

STATEMENT IN LIEU OF A RURAL
AREA FLEXIBILITY ANALYSIS

A Rural Area Flexibility Analysis is not being submitted with this rule because this rule will not impose any adverse economic impact on rural areas or reporting, recordkeeping or other compliance requirements on public or private entities in rural areas. (See Number 4 of Regulatory Impact Statement.) Several policies of the Department that are being codified by the amendments are beneficial to empire zone certified businesses that are located in rural areas. There are approximately 3800 empire zone certified businesses in the State. The number, out of this number, that are businesses located in rural areas is not readily ascertainable.

The purpose of these amendments is to eliminate obsolete and statutory material within the Business Corporation Franchise Tax, Franchise Tax on Banking Corporations, Franchise Taxes on Insurance Corporations and New York State Personal Income Tax regulations, relating to the empire zone wage tax credit. The rule also eliminates regulations that closely parallel other regulation language and updates the regulations to reflect existing Department policy for the credit.