Instructions for Form IT-2105.9

Underpayment of Estimated Income Tax by Individuals and Fiduciaries

New York State • City of New York • City of Yonkers

Changes for 1993

The definition of a farmer or fisherman for estimated tax purposes is now the same under state and federal laws. An individual or fiduciary is a farmer or fisherman for any taxable year if the federal gross income from farming or fishing for the taxable year is at least two-thirds of the total federal gross income from all sources for the taxable year or if the federal gross income from farming or fishing shown on the return for the preceding taxable year is at least two-thirds of the total federal gross income from all sources shown on that return.

General Instructions

Who Must Pay the Underpayment Penalty

You may be charged a penalty if you did not pay enough estimated tax by any of the due dates or if you did not have enough New York State, city of New York or Yonkers income tax withheld. This is true even if you are due a refund when you file your tax return. The penalty is figured separately for each due date. Therefore, you may owe the penalty for an earlier payment due date, even if you paid enough tax later to make up the underpayment.

In general, you may owe the penalty for 1993 if you did not pay at least the smaller of:

1) 90% of your 1993 tax liability; or
2) 100% of your 1992 tax liability (if you filed a 1992 return that covered a full 12 months):

However, your use of the prior year's tax as the basis for calculating your required annual payment is limited if all the following conditions apply to you:

1) You are subject to the federal limit on use of the prior year's tax.
2) You are not a farmer or a fisherman (described later).
3) You made an estimated tax payment for 1990, 1991 or 1992, **or** you were charged a penalty for not paying estimated tax for any of those years.
4) Your 1993 New York adjusted gross income (NYAGI) as shown on your return is more than $75,000 (more than $37,500 if you are married filing separately).
5) Your 1993 modified New York adjusted gross income (modified NYAGI; see page 3) exceeds the NYAGI shown on your 1992 return by more than $40,000 (more than $20,000 if you are married filing separately).

Use Part I to see if you prepaid enough of your required annual tax payment. If you did not, use Part II or Part III to figure the penalty.

If you checked filing status ③ on your New York State return, each spouse must figure his or her penalty on a separate Form IT-2105.9.

The penalty for each installment is figured separately. Income taxes withheld from your salary, pension, etc., are considered payments of estimated tax in equal installments on the four installment dates, unless you prove otherwise.

The penalty rates will be based upon the federal short-term interest rates, and will be adjusted quarterly. The federal short-term rate for the first month of the previous calendar quarter, rounded to the nearest whole percent, will be used to set the rates for the next succeeding calendar quarter.

Special rule for individual estimated income tax — The federal short-term rate which applies during the third month following the tax year will also apply during the first 15 days of the fourth month following the tax year.

Penalty rate — The penalty rate will be the federal short-term rate plus two percentage points. The rates from April 15, 1993, through April 15, 1994, are as follows:

April 15 to June 30, 1993 - 6%
July 1 to September 30, 1993 - 6%
October 1 to December 31, 1993 - 6%
January 1 to April 15, 1994 - 6%

Period of underpayment — The penalty is applied to the number of days that the installment was not paid. Figure the period of the underpayment by counting the number of days after the due date of the installment to and including the date of payment, the last date in the penalty rate period or the next installment due date, whichever is earlier.

Farmers and fishermen — If your federal gross income from farming or fishing is at least two-thirds of your total federal gross income for 1992 or 1993, you cannot use this form. Instead, attach a copy of federal Form 2210F, *Underpayment of Estimated Tax by Farmers and Fishermen*, to show how you figured the penalty or which exceptions apply.

Estates and trusts — The estimated tax penalty will apply to most trusts. It will also apply to estates (and certain grantor trusts that receive the residue of the decedent's estate under the decedent's will) with respect to any tax year ending two or more years after the date of death of the decedent.

For example, if a decedent died June 30, 1993 (fiscal year fiduciary July 1 - June 30), estimated tax payments, if any, would be required beginning July 1, 1995, and installment payment is due October 16, 1995.

Exceptions to penalty — No penalty will be due if:

1) the tax due (after deducting tax withheld) is less than $100. If you owe two taxes (for example, New York State and New York City), no penalty is due if you owe less than $200. If you owe three taxes (New York State, New York City and city of Yonkers), no penalty is due if you owe less than $300; or
2) you did not have any New York State tax liability for the preceding tax year, the preceding tax year was a tax year of 12 months, and throughout the preceding tax year you were a New York State resident or you were a nonresident or a part-year resident who had New York source income; **or**
3) an installment of estimated tax is due on or after an individual's death; **or**
4) the underpayment was caused by a casualty, disaster or other unusual circumstances; **or**
5) you retired in 1992 or 1993 after reaching the age of 62, or you became disabled, and the underpayment was due to reasonable cause and not to willful neglect.

If you are requesting a waiver of the penalty, attach a statement to Form IT-2105.9 containing all the facts necessary to justify your request.

Fiscal-year filers — If you are filing for a fiscal year, enter the month and day your tax year began and the month, day and year that it ended in the spaces provided at the top of page 1.

Name and Identifying Number Box

Individuals — Enter in the spaces at the top of the form your name and social security number. If you filed a joint return, also enter your spouse's name.

Fiduciaries — Enter in the spaces at the top of the form the name of the estate or trust and the name of the fiduciary. Also enter the employer identification number of the estate or trust.

Specific Instructions

Part I

All filers must complete lines 1 through 6.

Line 1 — Enter your total tax from line 69 of Form IT-201, line 68 of Form IT-203 or line 25 of Form IT-205. Reduce the amount on line 69 of Form IT-201 or line 68 of Form IT-203 by any gift to wildlife entered on line 68 of Form IT-201 or line 67 of Form IT-203, and by any real property tax credit claimed on line 70 of Form IT-201.

Line 4 — If this line is less than $100, you do not owe a penalty and need not complete Form IT-2105.9. Also, you do not have to complete this form if you owe two taxes (for example, New York State and New York City) and line 4 is less than $200, or you owe three taxes (New York State, New York City and Yonkers) and line 4 is less than $300.

Line 5 — Enter your 1992 tax from line 69 of your 1992 Form IT-201, line 68 of your 1992 Form IT-203 or line 25 of your 1992 Form IT-205. Reduce the amount on line 69 of Form IT-201 or line 68 of Form IT-203 by any gift to wildlife entered on line 68 of Form IT-201 or line 67 of Form IT-203, and by any real property tax credit claimed on line 70 of Form IT-201.

Filing status change — If you are filing a joint return for 1993, but you did not file a joint return for 1992, add the tax shown on your 1992 return to the tax shown on your spouse's 1992 return and enter the total on line 5. If you filed a joint return for 1992, but you are not filing a joint return for 1993, your 1992 tax is your share of the tax on the joint return. To figure your share, first figure the tax both you and your spouse would have paid had you filed separate returns for 1992. Then multiply your joint tax liability by the following fraction:

$$\frac{\text{Your separate tax liability}}{\text{Both spouses' separate tax liabilities}}$$

If you did not file a 1992 return or if your 1992 tax year was for a period of less than 12 months, do not complete line 5. Instead, enter the amount from line 2 on line 6.

If the amount on line 3 is equal to or more than the amount on line 6, you will not have to complete or attach Form IT-2105.9 unless the amount you enter on line 6 is your prior year tax (from line 5) **and** box B, C, or D on Form IT-2105.9, front page, applies to you.

You will not have to pay a penalty or complete this form if you had no tax liability for 1992, the preceding tax year was a tax year of 12 months and you were a New York State resident or you were a nonresident or a part-year resident who had New York source income.

Part II — Short Method for Figuring the Penalty

If you paid withholding tax or four equal estimated tax installments, or both, or made no installment payments for the 1993 tax year, complete lines 7 through 13 to arrive at the penalty due. Otherwise, you must use the regular method in Part III.

Note: If any payment was made earlier than the due date, you may use the short method, but using it may cause you to pay a larger penalty than the regular method. If the payment was only a few days early, the difference is likely to be small.

You **may not** use the short method if either of the following applies:

1) you made any estimated tax payments late, **or**,
2) you checked box A or B on Form IT-2105.9, front page.

Line 8 — Enter the total of New York State, New York City and Yonkers estimated taxes paid.

Line 12 — If the underpayment on line 10 was paid before April 15, 1994, figure the number of days the payment was made before April 15, 1994, and enter it in the computation for line 12.

Example: If the line 10 underpayment of $2,050 was paid April 8, 1994, you would compute the figure for line 12 as follows: $2,050 (amount on line 10) × 7 (number of days before April 15, 1994) × .00016 = $2.30.

Part III — Regular Method

Schedule A — Figuring Your Underpayment

Line 14 — Enter on line 14, columns A through D, the amount of your required installment for the due date shown in each column heading. For most taxpayers, this is the amount shown on line 6 divided by four.

If box B on the front page of Form IT-2105.9 applies (but not box A), enter the amounts from Worksheet 1, line 5, 8, or 19 (and, if applicable, Worksheets 2 and 3), starting on page 4 of these instructions.

However, it may be to your benefit to figure your required installments by using the annualized income installment method explained below.

Annualized Income Installment Method

If your income varied during the year because, for example, you received unexpected or seasonal income not subject to withholding in April or later, complete *Worksheet 4 — Annualized Income Installment — New York State* (and, if applicable, Worksheets 5 and 6), starting on page 7 of these instructions.

If you use the Worksheet 4 (and Worksheets 5 and 6, if applicable) for any payment due date, you must use it for all payment due dates. To arrive at the amount of each required installment, the worksheet automatically selects the smaller of the annualized income installment or the regular installment (increased by the amount saved by using the annualized income installment method in figuring earlier installments). Attach a copy of the worksheet(s) to Form IT-2105.9. Also attach Worksheet 1 and, if applicable, Worksheets 2 and 3.

Line 15 — Enter the total of New York State, New York City and Yonkers estimated taxes paid and tax withheld for each period. If you worked all year, figure even payments of income tax withheld by dividing the total amount withheld by four, and include the result in each column.

instead of making the estimated tax payment due January 18, 1994, you can file your return and pay all the tax due by January 31, 1994. If you do this, enter the amount of tax you pay with your return on line 15, column D. If you paid estimated tax on January 18, 1994, it is considered paid on January 15.

Line 16 — Enter any overpayment (or underpayment) from the prior payment period.

Line 17 — In column A, enter the amount from line 15. In the other columns, if line 16 is an overpayment, add lines 15 and 16.

If line 16 is an underpayment, subtract line 16 from line 15.

Line 18 — If line 14 is greater than line 17, subtract line 17 from line 14. The result is an underpayment that should also be entered on line 19 for the same payment due date and on line 16 for the next payment due date. If line 17 is greater than line 14, subtract line 14 from line 17. The result is an overpayment that should also be entered on line 16 for the next payment due date.

If line 17 is a negative amount, your total underpayment at line 18 is the installment due at line 14 plus the line 17 amount.

Schedule B — Figuring the Penalty

Figure the penalty by applying the applicable rate against each underpayment shown on line 19. The penalty is figured for the number of days that the underpayment remained unpaid or to the next payment due date, whichever is earlier.

The rates are established at various times throughout the year. During 1993, for example, there was one rate in effect over four periods.

Lines 20 through 27 are used to compute the portion of the penalty attributable to different installment periods. For example, lines 20 and 21 are used to figure the penalty for the first installment period at 6%. The factor .01002 at line 20 is used to compute the penalty for the first installment if payment is made on June 15. If payment is made before June 15, figure the factor using the number of days the underpayment remained unpaid for the first installment. Line 21 is used to compute the actual penalty amount by multiplying the underpayment by the factor.

Read through the instructions and examples for lines 20 through 27 before completing Part III, Schedule B.

List Your Payments for 1993

Before beginning to figure your penalty in Part III, Schedule B, it will be helpful to organize and list the payments you made for 1993 in the manner presented in the tables below.

Table 1 — Payments after April 15, 1993, through June 15, 1993

(a) Date	(b) Payments

Table 2 — Payments after June 15, 1993, through September 15, 1993

(a) Date	(b) Payments

Table 3 — Payments after September 15, 1993, through January 15, 1994

(a) Date	(b) Payments

Table 4 — Payments after January 15, 1994, through April 15, 1994

(a) Date	(b) Payments

In each table, list only the payments made during the dates shown in that table heading. Also, apply the following rules:

1) Any New York State income tax withheld should be included. You are considered to have paid one-fourth of these amounts on each payment due date, unless you can show otherwise.

   For example, if you have New York State income tax withheld from your wages of $4,000 during the year, you would list $1,000 as being paid on June 15, 1993, September 15, 1993, and January 15, 1994, in the applicable table. You would not list the withholding attributable to the first payment due date (April 15, 1993).

2) For Table 4, any income tax balance due that you pay with your tax return is considered a payment for this purpose and should be listed. Use the date you file your return as the payment date, unless you file late. In that case, use April 15, 1994.

The following instructions will lead you through the procedures for figuring the penalty in Part III, Schedule B.

Complete only those lines from line 20 through line 27 for periods in which there are underpayments.

Figuring the Penalty

First Installment — Column A, Lines 20 and 21

Line 20 — Enter on line 20, column A, the factor .01002 if no payment was made before June 15, 1993. If a payment(s) was made on or before June 15, 1993, compute the number of days from April 15, 1993, to the date the payment was made and divide by 365. Then multiply the result by the interest rate shown to arrive at the factor to enter on line 20.

Line 21 — Compute line 21 by multiplying the underpayment on line 19 by the factor on line 20.

Example 1: Assume you had an underpayment on line 19, column A, of $5,000 and that you had no payments listed in Table 1 above. Because the underpayment remained unpaid for the entire first installment period (61 days), you would compute the penalty on the underpayment using the factor shown and enter .01002 on line 20. You would enter $50.10 ($5,000 × .01002) on line 21.

Note: When computing the number of days to be divided by 365, carry the result to four decimal places, but when arriving at the factor, carry the result to five decimal places and do not round off.
Example: 85 ÷ 365 = .2328 × 6% = .01397.

If there is a payment listed in Table 1, on a separate sheet of paper apply the payment to the underpayment shown on line 19. The *underpayment* for the computation on line 21 will be the amount of the payment that you applied to the line 19 underpayment. If the payment is more than the underpayment, apply only an amount equal to the underpayment and use that amount for the line 21 computation.

If there are no payments listed in Table 1, the *underpayment* is the entire underpayment balance shown on line 19, column A, because the entire underpayment would have been unpaid for the whole installment period.

Example 2: Assume you had an underpayment on line 19, column A, of $5,000 and that your first payment in Table 1 was made on May 5, 1993, in the amount of $5,000. You would figure the penalty on the underpayment by computing the factor as follows: 20/365 (20 is the number of days from 4/15-5/5) times 6% equals .00328. Enter .00328 on line 20. You would enter $16.40 ($5,000 × .00328) on line 21.

If there are additional payments listed in Table 1 and the first payment was not enough to reduce the underpayment to zero, you must make a separate computation for each payment listed until the underpayment is reduced to zero. If there is still an underpayment balance after applying all of the payments, you must figure the penalty on the balance of the underpayment in the same manner as explained in Example 3 below.

Example 3: Assume you had an underpayment on line 19, column A, of $5,000 and that your first payment in Table 1 was made on April 30, 1993, in the amount of $3,000. Because the payment did not reduce the underpayment to zero, you would figure the penalty on the underpayment by computing the factors as follows:

15/365 (15 is the number of days from 4/15-4/30) times 6% equals .00246. Enter .00246 on line 20; as there are no other payments listed in Table 1 you would have a second computation to figure the factor on the remaining underpayment of $2,000 as follows: enter .01002 (factor for period 4/15-6/15) on line 20. You would enter $7.38 ($3,000 × .00246) and $20.04 ($2,000 × .01002) on line 21.

Columns B through D

In columns B through D, figure the penalty on any underpayment shown on line 19. Figure the penalty for each period in the same manner as in column A.

Second Installment — Column B, Lines 22 and 23

Line 22 — Enter on line 22, column B, the factor .01512 if no payment was made before September 15, 1993. If a payment(s) was made after June 15, 1993, but before September 15, 1993, compute the number of days from June 15, 1993, to the date the payment was made and divide by 365. Then multiply the result by the interest rate to arrive at the factor to enter on line 22.

Line 23 — Compute line 23 by multiplying the underpayment on line 19 by the factor on line 22.

Third Installment — Column C, Lines 24 and 25

Line 24 — Enter on line 24, column C, the factor .02005 if no payment was made before January 15, 1994. If a payment(s) was made after September 15, 1993, but before January 15, 1994, compute the number of days from September 15, 1993, to the date the payment was made and divide by 365.

Line 25 — Compute line 25 by multiplying the underpayment on line 19 by the factor on line 24.

Fourth Installment — Column D, Lines 26 and 27

Line 26 — Enter on line 26, column D, the factor .01479 if no payment was made before April 15, 1994. If a payment(s) was made after January 15, 1994, but before April 15, 1994, compute the number of days from January 15, 1994, to the date the payment was made and divide by 365. Then multiply the result by the interest rate to arrive at the factor to enter on line 26.

Line 27 — Compute line 27 by multiplying the underpayment on line 19 by the factor on line 26.

Worksheet 1 (and, if applicable, Worksheets 2 and 3)

If the amount you enter on Form IT-2105.9, line 6, is your prior-year tax and all five of the conditions listed under *Who Must Pay the Underpayment Penalty*, on page 1 for Worksheet 1 (and, if applicable, Worksheets 2 and 3) apply, you must:

1) Complete Worksheet 1 (and, if applicable, Worksheets 2 and 3) and enter the amount from line 5, 8 or 19, whichever applies, on line 14 of Form IT-2105.9, **and**

2) Attach both Form IT-2105.9 and Worksheet 1 (and, if applicable, Worksheets 2 and 3) to your return.

Part I — Installments Based on Limitation on Prior Year's Tax

Line 2 — Modified Tax — To figure your modified tax, first figure your 1993 modified New York adjusted gross income. Your **modified New York adjusted gross income** is your federal modified adjusted gross income with any New York addition and subtraction modifications (section 612(b) and 612(c)) relating to your federal modified adjusted gross income.

Note: If your 1993 New York adjusted gross income exceeds your 1992 New York adjusted gross income by more than $40,000 (more than $20,000 if you are married filing separately), but your 1993 **modified** New York adjusted gross income **does not** exceed your 1992 New York adjusted gross income by that amount, **do not** complete Worksheet 1 (and, if applicable, Worksheets 2 and 3). Instead, figure your underpayment in the normal manner. Attach to your return both Form IT-2105.9 and a computation of your 1993 modified New York adjusted gross income.

Figure your 1993 modified tax in the same manner as you figured your current-year tax (Form IT-2105.9, line 1), except:

1) Start with your 1993 modified New York adjusted gross income and reduce it by either your federal itemized deductions used in computing federal modified expected tax (with any New York addition and subtraction adjustments - section 615(c) and (d)) or by your New York standard deduction and by your New York exemptions; **and**

2) Do not include any 1993 items affecting credits and other taxes (such as minimum income tax) from a partnership in which you are not a general partner and own less than a 10% capital or profits interest or from an S corporation in which you own less than 10% of the stock (by vote or value). Instead, include the amount of these items (if any) shown on your 1992 return.

Multiply the result by 22.5% to find the amount to enter on line 2 in each column.

Part II — Installments Based on Annualization Exception

Complete Part II only if you completed Worksheet 1 (and, if applicable, Worksheets 2 and 3), Part I, lines 6-8. Part II may let you base one or more installments on the amount of your 1992 tax rather than on 90% of your 1993 tax or modified tax.

You can use your 1992 tax to figure installments 2-4 if, based on your annualized New York AGI or your annualized modified New York AGI amounts through the end of the installment period, you would not be subject to the limit on the use of your prior year's tax. However, the first installment due that does not qualify for the annualization exception is increased by the amount saved by using this exception in figuring earlier installments.

Line 9 - Figure the amount to enter on this line after you figure your New York AGI amount on line 14. Modifiy the amount from line 14 as explained earlier in the definition of modified New York AGI. Partnership and S corporation items from 1992 that must be included in your modified New York AGI are treated as accruing ratably during 1993.

Line 14 - Figure your New York adjusted gross income for the period by taking your federal adjusted gross income with any addition and subtraction modifications for the same period. (Estates and trusts use the 1993 Form IT-205-I, line 6 instruction for worksheet lines 1-9 or Form IT-205-A-I, line 11 instruction for worksheet lines 1-9 as a guide to arrive at your New York adjusted gross income.)

Worksheet 4 — Annualized Income Installment — New York State

Line 1 — Attach a schedule showing how you figured your New York adjusted gross income for each period.

Election to use modified NYAGI. Each period, you may choose to use your modified NYAGI (as defined above) for the period on line 1. You may make this choice **only** if you made an estimated tax payment for 1990, 1991 or 1992, **or** you were charged a penalty for not paying estimated tax for any of those years, **and** you satisfy the **three following conditions:**

Condition 1 — If your NYAGI for the period is more than:

$18,750 for the first period ($9,375 if married filing separately),

$31,250 for the second period ($15,625 if married filing separately),

$50,000 for the third period ($25,000 if married filing separately), **or**

$75,000 for the fourth period ($37,500 if married filing separately).

Condition 2 — Complete the following worksheet for each period.

1 Enter your modified NYAGI for the period . . . . . 1 _____
2 Enter your 1992 NYAGI as shown on your return . . 2 _____
3 Annualization amounts:
Enter:
"4" for the first period
"2.4" for the second period
"1.5" for the third period, or
"1" for the fourth period
(Estates and trusts use 6, 3, 1.71429 and 1.09091.) . . 3 _____
4 Divide line 2 by line 3 . . . . . 4 _____
5 Subtract line 4 from line 1 . . . . . 5 _____

You satisfy *Condition 2* if the amount on line 5 above is more than:

$10,000 for the first period ($5,000 if married filing separately),

$16,667 for the second period ($8,333 if married filing separately),

$26,667 for the third period ($13,333 if married filing separately), **or**

$40,000 for the fourth period ($20,000 if married filing separately).

Condition 3 — Complete at least Part I of Worksheet 1 (and, if applicable, Worksheets 2 and 3). You satisfy *Condition 3* only if the amount on line 2 of Worksheet 1 (and, if applicable, Worksheets 2 and 3) is more than the amount on line 1. . . . . .

Estates and trusts line 1 worksheet — complete the following worksheet to figure amount for line 1.

1 Enter amount from Form IT-205, Schedule A, line 22 or Form IT-205-A, Schedule 1, line 6, column a . . . . . 1 _____
2 Enter amount from Form IT-205, Schedule A, line 20 or Form IT-205-A, Schedule 1, line 4 . . . . 2 _____
3 Add lines 1 and 2 . . . . . 3 _____
4 Enter amount from Form IT-205, page 1, line 2 or Form IT-205-A, Schedule 1, line 7, column a . . . . . 4 _____
5 Enter amount from Form IT-205, page 1, line 4 or Form IT-205-A, Schedule 1, line 9, column a . . . . . 5 _____
6 Add lines 4 and 5 . . . . . 6 _____
7 Add or subtract line 6 to/from line 3 . . . . . 7 _____

Enter here and on line 1 of Worksheet 4, page 7.

Line 2 - Estates and trusts — do not use amounts shown in columns 1 through 4. Instead, use 6, 3, 1.71429, and 1.09091, respectively, as the annualization amounts.

Line 4 — Enter your itemized deductions for the period shown. The percentage of itemized deductions disallowed for each filing status and income range applies to the amount of itemized deductions for each period.

Line 7 — Individuals - If you claim the standard deduction on line 7, the amount that you can enter is shown below:

Single	$6,000
Single and a dependent of another taxpayer	2,800
Married filing joint return	9,500
Married filing separate return	4,750
Head of household (with qualifying person)	7,000
Qualifying widow(er) with dependent child	9,500

Do **not** prorate your standard deduction. Enter the full amount in each column.

Note: Taxpayers will not be subject to a penalty for underpayment of estimated income tax due to 1993 tax law changes (affecting New York State and New York City income tax rates) if the amount of any shortfall in the April 15, 1993, June 15, 1993, and September 15, 1993, estimated income tax payments is included with the January 18, 1994, payment.

Line 11 - Resident individuals figure the tax on the amount on line 10, using the tax computation worksheet in the instructions for Form IT-201. Resident estates and trusts figure the tax on the amount on line 10, using the tax computation worksheet in the instructions for Form IT-205.

Line 11a - Nonresident and part-year resident individuals figure the tax on the amount on line 10, using the tax computation worksheet in the instructions for Form IT-203. Nonresident estates and trusts and part-year resident trusts figure the tax on the amount on line 10, using the tax computation worksheet in the instructions for Form IT-205. Enter the tax on line 1 of the worksheet below:

Worksheet for line 11a

1 Tax on the amount on line 10, Worksheet 4, page 7 . . . . . 1 _____
2 Income Percentage: *
$\frac{\text{New York source income for the period}}{\text{federal adjusted gross income for the period}}$ 2 _____
3 Multiply line 1 by line 2. Enter here and on line 11a, Worksheet 4 . . . . . 3 _____

* If you elected to use modified NYAGI for the period on Worksheet 4, line 1, use the following fraction for line 2 above:

$$\frac{\text{modified New York source income for the period}}{\text{modified federal adjusted gross income for the period}}$$

Line 12 — Credits that are based wholly or partly on income are figured on the annualized income for each period.

Example 4: You are single and qualified to claim the household credit. Your New York adjusted gross income (line 1) for the period January 1, 1993, through March 31, 1993, is $5,000. You would use the annualized amount on Worksheet 4, line 3 ($20,000) when figuring your household credit.

Other credits that should be figured on an annualized basis are the resident credit, child and dependent care credit and real property tax credit. Credits that are not based on income are figured by applying the 1993 credit rate to the amount of the expenditure paid or incurred during the period. An example of this is the investment credit.

Line 14 — Enter in each column the total amount of other New York State taxes reported on line 57 of Form IT-201, on line 60 of Form IT-203 or on lines 12 and 13 of Form IT-205. Except for the minimum tax, you do not have to annualize these taxes. Use Form IT-220, *Minimum Income Tax*, as a guide in figuring this tax. Figure your total New York tax preference items based upon the income and deductions during the period shown in the column headings of this worksheet. Multiply the total New York tax preference items by the annualization amounts on line 2 of this worksheet and then deduct the specific deduction allowed on Form IT-220.

Worksheet 5 — Annualized Income Installment — City of New York

Use Worksheet 5 on page 8 to figure the amount to be entered on line 18 of Worksheet 4. You can transfer the figures from lines 1 through 10 of Worksheet 4 to Worksheet 5 if you are required to complete both worksheets. The estate or trust New York adjusted gross income should be figured using the *Estates and trusts line 1 worksheet* on this page. If you are figuring annualized installments of the New York City nonresident earnings tax, skip lines 1 through 13 of Worksheet 5 and start with line 14.

Worksheet 6 — Annualized Income Installment — City of Yonkers

Use Worksheet 6 on page 8 to figure the amount to be entered on line 18 of Worksheet 4. If you are figuring annualized installments of the Yonkers nonresident earnings tax, skip lines 1 through 3 of Worksheet 6 and start with line 4.

Worksheet 1 — Required Installments for Taxpayers Affected by Limitation on Prior Year's Tax — New York State

Part I — Installments Based on Limitation on Prior Year's Tax

		(a) 1st installment	(b) 2nd installment	(c) 3rd installment	(d) 4th installment
1 Divide 1992 Form IT-201, line 58, Form IT-203, line 61 or Form IT-205, line 14 amount by four (4) and enter the result in each column	1				
2 In each column, enter 22.5% of your 1993 modified New York tax *(see instructions)*	2				
3 Enter the larger of line 1 or line 2	3				
4 Multiply 1993 Form IT-201, line 58; Form IT-203, line 61 **or** Form IT-205, line 14 amount by 90% (.90) and enter the result here _____. Then, divide by four (4) and enter the result in each column	4				
5 Enter the smaller of line 3 or line 4. If **both** line 2 and line 4 are larger than line 1, go to line 6. Otherwise, skip lines 6-19 and include these amounts in the total for amount entered on line 14, Form IT-2105.9 (or include in the total for amount entered on line 22 of *Worksheet 4 - Annualized Income Installment — New York State*, if applicable)	5				
Complete line 7 in column (a) before going to line 6 in column (b)					
6 Enter the amount from column (a), line 7	6				
7 Subtract line 1 from line 5	7				
8 In column (a), enter the amount from line 1. In column (b), add lines 5 and 6 and enter the result. In columns (c) and (d), enter the amount from line 5. If you are using Part II below, go to line 9. Otherwise, skip Part II and enter these amounts on line 14, Form IT-2105.9 (or include in the total for amount entered on line 22 of Worksheet 4, if applicable)	8				

Part II — Installments Based on Annualization Exception

Estates and trusts — Use the following ending dates in each column: 2/28/93, 4/30/93, 7/31/93, 11/30/93.		(a) 1/1/93 - 3/31/93	(b) 1/1/93 - 5/31/93	(c) 1/1/93 - 8/31/93	(d) 1/1/93 - 12/31/93
9 Enter your modified New York AGI for each period *(see instructions)*	9				
10 Annualization amounts. *(Estates and trusts, **do not** use the amounts shown to the right. Instead use 3, 1.71429 and 1.09091.)*	10		2.4	1.5	1.0
11 **Annualized modified New York AGI.** Multiply line 9 by line 10	11				
12 Enter your 1992 New York AGI, as shown on your return, in each column	12				
13 Subtract line 12 from line 11. If less than zero, enter "0"	13				
14 Enter your 1993 New York AGI for each period *(see instructions)*	14				
15 **Annualized New York AGI.** Multiply line 14 by line 10	15				
16 In column (a), enter the amount from line 1. In columns (b) — (d), enter the amount from line 5 **if**: • Line 13 is more than $40,000 (more than $20,000 if married filing separately), **and** • Line 15 is more than $75,000 (more than $37,500 if married filing separately). Otherwise, enter the amount from line 1	16				
17 Subtract line 16 from line 5	17				
Complete lines 18 and 19 in one column before going on to the next column					
18 If you entered "0" on line 17, add the amounts on line 17 of all preceding columns. From the result, subtract the total of the amounts on line 18 of all preceding columns and enter the result. Otherwise, enter "0"	18				
19 Add lines 16 and 18. Enter here and on line 14, Form IT-2105.9 (or include in the total for amount entered on line 22 of Worksheet 4, if applicable)	19				

Worksheet 2 — Required Installments for Taxpayers Affected by Limitation on Prior Year's Tax — City of New York

Part I — Installments Based on Limitations on Prior Year's Tax

		(a) 1st installment	(b) 2nd installment	(c) 3rd installment	(d) 4th installment
1 Add 1992 Form IT-201, lines 61, 62 and 63; Form IT-203, lines 62 and 63 **or** Form IT-205, lines 15 through 21. Then, divide total by four (4) and enter the result in each column *(see instructions)*	1				
2 In each column, enter 22.5% of your 1993 modified city of New York tax	2				
3 Enter the larger of line 1 or line 2	3				
4 Multiply 1993 Form IT-201, lines 61, 62 and 63; Form IT-203, lines 62 and 63 **or** Form IT-205, lines 17 through 21 by 90% (.90) and enter the result here _____. Then, divide by four (4) and enter the result in each column	4				
5 Enter the smaller of line 3 or line 4. If **both** line 2 and line 4 are larger than line 1, go to line 6. Otherwise, skip lines 6-19 and include these amounts in the total for amount entered on line 14, Form IT-2105.9 (or include in the total for amount entered on line 22 of Worksheet 4, if applicable)	5				
Complete line 7 in column (a) before going to line 6 in column (b)					
6 Enter the amount from column (a), line 7	6				
7 Subtract line 1 from line 5	7				
8 In column (a), enter the amount from line 1. In column (b), add lines 5 and 6 and enter the result. In columns (c) and (d), enter the amount from line 5. If you are using Part II below, go to line 9. Otherwise, skip Part II and enter these amounts on line 14, Form IT-2105.9 (or include in the total for amount entered on line 22 of Worksheet 4, if applicable)	8				

Part II — Installments Based on Annualization Exception

Estates and trusts — Use the following ending dates in each column: 2/28/93, 4/30/93, 7/31/93, 11/30/93		(a) 1/1/93 - 3/31/93	(b) 1/1/93 - 5/31/93	(c) 1/1/93 - 8/31/93	(d) 1/1/93 - 12/31/93
9 Enter your modified city of New York AGI for each period	9				
10 Annualization amounts. (Estates and trusts, **do not** use the amounts shown to the right. Instead use 3, 1.71429 and 1.09091.)	10		2.4	1.5	1.0
11 **Annualized modified city of New York AGI.** Multiply line 9 by line 10	11				
12 Enter your 1992 city of New York AGI, as shown on your return, in each column	12				
13 Subtract line 12 from line 11. If less than zero, enter "0"	13				
14 Enter your 1993 city of New York AGI for each period *(see instructions)*	14				
15 **Annualized city of New York AGI.** Multiply line 14 by line 10	15				
16 In column (a), enter the amount from line 1. In columns (b) — (d), enter the amount from line 5 **if:** • Line 13 is more than $40,000 (more than $20,000 if married filing separately), **and** • Line 15 is more than $75,000 (more than $37,500 if married filing separately). Otherwise, enter the amount from line 1	16				
17 Subtract line 16 from line 5	17				
Complete lines 18 and 19 in one column before going on to the next column					
18 If you entered "0" on line 17, add the amounts on line 17 of all preceding columns. From the result, subtract the total of the amounts on line 18 of all preceding columns and enter the result. Otherwise, enter "0"	18				
19 Add lines 16 and 18. Enter here and on line 14, Form IT-2105.9 (or include in the total for amount entered on line 22 of Worksheet 4, if applicable)	19				

Worksheet 3 — Required Installments for Taxpayers Affected by Limitation on Prior Year's Tax — City of Yonkers

Part I — Installments Based on Limitation on Prior Year's Tax		(a) 1st installment	(b) 2nd installment	(c) 3rd installment	(d) 4th installment
1 Add 1992 Form IT-201, lines 64, 65 and 66; Form IT-203, lines 64 and 65 **or** Form IT-205, lines 22, 23 and 24. Then, divide total by four (4) and enter the result in each column	1				
2 In each column, enter 22.5% of your 1993 modified expected city of Yonkers tax	2				
3 Enter the larger of line 1 or line 2	3				
4 Multiply by 90% (.90) the amounts on 1993 Form IT-201, lines 64, 65 and 66; Form IT-203, lines 64 and 65 **or** Form IT-205, lines 22, 23 and 24. Enter the total here _____. Then divide by four (4) and enter the result in each column	4				
5 Enter the smaller of line 3 or line 4. If **both** line 2 and line 4 are larger than line 1, go to line 6. Otherwise, skip lines 6-19 and include these amounts in the total for amount entered on line 14, Form IT-2105.9 (or include in the total for amount entered on line 22 of Worksheet 4, if applicable)	5				
Complete line 7 in column (a) before going to line 6 in column (b)					
6 Enter the amount from column (a), line 7	6				
7 Subtract line 1 from line 5	7				
8 In column (a), enter the amount from line 1. In column (b), add lines 5 and 6 and enter the result. In columns (c) and (d), enter the amount from line 5. If you are using Part II below, go to line 9. Otherwise, skip Part II and enter these amounts on line 14, Form IT-2105.9 (or include in the total amount entered on line 22 of Worksheet 4, if applicable)	8				

Part II — Installments Based on Annualization Exception

Estates and trusts — Use the following ending dates in each column: 2/28/93, 4/30/93, 7/31/93, 11/30/93		(a) 1/1/93 - 3/31/93	(b) 1/1/93 - 5/31/93	(c) 1/1/93 - 8/31/93	(d) 1/1/93 - 12/31/93
9 Enter your modified city of Yonkers AGI for each period	9				
10 Annualization amounts. (Estates and trusts, **do not** use the amounts shown to the right. Instead use 3, 1.71429 and 1.09091.)	10		2.4	1.5	1.0
11 **Annualized modified city of Yonkers AGI.** Multiply line 9 by line 10	11				
12 Enter your 1992 city of Yonkers AGI, as shown on your return, in each column	12				
13 Subtract line 12 from line 11. If less than zero, enter -0-	13				
14 Enter your 1993 city of Yonkers AGI for each period *(see instructions)*	14				
15 **Annualized city of Yonkers AGI.** Multiply line 14 by line 10	15				
16 In column (a), enter the amount from line 1. In columns (b) — (d), enter the amount from line 5 **if:** • Line 13 is more than $40,000 (more than $20,000 if married filing separately), **and** • Line 15 is more than $75,000 (more than $37,500 if married filing separately). Otherwise, enter the amount from line 1	16				
17 Subtract line 16 from line 5	17				
Complete lines 18 and 19 in one column before going on to the next column					
18 If you entered "0" on line 17, add the amounts on line 17 of all preceding columns. From the result, subtract the total of the amounts on line 18 of all preceding columns and enter the result. Otherwise, enter "0"	18				
19 Add lines 16 and 18. Enter here and on line 14, Form IT-2105.9 (or include in the total for amount entered on line 22 of Worksheet 4, if applicable)	19				

Worksheet 4 — Annualized Income Installment — New York State

(Complete one column through line 24 before completing the next column)

Estates and trusts — Use the following ending dates in each column: 2/28/93, 4/30/93, 7/31/93 and 11/30/93		(a) 1/1/93 - 3/31/93	(b) 1/1/93 - 5/31/93	(c) 1/1/93 - 8/31/93	(d) 1/1/93 12/31/93
1 New York adjusted gross income for period shown *(see instructions, page 3)*	1				
2 Annualization amounts *(estates and trusts — see instructions)*	2	4	2.4	1.5	1
3 Annualized New York adjusted gross income *(multiply line 1 by line 2)*	3				
4 Itemized deductions for period shown *(if you do not itemize deductions, skip lines 4, 5 and 6)*. Estates and trusts — enter "0," skip to line 8 and enter the amount from line 3 on line 8	4				
5 Annualization amounts	5	4	2.4	1.5	1
6 Multiply line 4 by line 5	6				
7 Standard deduction *(see instructions, page 3)*	7				
8 Subtract line 6 or line 7 from line 3	8				
9 Multiply $1,000 by the number of dependent exemptions claimed. Estates and trusts — enter the federal exemption amount *(enter full amount in each column)*	9				
10 Annualized taxable income *(subtract line 9 from line 8)*	10				
11 Resident individuals and resident estates and trusts - figure the tax on the amount on line 10 *(see instructions, page 3)*	11				
11a Nonresidents and part-year resident individuals, nonresident estates and trusts and part-year resident trusts - figure the tax on the amount on line 10 using the Worksheet for line 11a on page 3	11a				
12 Enter the applicable portion of any credits claimed on lines 52, 53, 54 and 70 of Form IT-201; lines 52, 53 and 58 of Form IT-203 or line 10 Form IT-205 *(see instructions, page 3)*	12				
13 Subtract line 12 from line 11 or 11a	13				
14 For each period, enter the total amount of other New York State taxes reported on line 57 of Form IT-201, on line 60 of Form IT-203 or on line 12 and line 13 of Form IT-205	14				
15 Total annualized tax *(add lines 13 and 14)*	15				
16 Percentage	16	22.5%	45%	67.5%	90%
17 Multiply line 15 by line 16	17				
18 Enter the amount from line 17 of Worksheet 5, and/or the amount from line 7 of Worksheet 6	18				
19 Add lines 17 and 18	19				
20 Add the combined amounts of line 24 from all preceding columns	20				
21 Subtract line 20 from line 19. If less than zero, enter "0"	21				
22 If the estimated tax rules limiting use of prior year's tax apply, enter the amounts from Worksheet 1 (and, if applicable, Worksheets 2 and 3), line 5, 8 or 19. Otherwise, enter ¼ of line 6, Form IT-2105.9, in each column. Also, add the amount from line 23 (this worksheet) of the preceding payment column	22				
23 If line 22 is more than line 21, subtract line 21 from line 22. Otherwise, enter "0"	23				
24 Enter the smaller of line 21 or line 22 here and on Form IT-2105.9, line 14	24				

Worksheet 5 — Annualized Income Installment — City of New York

Estates and trusts — Use the following ending dates in each column: 2/28/93, 4/30/93, 7/31/93 and 11/30/93		(a) 1/1/93 - 3/31/93	(b) 1/1/93 - 5/31/93	(c) 1/1/93 - 8/31/93	(d) 1/1/93 - 12/31/93
1 City of New York adjusted gross income for period	1				
2 Annualization amounts *(estates and trusts — see instructions)*	2	4	2.4	1.5	1
3 Annualized city of New York adjusted gross income *(multiply line 1 by line 2)*	3				
4 Itemized deductions for period shown *(if you do not itemize deductions, skip lines 4, 5 and 6)*. Estates and trusts — enter "0," skip to line 8 and enter the amount from line 3 on line 8	4				
5 Annualization amounts	5	4	2.4	1.5	1
6 Multiply line 4 by line 5	6				
7 Standard deduction	7				
8 Subtract line 6 or line 7 from line 3	8				
9 Multiply $1,000 by the number of dependent exemptions claimed. Estates and trusts — enter the federal exemption amount	9				
10 Annualized taxable income *(subtract line 9 from line 8)*	10				
11 Figure the tax on the amount on line 10, using the city of New York resident tax rate schedule	11				
12 Enter the applicable portion of any credit claimed on line 60 of Form IT-201	12				
13 Subtract line 12 from line 11	13				
14 For each period, enter the total amount of other city of New York taxes reported on lines 62 and 63, Form IT-201; lines 62 and 63, Form IT-203 **or** lines 18 through 21, Form IT-205	14				
15 Total annualized tax *(add lines 13 and 14)*	15				
16 Percentage	16	22.5%	45%	67.5%	90%
17 Multiply line 15 by line 16. Enter the result here and on Worksheet 4, line 18, in the proper column	17				

Worksheet 6 — Annualized Income Installment — City of Yonkers

Estates and trusts — Use the following ending dates in each column: 2/28/93, 4/30/93, 7/31/93 and 11/30/93		(a) 1/1/93 - 3/31/93	(b) 1/1/93 - 5/31/93	(c) 1/1/93 - 8/31/93	(d) 1/1/93 - 12/31/93
1 Enter amount from Worksheet 4, line 17	1				
2 Percentage	2	15%	15%	15%	15%
3 Multiply line 1 by line 2	3				
4 For each period, enter the city of Yonkers nonresident earnings tax from line 65, Form IT-201; line 64, Form IT-203 **or** line 24, Form IT-205	4				
5 Percentage	5	22.5%	45%	67.5%	90%
6 Multiply line 4 by line 5	6				
7 Add lines 3 and 6. Enter the result here and on Worksheet 4, line 18, in the proper column	7				

Privacy Notification — Our authority to require personal information, including social security numbers, is found in sections 651, 652, 658, 697, 1306, 1312, 1332 and 1342 of the Tax Law, Article 2-E of the General City Law, and related parts of our personal income tax regulations.

We will use this information primarily to process your tax return and collect your personal income tax for the state or city of New York, the income tax surcharge on residents for the city of Yonkers or the earnings tax on nonresidents for the city of New York or Yonkers, whichever may apply to you. We may also use it to help enforce other taxes under the Tax Law, for tax refund offset programs and exchange of tax information programs authorized by sections 171-a, 171-b, 171-c, 171-d, 171-e, 171-f, 171-g and 697 of the Tax Law, and for any other purposes authorized by law.

Your failure to provide the required information may subject you to civil or criminal penalties, or both, under the Tax Law or the Penal Law.

Our authority to maintain this information is found in section 697(e) of the Tax Law and a related section of our personal income tax regulations. This information will be maintained by the Director Data Management Services Bureau, NYS Tax Department, Building 8 Room 905, W A Harriman Campus, Albany NY 12227; telephone (from New York State only) 1 800 CALL TAX (1 800 225-5829); from outside New York State, call (518) 438-8581.

For forms or publications, call toll free (from New York State only) 1 800 462-8100. From areas outside New York State, call (518) 438-1073.

For information, call toll free (from New York State only) 1 800 CALL TAX (1 800 225-5829). From areas outside New York State, call (518) 438-8581.

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 disabled persons, please call the **information** numbers listed above.

Hotline for the Hearing and Speech Impaired - If you have a hearing or speech impairment and have access to a telecommunications device for the deaf (TDD), you can get answers to your New York State tax questions by calling our toll-free hotline 1 800 634-2110 (within New York State). Hours of operation are from 9:00 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.

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

For refund information only, please wait until after April 15 to call toll free (from New York State only) 1 800 443-3200. From areas outside New York State, call (518) 438-6777.

Telephone assistance is available from 8:30 a.m. to 4:25 p.m., Monday through Friday.