose authorized by law.

Failure to provide the required information may result in civil or criminal penalties, or both, under the Tax Law.

This information will be maintained by the Director of the Registration and Data Services Bureau, NYS Tax Department, Building 8 Room 905, W A Harriman Campus, Albany NY 12227; telephone 1 800 225-5829. From areas outside the U.S. and Canada, call (518) 485-6800.

## **Need Help?**

Telephone Assistance is available from 8:30 a.m. to 4:25 p.m., Monday through Friday. For business tax information and forms, call the Business Tax Information Center at 1 800 972-1233. For general information, call toll free 1 800 225-5829. To order forms and publications, call toll free 1 800 462-8100. From areas outside the U.S. and Canada, call (518) 485-6800.

**Fax-on-Demand Forms Ordering System -** Most forms are available by fax 24 hours a day, 7 days a week. Call toll free from the U.S. and Canada 1 800 748-3676. You must use a Touch Tone phone to order by fax. A fax code is used to identify each form.

Internet Access - http://www.tax.state.ny.us Access our website for forms, publications, and information.

Hotline for the Hearing and Speech Impaired - If you have access to a telecommunications device for the deaf (TDD), you can get answers to your New York State tax questions by calling toll free from the U.S. and Canada 1 800 634-2110. Assistance is available from 8:30 a.m. to 4:15 p.m., Monday through Friday. If you do not own a TDD, check with independent living centers or community action programs to find out where machines are available for public use.

Persons with Disabilities - In compliance with the Americans with Disabilities Act, we will ensure that our lobbies, offices, meeting rooms, and other facilities are accessible to persons with disabilities. If you have questions about special accommodations for persons with disabilities, please call the information numbers listed above.

Mailing Address - If you need to write, address your letter to: NYS Tax Department, Taxpayer Assistance Bureau, W A Harriman Campus, Albany NY 12227.