



CT-46

New York State Department of Taxation and Finance

Claim for Investment Tax Credit (Includes Employment Incentive Credit)

Tax Law — Section 210.12 and 210.12-D

2002 calendar-yr. filers, check box Other filers enter tax period:

beginning ending

Name Employer identification number File number

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

Summary of tax credit(s)

Table with 10 rows for tax credit items: 1 Investment tax credit, 2 Investment tax credit on research and development property, 3 Retail enterprise tax credit, 4 Historic barns credit, 5 Subtotal, 6 Employment incentive credit, 7 Unused investment tax credit, 8 Total, 9 Recapture of excess credit, 10 Net investment tax credit(s).

Computation of investment tax credit used, refunded, or carried forward (New York S Corporations do not complete this section)

Table with 19 rows for computation of investment tax credit: 11 Tax, 12 Tax credits claimed before, 13 Subtract line 12 from line 11, 14 Tax on minimum taxable income, 15 Limitation on investment tax credit, 16 Investment tax credit to be used, 17 Unused investment tax credit, 18 Qualified new businesses only, 19 Unused investment tax credit available.

Schedule A — Investment tax credit

Table with 7 columns (A-G) and 2 rows for Schedule A: A Description of property, B Principal use, C Date acquired, D Life (years), E Investment credit base, F Investment tax credit, G Investment tax credit on research and development property.

Rate schedule 1 — Rates for Schedule A and Form CT-46-ATT

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

* A New York C corporation may compute the investment tax credit on R & D property at either the standard rate or the optional rate. However, only R & D 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.

A New York S corporation must compute its investment tax credit at the rate of 4% (.04) on property other than R & D property and at 7% (.07) on R & D property. The pro rata share of the investment tax credit, computed at these rates, will be allowed to each individual shareholder.

Schedule B — Eligibility for employment incentive credit (see example on page 4 of Form CT-46-1)

A. Use with Schedule C, line 26, first succeeding year		A	B	C	D	E	F	G	H
		Year	March 31	June 30	September 30	December 31	Total B+C+D+E	Average	Percent*
22	Number of New York State employees in employment base year								
23	Number of New York State employees in period covered by this claim								%
B. Use with Schedule C, line 27, second succeeding year		Year	March 31	June 30	September 30	December 31	Total B+C+D+E	Average	Percent*
24	Number of New York State employees in employment base year								
25	Number of New York State employees in period covered by this claim								%

*Divide the average number of employees covered by this claim by the average number of employees in base year (column G).

Schedule C — Employment incentive credit computation (see example on page 4 of Form CT-46-1)

	A	B	C
	Tax year in which investment tax credit was allowed	Amount of investment credit base upon which original investment tax credit was allowed (excluding R&D property at optional rate)	Employment incentive credit (multiply column B by the appropriate rate from Rate schedule 2 below)
26	Information for first succeeding year: use line 23, column H to determine rate		
27	Information for second succeeding year; use line 25, column H to determine rate		
28	Add column C amounts (enter here and on line 6)		28.

Rate schedule 2 — Rates for Schedule C

Employment requirement at least	Rates
101% but less than 102%	1½% (.015) of investment credit base
102% but less than 103%	2% (.02) of investment credit base
103%	2½% (.025) of investment credit base

Schedule D — Recapture of investment tax credit (including rehabilitation expenditures for retail enterprises and historic barns)

A	B	C	D	E	F	G	H
Description of property	Date of acquisition or rehabilitation	Date property ceased to qualify	Life (months)	Unused life (months)	Percentage (column E ÷ column D)	Total original investment tax credit allowed	Recaptured investment tax credit (column F × column G)
29	Recaptured investment tax credit total from additional property, if any						29.
30	Recaptured investment tax credit (add column H amounts)						30.
31	Additional recapture (see instructions)						31.
32	Add lines 30 and 31 (enter here and on line 9)						32.

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