New York State Department of Taxation and Finance

Instructions for Form CT-186-A

1985

Report of Gross Operating Income

Article 9, Section 186-a, Tax Law

General Information

Gross operating income must be reported for the 1985 calendar year even if the taxpayer maintains its records and reports to the IRS using a fiscal accounting period.

The annual report is due on March 17, 1986.

Exemption from Tax

If gross operating income does not exceed $500 for the year, you are exempt from the payment of tax. However, you must file this annual report.

Extension of Time for Filing Tax Report

A request for an extension of time to file a tax report must be filed on Form CT-5.9 on or before March 17, 1986. An extension of time granted by the IRS to file a federal tax return does not extend the due date for filing Form CT-186-A.

Declaration and Payment of Estimated Tax (Sec.197-a, 197-b)

A taxpayer whose tax in the preceding year exceeds $1,000, is required to pay a mandatory first installment equal to 25% of the tax imposed for the preceding year.

In addition to the mandatory installment, a taxpayer whose New York State tax liability can reasonably be expected to exceed $1,000 must make a declaration of its estimated tax for the current year. The declaration of estimated tax (Form CT-400) must be filed on or before June 15 each year.

The estimated tax shall be reduced by the mandatory first installment paid with the preceding year's tax report and the balance paid in three equal installments due on June 15, September 15 and December 15.

Foreign Corporations - Maintenance Fee and License Fee

Every corporation authorized to do business in New York must pay an annual maintenance fee of $200. This fee may be applied against the taxes due under Article 9, except the license fee imposed by Section 181. If the total tax, excluding the installment for 1986, payable with your returns on Form CT-186, CT-183 or CT-184 is less than $200., you may apply any payment made with this report against the $200 Maintenance Fee. See Form CT-186, CT-183 or CT-184 for specific instructions.

Foreign corporations must also file a report of license fee - see Form CT-240, *Report of License Fee*

Who Must File Form CT-186-A

Every utility, person, corporation, company, association or joint-stock association NOT subject to the supervision of the State Department of Public Service who is engaged in the sale or furnishing of gas, electricity, steam, water, refrigeration, telephone or telegraph service delivered through mains, pipes or wires for ultimate consumption within this state must file this report whether or not a tax is due.

Specific Instructions

Schedule A

Line 8 - Enter the total of all payments of estimated tax including overpayment carryover from preceding year.

Line 10 - Interest - If the tax is not paid on or before the due date (without regard to an extension of time) interest must be paid on the amount of the underpayment from the due date to the date paid. The interest rate should be determined in accordance with Part 603 of the Tax Regulations.

Line 11 - Additional Charge - Additional charges for late filing are computed on the amount of tax less any payment made on or before the prescribed due date.

a. If a return is not filed when due or if the application for extension is invalid add to the tax 5% per month up to 25% (Section 1085(a)(1)(A))

b. If a return is not filed within 60 days of the prescribed due date the addition to tax cannot be less than the smaller of $100 or 100% of the amount required to be shown as tax. (Section 1085(a)(1)(B))

c. In case of failure to pay the tax shown on a return, add to the tax, ½% per month up to 25%. (Section 1085(a)(2))

d. The total of the additional charges in a and c may not exceed 5% for any one month, except as provided for in b above. (Section 1085(a))

If you think you are not liable for these additional charges, attach a statement to your return explaining the delay in filing and/or payment. (Section 1085)

Schedule B and C

Gross operating income includes all receipts, without any deductions, from the sale or furnishing of gas, electricity, steam, water, refrigeration, telephone or telegraph for ultimate consumption in New York State.

Line 19 - Receipts from service charges on toll calls must include total amounts received from all toll calls, both intrastate and interstate, less the charges payable to the telephone and telegraph companies (including federal excise taxes and local sales taxes), but without the deduction of rent for equipment.

Schedule D

This schedule should only be completed by telephone and telegraph corporations. Allocation of gross operating revenue must be computed on CT-186-A-ATTACHMENT. For information regarding the allocation of gross operating revenues by telephone and telegraph corporations, see TSB-M-82(6)c.