

## EXCELSIOR JOBS PROGRAM TAX CREDIT CLAIMS FILED DURING CALENDAR YEAR 2012

Taxpayer Name	Entity Type	CREDIT COMPONENTS				Total Credit	Recapture of Previous Tax Credit	Net Total Credit
		Jobs Credit	Investment Credit	Research & Development	Real Property Tax			
<i>2011 Tax Year</i>								
AMKAI LLC	Partnership	\$45,833	\$0	\$0	\$0	\$45,833	\$0	\$45,833
PRECIPART GROUP INC.	Corporation	\$0	\$15,197	\$0	\$0	\$15,197	\$0	\$15,197
e HEALTH GLOBAL TECHNOLOGIES INC.	Corporation	\$0	\$3,591	\$0	\$0	\$3,591	\$0	\$3,591
<b>TOTAL</b>		<b>\$45,833</b>	<b>\$18,788</b>	<b>\$0</b>	<b>\$0</b>	<b>\$64,621</b>	<b>\$0</b>	<b>\$64,621</b>

Chapter 59 of the Laws of 2010 requires the Tax Department to produce an *Excelsior Jobs Program Credit Report* by June 30<sup>th</sup> of each year. Information in the report is based on the information filed with the Department during the previous calendar year, to the extent that it is practicable to use the information. The mandate requires the Department to include the name of each taxpayer claiming the Excelsior tax credit, the amount of each credit component earned by the taxpayer, any other information received regarding the credit which the commissioner deems useful in evaluating the use of the credit. The components of the credit are the jobs tax credit, the investment tax credit, the research and development tax credit, and the real property tax credit. The credit is authorized in Tax Law Section 31(e).

In instances where the credit is earned by a pass-through entity such as a limited liability company (LLC), a partnership, or an S corporation, information will only be reported for the entity. Names of individual members of the LLC, partners, or S corp shareholders will not be reported. Because the credit is fully refundable, the amount of credit earned is equal to the impact on the state financial plan.

Data for the report come directly from returns filed in the previous calendar year. Therefore, several caveats are in order:

- 1) The data appear exactly as reported by the taxpayer. No validations or error corrections were performed by the Department.
- 2) Likewise, the information represents the taxpayer's position on the return as filed and does not reflect any adjustments made either during return processing or in the course of an audit.
- 3) Reporting is limited to the entity earning credit as determined by the credit forms filed with the tax return.
- 4) The actual amount of credit claimed during the period covered by this report may exceed what is reported here. This can occur if recipients of credit from pass-through entities file returns claiming credit, but the entity has not yet filed a return.
- 5) The report covers returns received by the Tax Department during the period of January 1, 2012 through December 31, 2012. Generally, this period covers the 2011 tax year. However, as a result of statutorily-permitted filing extensions and differing fiscal years, some returns for tax years prior to 2011 could be filed in 2012 and some 2011 tax year returns will not be filed until 2013.