



# CT-189

(12/02)

New York State Department of Taxation and Finance

## Tax on Importation of Gas Services

Tax Law — Article 9, Section 189

Tax Period: December 1, 2002, through February 28, 2003

Employer identification number		File number	If address on return is new, check box <input type="checkbox"/>	For office use only
Mailing name and address	Legal name of corporation		If your name, employer identification number, address, or owner/officer information has changed, you must file Form DTF-95. If only your address has changed, you may file Form DTF-96. You can get these forms by fax, phone, or from our Web site. See <i>Need help?</i> in the instructions.	Date received
	Mailing name (if different from legal name above) and address			Audit use
	c/o Number and street or PO box			
	City	State		
Location of headquarters		Business telephone number ( )		
Type of organization				
<input type="checkbox"/> Corporation <input type="checkbox"/> Partnership <input type="checkbox"/> Individual <input type="checkbox"/> Other: _____				

For this tax period did you import natural gas into the Metropolitan Commuter Transportation District?  Yes  No

<b>A. Payment</b> — pay amount shown on line 18 or 52. Make check payable to: <b>New York State Corporation Tax</b>	Payment enclosed
◆ Attach your payment here.	

### Schedule A — Collection and remittance by a regulated public utility (see Form CT-189-I, Instructions for Form CT-189)

#### Part I — Computation of tax (section 189)

	A 12/1/02 – 12/31/02		B 1/1/03 – 2/28/03	
1 Number of Mcfs of gas service imported by and delivered to transportation customers in New York State from Schedule C .....	1			
2 Number of Mcfs listed on line 1 delivered to transportation customers with a <i>Direct Pay Permit</i> .....	2			
3 Number of Mcfs listed on line 1 delivered to transportation customers with an exemption certificate .....	3			
4 Number of Mcfs of gas service listed on line 1 used to generate electricity for sale .....	4			
5 Total nontaxable Mcfs (add lines 2, 3, and 4) .....	5			
6 Total taxable Mcfs (subtract line 5 from line 1) .....	6			
7 Annual average gas price per Mcf .....	7	\$ 4 12	\$ 4 12	
8 Total amount on which to compute tax (multiply line 6 by line 7) .....	8			
9 Tax rate (see instructions) .....	9	.019	.0085	
10 Tax required to be collected (multiply line 8 by line 9) .....	10			
11 Total tax required to be collected (add line 10, columns A and B) .....	11			
12 MTA surcharge (from line 31) .....	12			
13 Tax and MTA surcharge required to be collected (add lines 11 and 12) .....	13			
14 Credits and other adjustments (see instructions) Explain: _____ _____ _____	14			
15 Balance after credits (subtract line 14 from line 13) .....	15			
16 Interest on late payment .....	16			
17 Additional charges .....	17			
18 Balance due or overpayment (add lines 15, 16, and 17; enter payment on line A above; see instructions) .....	18			
19 Amount of overpayment on line 18 to be credited to next period .....	19			
20 Amount of overpayment on line 18 to be refunded .....	20			

Part II — Computation of metropolitan transportation business tax (MTA surcharge) (sec. 189-a)	A 12/1/02 – 12/31/02		B 1/1/03 – 2/28/03	
	21 Number of Mcfs of gas service imported by and delivered to transportation customers in the MCTD from Schedule D .....	21		
22 Number of Mcfs listed on line 21 delivered to transportation customers with a <i>Direct Pay Permit</i> ....	22			
23 Number of Mcfs listed on line 21 delivered to transportation customers with an exemption certificate .....	23			
24 Number of Mcfs of gas service listed on line 21 that are used to generate electricity for sale .....	24			
25 Total nontaxable Mcfs (add lines 22, 23, and 24) .....	25			
26 Total Mcfs subject to MTA surcharge (subtract line 25 from line 21) .....	26			
27 Annual average gas price per Mcf .....	27	\$ 4 12	\$ 4 12	
28 Amount on which to compute the MTA surcharge (multiply line 26 by line 27) .....	28			
29 Surcharge rate (tax rate multiplied by surcharge rate of 17% (.17)) .....	29	.00323	.001445	
30 MTA surcharge required to be collected (multiply line 28 by line 29) .....	30			
31 Total MTA surcharge required to be collected (add line 30, columns A and B; enter here and on line 12) .....	31			
32 MTA surcharge credit allowed from Schedule E, column 4 total (enter here and include the amount on line 14) .....	32			
33 Balance due (subtract line 32 from line 31) .....	33			

**Schedule B — Computation and payment of tax by importers who have obtained a *Direct Pay Permit* (including co-generators) or by importers not using a regulated public utility**

Part I — Computation of tax (section 189)	12/1/02 – 12/31/02		1/1/03 – 2/28/03	
34 Total number of Mcfs delivered in New York State .....	34			
35 Total number of Mcfs listed on line 34 that were purchased in New York State ....	35			
36 Total number of Mcfs imported into New York State (subtract line 35 from line 34) .....	36			
37 Annual average gas price per Mcf .....	37	\$ 4 12	\$ 4 12	
38 Total consideration based on annual average gas price (multiply line 36 by line 37) ..	38			
39 Taxable consideration before any exemptions (see instructions) .....	39			
40 Exemption for co-generators (multiply line 39 by line 57) .....	40			
41 Exemption for gas service used to generate electricity for sale (see instructions) .....	41			
42 Taxable consideration (subtract lines 40 and 41 from line 39) .....	42			
43 Tax rate (see instructions) .....	43	.019	.0085	
44 Tax (multiply line 42 by line 43) .....	44			
45 Total tax due (add line 44, columns A and B) .....	45			
46 MTA surcharge (from line 70) .....	46			
47 Tax and MTA surcharge due (add lines 45 and 46) .....	47			
48 Credits and other adjustments (see instructions) Explain: _____	48			
49 Balance after credits (subtract line 48 from line 47) .....	49			
50 Interest on late payment .....	50			
51 Additional charges .....	51			
52 Balance due or overpayment (add lines 49, 50, and 51; enter payment on line A on front page of form; see instructions) ...	52			
53 Amount of overpayment on line 52 to be credited to next period .....	53			
54 Amount of overpayment on line 52 to be refunded .....	54			

**Part II — Exemption for co-generation facilities — to be used by co-generators only**

55 BTU value of electricity and steam supplied to and used by thermal energy host .....	55			
56 BTU value of total electricity and steam produced by the co-generator .....	56			
57 Exemption percentage (divide line 55 by line 56; enter to two decimal places) .....	57			%

Part III — Computation of metropolitan transportation business tax (MTA surcharge) (sec. 189-a)	12/1/02 – 12/31/02		1/1/03 – 2/28/03	
58 Total number of Mcfs delivered into the MCTD (see instructions) .....	58			
59 Total number of Mcfs listed on line 58 that were purchased in New York State ....	59			
60 Total number of Mcfs imported into the MCTD (subtract line 59 from line 58) .....	60			
61 Annual average gas price per Mcf .....	61	\$ 4 12	\$ 4 12	
62 Total consideration based on annual average gas price (multiply line 60 by line 61) ...	62			
63 Consideration subject to MTA surcharge before any exemptions (see instructions) ...	63			
64 Exemption for co-generators (multiply line 63 by line 75) .....	64			
65 Exemption for gas service used to generate electricity for sale (see instructions) ....	65			
66 Total amount on which to compute the MTA surcharge (subtract lines 64 and 65 from line 63) ...	66			



