



New York State Department of Taxation and Finance

Fiduciary MeF Acceptance Testing System for Tax Year 2014

TEST NUMBER: 2114

Forms Included: IT-205, IT-212, IT-219, IT-222, IT-223, IT-225

Test Notes: Complex Trust.

Return specific information: This entity was created 05-06-2007, ID 004xx2114* and is a full year resident trust of New York City. The entity has capital gain income of \$134,500**, taxes deduction of \$15,600, charitable deduction of \$11,500 and attorney fees of \$4500. Estimated tax payments of \$15,600 were made. The sole beneficiary has a 10% share, see below.

*Software vendors will be provided with a two-digit sequence to replace “xx” in the ID field. Vendors will be notified by e-mail.

You must provide federal Schedule D, Form 1041 in XML format**. Your software must perform calculations and complete forms including carry-overs from other tax forms. The attached forms should not be considered complete. Any balance due can be paid from the following business checking account: Account number 107043 Routing number 011001742. Should a refund be calculated the entity requests that the overpayment be applied to 2015 estimated taxes.

Beneficiary: Ben E. Ficiary SSN 004322148 10% share
675 Dollar Ln Greenville, NY 12083

IT-212 Notes: Part 3 - Investments in qualified property- use the following:

<i>Description of property</i>	<i>Investment credit type</i>
Electron Microscope	research (col G)
Drain Pipes	manufacturing (col F)
Sprinkler system	manufacturing (col F)

Part 4 – Early disposition of qualified property and addback of credit on early dispositions- use the following:

<i>Descr of property</i>	<i>Date acquired</i>	<i>Ceased to qualify</i>	<i>Life(months)</i>	<i>Unused Life</i>	<i>Total credit allowed</i>
Utility Cart	6/1/2012	7/1/2014	60	35	\$600

IT-225 Notes: The IT-225 is not included in this PDF. Note certain forms in this test require carryover to the IT-225. You must properly complete and include an IT-225 in your submission.

(continued)

Address any questions via e-mail to NYSFIDMEF@tax.ny.gov
Fiduciary MeF publications and forms are available at: http://www.tax.ny.gov/pit/efile/fid_mef_publications_2014.htm
Current Schema and State Spreadsheet available at: http://www.tax.ny.gov/bus/efile/swd_fiduciary.htm

Self-filer information: If your software only supports “self-filed” returns, omit the paid-preparer and third-party designee information shown on the IT-205 and use the following fiduciary information:

Partner: Willie Makeit
Phone: 518-454-5454
Sign Date: 2-16-2015
E-mail: Williewont@ubttax.com

** See Publication 90 *New York State Modernized E-file (MeF) Handbook for Software Developers and E-file Providers of Fiduciary Income Tax Returns Tax Year 2014* for more information on including federal forms in XML and PDF attachments. Publication 90 is available on our website.

Fiduciary Income Tax Return

New York State • New York City • Yonkers

IT-205

Type of entity from Form 1041:



For the full year Jan. 1, 2014, through Dec. 31, 2014, or fiscal year beginning **14** and ending

- Decedent's estate
- Simple trust
- Complex trust
- Qualified disability trust
- ESBT (S portion only)
- Grantor type trust
- Bankruptcy estate-Ch. 7
- Bankruptcy estate-Ch. 11
- Pooled income fund

Name of estate or trust (as shown on federal Form SS-4)		Date entity created
Name and title of fiduciary		Identification number of estate or trust
Address of fiduciary (number and street or rural route)		Decedent's social security number (SSN) (see instr.)
City, village, or post office	State	ZIP code
Country:		Mark an X in the applicable box: Initial return <input type="checkbox"/> Final return <input type="checkbox"/>
<input type="checkbox"/> Income distribution deduction (see instructions, Form IT-205-I)		<input type="checkbox"/> Trust meets conditions of section 605(b)(3)(D)
Number of beneficiaries		Qualifying special conditions for filing your 2014 tax return (see instructions)

Amended return (submit explanation)

A	Total income (from back page, line 51)	A	.00
B	New York adjusted gross income from NYAGI worksheet, line 5 (see instructions on page 8)	B	.00
C	Amount from Form IT-205-A, Schedule 1, line 10, column a	C	.00
1	Federal taxable income of fiduciary (from back page, line 62)	1	.00
2	New York modifications relating to amounts allocated to principal	2	.00
3	Balance (line 1 and add or subtract line 2)	3	.00
4	Fiduciary's share of New York fiduciary adjustment (from back page, Schedule C, column 5)	4	.00
5	New York taxable income of fiduciary (line 3 and add or subtract line 4)	5	.00
6	State tax on line 5 amount (full-year resident estate and trust only)	6	.00
7	New York State amount from Form IT-230, Part 2, line 2 (resident estate and trust only)	7	.00
8	Add lines 6 and 7	8	.00
9	Allocated New York State tax (from Form IT-205-A, Schedule 1, line 13)	9	.00
	• If you completed Form IT-230, Part 2, mark an X in this box <input type="checkbox"/>		
10	Nonrefundable state credits (submit schedule)	10	.00
11	Subtract line 10 from line 8 or line 9	11	.00
12	State separate tax on lump-sum distributions and other addbacks	12	.00
13	This line intentionally left blank	13	.00
14	Total New York State tax (add lines 11 and 12; see instructions)	14	.00
15a	New York City resident tax on line 5 amount (see instructions)	15a	.00
15b	New York City part-year resident tax (see instructions)	15b	.00
16	New York City amount from Form IT-230, Part 2, line 2 (see instructions)	16	.00
17	Add line 15a or 15b to line 16	17	.00
18	New York City accumulation distribution credit	18	.00
19	Subtract line 18 from line 17 (if less than zero, leave blank)	19	.00
20	New York City separate tax on lump-sum distributions (see instructions)	20	.00
21	Add lines 19 and 20	21	.00
22	Other New York City credits (see instructions)	22	.00
23	Subtract line 22 from line 21 (if less than zero, leave blank)	23	.00
24	This line intentionally left blank	24	.00
25	Yonkers resident income tax surcharge from Yonkers worksheet, line e (see instructions)	25	.00
26	Yonkers part-year resident tax (from Form IT-205-A-I, page 4, Worksheet C, line 14)	26	.00
27	Yonkers nonresident fiduciary earnings tax (from Form Y-206)	27	.00
28	Sales or use tax (see instructions on page)	28	.00
29	Total NYS, NYC, Yonkers taxes, and sales or use tax (add lines 14 and 23 through 28; see instructions)	29	.00
30	Estimated tax paid (including payments made with Form IT-370-PF)	30	.00
31	Estimated tax payments allocated to beneficiaries (from Form IT-205-T)	31	.00
32	Subtract line 31 from line 30	32	.00
33	Refundable credits Identify:	33	.00
34	New York State tax withheld	34	.00
35	New York City tax withheld	35	.00
36	Yonkers tax withheld	36	.00
37	Total (add lines 32 through 36)	37	.00
38	If line 37 is more than the total of lines 29 and 42, enter the overpayment	38	.00
39	Amount of line 38 to be refunded to you	39	.00
40	Amount of line 38 to be credited to 2015 estimated tax	40	.00
41	If line 37 is less than the total of lines 29 and 42, enter amount you owe	41	.00
42	Estimated tax penalty (will reduce line 38 or increase line 41; see instr.)	42	.00

Make check or money order payable to **NY State Income Tax**; write the estate or trust's employer identification number and **2014 Fiduciary Income Tax** on it; complete Form IT-205-V and mail it with the payment and the completed return to the appropriate address in the instructions.

205001140099



See instructions

Submit a copy of federal Schedule K-1 (Form 1041) for each beneficiary.

Schedule A – Details of federal taxable income of a fiduciary of a resident estate or trust

Enter items as reported for federal tax purposes or submit federal Form 1041.



Income	43 Interest income	43	.00
	44 Dividends	44	.00
	45 Business income (or loss) (submit copy of federal Schedule C or C-EZ, Form 1040)	45	.00
	46 Capital gain (or loss) (submit copy of federal Schedule D, Form 1041)	46	.00
	47 Rents, royalties, partnerships, other estates and trusts (submit copy of federal Schedule E, Form 1040)	47	.00
	48 Farm income (or loss) (submit copy of federal Schedule F, Form 1040)	48	.00
	49 Ordinary gain (or loss) (submit copy of federal Form 4797)	49	.00
	50 Other income (state nature of income)	50	.00
	51 Total income (add lines 43 through 50; enter here and on front page, line A)	51	.00
	52 Interest	52	.00
Deductions	53 Taxes	53	.00
	54 Fiduciary fees	54	.00
	55 Charitable deduction	55	.00
	56 Attorney, accountant, and return preparer fees	56	.00
	57 Other deductions (itemize on an additional sheet)	57	.00
	58 Income distribution deduction (submit copy of federal Schedules K-1, Form 1041, for each beneficiary)	58	.00
	59 Estate tax deduction (submit computation)	59	.00
	60 Exemption (federal)	60	.00
	61 Total (add lines 52 through 60)	61	.00
	62 Federal taxable income of fiduciary (subtract line 61 from line 51; enter here and on front page, line 1)	62	.00

Schedule B – New York fiduciary adjustment of a resident or a nonresident estate or trust or a part-year resident trust

Additions	63 Interest income on state and local bonds other than New York (gross amount not included in federal income) ..	63	.00
	64 Income taxes deducted on federal fiduciary return (see instructions)	64	.00
	65 Other (from Form IT-225, line 9; see instructions)	65	.00
	66 Total additions (add lines 63, 64, and 65)	66	.00
Subtractions	67 Interest income on US obligations included in federal income	67	.00
	68 Other (from Form IT-225, line 18; see instructions)	68	.00
	69 Total subtractions (add lines 67 and 68)	69	.00
	70 New York fiduciary adjustment (difference between lines 66 and 69 to be entered as total of column 5 below) ..	70	.00

Schedule C – Shares of New York fiduciary adjustment of a resident or a nonresident estate or trust or a part-year resident trust

Submit additional sheets if necessary.			2 Identifying number of each beneficiary	Shares of federal distributable net income (see instructions)		5 Shares of New York fiduciary adjustment
1 Name and address of each beneficiary. Check box if beneficiary is a nonresident of:	New York State	Yonkers		3 Amount	4 Percent	
(a)	<input type="checkbox"/>	<input type="checkbox"/>		.00		.00
(b)	<input type="checkbox"/>	<input type="checkbox"/>		.00		.00
The total of Schedule C, column 5, should be the same as Schedule B, line 70 above. (see instructions)			Fiduciary	.00		.00
			Totals	.00	100%	.00

- A If inter vivos trust, enter name and address of grantor: _____
- B If revocable trust which changed state or city residence during the year, enter the date of the change of residence (see instr., page 3): _____
- C Resident status – mark an X in all boxes that apply:

(3) <input type="checkbox"/> NYS full-year nonresident estate or trust	(6) <input type="checkbox"/> Yonkers full-year resident estate or trust
(1) <input type="checkbox"/> NYS full-year resident estate or trust	(4) <input type="checkbox"/> NYC full-year resident estate or trust
(2) <input type="checkbox"/> NYS part-year resident trust	(5) <input type="checkbox"/> NYC part-year resident trust
	(7) <input type="checkbox"/> Yonkers part-year resident trust
	(8) <input type="checkbox"/> Yonkers full-year nonresident estate or trust
- D If an estate, indicate last known address of decedent _____
- E Nonresident estate - indicate state of residency _____
- F Submit a list of executors or trustees with their addresses and identification numbers (SSN or EIN). _____
- G If a grantor trust, enter the identification number (SSN or EIN) of the individual reporting the income/loss _____

Third-party designee? (see instr.)	Print designee's name	Designee's phone number ()	Personal identification number (PIN)
Yes <input type="checkbox"/> No <input type="checkbox"/>	E-mail:		

Paid preparer must complete (see instr.)	Preparer's signature	Preparer's NYTPRN	▼ Sign return here ▼	
	Firm's name (or yours, if self-employed)	Preparer's PTIN or SSN	Signature of fiduciary or officer representing fiduciary	
	Address	Employer identification number	Date	Daytime phone number ()
	Date:	Self-employed? <input type="checkbox"/>	E-mail:	



Investment Credit

Submit this form with Form IT-201, IT-203, IT-204, or IT-205.

Name(s) as shown on return	Type of business	Identifying number as shown on return
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Date you started your business in New York State	Location of the qualified property (if more than one, submit a schedule)	NAICS code (see instructions)
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Part 1 – Computation of credit (see Form IT-212-I, Instructions for Form IT-212)

Individual or fiduciary	1	Credit from line 25, column F	1	.00
	2	Credit from line 25, column G	2	.00
Beneficiary	3	Share of investment tax credit from the estate or trust.....	3	.00
	4	Share of research and development credit from the estate or trust	4	.00
Partner	Partnership name: <input style="width:60%;" type="text"/>			
	Employer identification number <input style="width:20%;" type="text"/>			
	5	Partner's share of credit shown on Form IT-204-IP, line 49	5	.00
	6	Partner's share of credit shown on Form IT-204-IP, line 50	6	.00
S corporation shareholder	S corporation name: <input style="width:60%;" type="text"/>			
	Employer identification number <input style="width:20%;" type="text"/>			
	7	Shareholder's share of investment credit from the S corporation (see instructions) ..	7	.00
	8	Shareholder's share of research and development credit from the S corporation (see instr.)	8	.00
	9	Total (add lines 1 through 8).....	9	.00
	10	Fiduciaries: Enter credit allocated to beneficiaries	10	.00
	11	Subtract line 10 from line 9	11	.00
	12	Available carryover credit from last year's Form IT-212	12	.00
	13	Investment credit (add lines 11 and 12)	13	.00
	14	Total addback of credit from line 21 (fiduciaries: see instructions)	14	.00
	15a	Total investment credit (see instructions)	15a	.00
	15b	Net investment credit recapture (see instructions)	15b	.00

Part 2 – Summary of addback of credit on early dispositions (see instructions)

16	Individual's and partnership's addback of credit on early dispositions (from line 31).....	16	.00
17	Beneficiary's share of addback of credit on early dispositions	17	.00
18	Partner's share of addback of credit on early dispositions	18	.00
19	S corporation shareholder's share of addback of credit on early dispositions	19	.00
20	Estate's or trust's addback of credits on early dispositions (from line 31)	20	.00
21	Total (add lines 16 through 20)	21	.00



Part 3 – Investments in qualified property (see instructions)

A – Description of property (list each asset and submit a schedule if needed)	B – Principal use of property	C – Date acquired	D – Useful life in years	E – Investment credit base	F – Investment credit for manufacturing and production, retail enterprise, waste treatment, and pollution control property (column E × 4% (.04))	G – Investment credit for research and development property (column E × 7% (.07))
				.00	.00	.00
				.00	.00	.00
				.00	.00	.00
				.00	.00	.00
23 Enter amount from Form IT-212-ATT, line 11				23	.00	
24 Enter amount from Form IT-212-ATT, line 19, column C				24	.00	
25 Total investment credit (add amounts in columns F and G)				25	.00	.00

Individuals: Enter the line 25, column F amount on line 1. Enter the line 25, column G amount on line 2.

Fiduciaries: Enter the line 25, column F amount on line 1 and on the *Total* line of Part 5, column C.

Enter the line 25, column G amount on line 2 and on the *Total* line of Part 5, column D.

Partnerships: See instructions.

Part 4 – Early dispositions of qualified property and addback of credit on early dispositions (see instructions)

A – Description of property (list each asset and submit a schedule if needed)	B – Date acquired	C – Date property ceased to qualify	D – Life (months)	E – Unused life (months)	F – Percentage (E ÷ D)	G – Total investment credit allowed (see instructions)	H – Addback of credit on early dispositions (F × G)
						.00	.00
						.00	.00
						.00	.00
						.00	.00
27 Enter amount from Form IT-212-ATT, line 12						27	.00
28 Total (add lines 26 and 27, column H, and enter total here)						28	.00
29 Interest rate						29	
30 Multiply line 28 by line 29						30	.00
31 Total addback of credit on early dispositions (add amounts on lines 28 and 30)						31	.00

Fiduciaries: Enter the line 31 amount on line 20.

All others: Enter the line 31 amount on line 16.

Part 5 – Beneficiary's and fiduciary's share of investment credit and addback of credit on early dispositions

A – Beneficiary's name (same as in Form IT-205, Schedule C)	B – Identifying number	C – Share of investment credit for manufacturing and production, retail enterprise, waste treatment, and pollution control property	D – Share of investment credit for research and development property	E – Share of addback of credit on early dispositions
Total		.00	.00	.00
		.00	.00	.00
		.00	.00	.00
		.00	.00	.00
Fiduciary		.00	.00	.00

Part 6 – Application of credit and computation of refund and carryover (see instructions)

32a Total credit (from line 15a)	32a	.00
32b Tax due before credits	32b	.00
33 Credits that you applied before this credit	33	.00
34 Net tax (subtract line 33 from line 32b)	34	.00
35 Amount of credit used for the current tax year	35	.00
36 Amount of credit available for refund or carryover to next year (subtract line 35 from line 32a)	36	.00
37 Amount of credit to be refunded	37	.00
38 Amount of credit available for carryover to next year (subtract line 37 from line 36)	38	.00
39 Unused expired tax credits (see instructions) Enter the earliest year (yyyy) of unused credit carryover included in the carryforward... <input type="text"/>	39	.00
40 Amount of credit to be carried over to next year (subtract line 39 from line 38)	40	.00





Credit for New York City Unincorporated Business Tax

Submit Form IT-219 with your return, Form IT-201, Form IT-203, or Form IT-205.

Name(s) as shown on return	Taxpayer identification number (SSN or EIN)
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Part 1 – Partner (see instructions)

Name of partnership (as shown on Form NYC-204)	Partnership year end (from Form NYC-204)	Partnership EIN
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1 Enter the amount from Form NYC-204, line 25 (see instr.) ...	1	.00
2 Enter the amount from Form NYC-204, line 22 (see instr.) ...	2	.00
3 Add lines 1 and 2	3	.00
4 Enter your percentage of total distributive shares from Form NYC-204, Schedule C, column I. Enter amount as a decimal and round to the fourth decimal place (for example, 17.5% = .1750) ...	4	
5 Multiply line 3 by line 4 (if more than one business, see instructions)	5	.00

Part 2 – Individual

6 **Resident individual:** Enter the amount from Form NYC-202, line 23, or Form NYC-202S, line 8 (see instr.)
Part-year resident individual: Enter the amount from Worksheet A, line 5 (on back)

	6	.00
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Part 3 – Beneficiary’s share of unincorporated business taxes (see instructions)

7 **Beneficiary** – Enter your share of New York City unincorporated business taxes imposed on the estate or trust (see instructions)

Name of estate or trust	Employer identification number	
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	7	.00
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Part 4 – Computation of credit

8 **Fiduciaries:** Enter the amount from Schedule A, *Fiduciary* line, column D (on back; see instr.)
All others: Add lines 5, 6, and 7 (partners, see instructions)

	8	.00
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9 Enter your taxable income from:
Full-year NYC resident individuals – Form IT-201, line 37
Part-year NYC resident individuals – Form IT-360.1, line 47
Full-year NYC resident estates or trusts – Form IT-205, line 5
Part-year NYC resident trusts – Form IT-205-A, line 10, col. (b)

	9	.00
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10 If line 9 above is:
– \$42,000 or less, enter **1.000** (100%)
– more than \$42,000, but less than \$142,000, complete Worksheet B (on back)
– \$142,000 or more, enter **.230** (23%)

	10	.00
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11 Multiply line 8 by line 10. **New York City resident individuals** – Continue on line 12 below.
NYC part-year resident individuals: Stop; enter line 11 amount on Form IT-360.1, line 54.
Estates and trusts: Stop; enter line 11 amount on Form IT-205, line 22

	11	.00
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New York City full-year resident individuals

12 Amount from Form IT-201, line 49	12	.00
13 Amount from Form IT-201-ATT, line 32	13	.00
14 Amount from Form IT-201-ATT, line 33	14	.00
15 Add lines 12, 13, and 14	15	.00
16 Enter the lesser of line 11 or 15, and transfer the amount to Form IT-201-ATT, line 8	16	.00



Worksheet A

- 1 Enter the amount from Form NYC-202, line 23, Form NYC-202EIN, line 23, or Form NYC-202S, line 8 1 _____ .00
- 2 **Individuals:** Enter the amount from Form IT-360.1, line 6, column B
Trusts: Enter the amount from Form IT-205-A, Schedule 4, line 16, column C
 (see instructions) 2 _____ .00
- 3 **Individuals:** Enter the amount from Form IT-360.1, line 6, column A
Trusts: Enter the amount from Form IT-205-A, Schedule 4, line 16, column A
 (see instructions) 3 _____ .00
- 4 Divide line 2 by line 3 and round the result to the fourth decimal place 4 _____
- 5 Multiply line 1 by line 4. This is the part-year resident tax imposed on the unincorporated business.
Estates and trusts: Include this amount (below) in Schedule A, *Totals* line, column D.
All others: Transfer this amount to line 6 on the front page 5 _____ .00

Worksheet B

- 1 Base percentage 100% 1 _____ 1.000
- 2 Enter your taxable income from the front page, line 9 2 _____ .00
- 3 Base amount 3 _____ \$42,000.00
- 4 Subtract line 3 from line 2 4 _____ .00
- 5 Divide line 4 by \$100,000 and round to the third decimal place 5 _____
- 6 Multiply line 5 by .770 6 _____
- 7 Subtract line 6 from line 1. Transfer this decimal amount to the front page, line 10 7 _____

Schedule A (for estates and trusts only)
Fiduciary's and beneficiary's share of New York City unincorporated business tax

A Name and address of beneficiary	B Beneficiary's identifying number	C Allocation percentage	D Beneficiary's eligible unincorporated business taxes
Totals			.00
			.00
			.00
			.00
			.00
Fiduciary			.00





General Corporation Tax Credit For Full-Year New York City Resident Individuals, Estates, and Trusts

Submit with Form IT-201 or IT-205.

Name(s) as shown on return	Identification number on return

If you are a New York City resident individual, estate, or trust and you received a pro rata share of New York City general corporation tax paid plus the Unincorporated Business Tax (UBT) credit from a New York S corporation, exempt qualified subchapter S subsidiary (QSSS), or as a beneficiary of an estate or trust from either of the above, complete the following. For *Type* enter **S** for S corporation, **ET** for estate or trust, or **Q** for QSSS. (See instructions.)

A Name of entity	B Type	C Employer identification number	D Amount
			00
			00
			00
			00
			00
			00

- 1 Total column D amounts from additional Form(s) IT-222, if any

1		00
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- 2 Total (add column D amounts, including any amount on line 1)

2		00
---	--	----
- 3 Enter your taxable income from Form IT-201, line 37, or
Form IT-205, line 5

3		00
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- 4 If line 3 amount is:
 - \$35,000 or less, enter **1.000** (100%)
 - more than \$35,000, but less than \$100,000, complete worksheet (on back) and enter line 6 amount
 - \$100,000 or more, **stop**; you are not eligible

4	
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- 5 Multiply line 2 by line 4.
Estates and trusts: stop; enter line 5 amount on Form IT-205, line 22.
All others: continue with line 6

5		00
---	--	----
- 6 Enter amount from Form IT-201, line 49

6		00
---	--	----
- 7 Enter amount from Form IT-201-ATT, line 34

7		00
---	--	----
- 8 Add lines 6 and 7

8		00
---	--	----
- 9 Enter the amount from line 5 or line 8, whichever is less; transfer the amount to
Form IT-201-ATT, line 8a

9		00
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General information

For tax years beginning on or after January 1, 2014, and before July 1, 2015, a New York City resident individual, estate or trust (including New York City resident beneficiaries), whose city adjusted gross income includes a pro rata share of income, loss, and deductions from one or more New York S corporations or exempt qualified subchapter S subsidiaries (QSSS), may be eligible for a credit on their income tax return for their pro rata share of New York City general corporation tax (GCT) paid, plus Unincorporated Business Tax (UBT) credit.

The credit is not refundable, and you may not carry any unused credit forward to future years. In addition, the credit is only allowed against the following New York City taxes:

- the tax computed on taxable income;
- the separate tax on lump-sum distributions; and
- the tax on capital gain portion of a lump-sum distribution.

The amount of credit allowed if your city taxable income is \$35,000 or less is 100% of your pro rata share of GCT paid plus UBT credit. The credit decreases gradually from 100% to 0% for taxpayers with city taxable incomes more than \$35,000 but less than \$100,000. For taxpayers with city taxable incomes of \$100,000 or more, no credit is allowed.

Who qualifies

To claim this credit:

- you must be a full-year New York City resident individual, estate or trust, who received a pro rata share of GCT paid, plus UBT credit, as a shareholder of an S corporation or exempt QSSS, and
- your city taxable income must have been less than \$100,000.

How to claim the credit

To claim the credit for New York City GCT paid, you must complete Form IT-222 using the information obtained from your New York S corporation, QSSS, or estate or trust (for beneficiaries), and submit Form IT-222 with your return.

Line instructions

See the instructions for your tax return for the *Privacy notification* or if you need help contacting the Tax Department.

S corporation, QSSS, or estate or trust information

Enter the appropriate information for each S corporation, QSSS, or estate or trust, of which you were a shareholder or beneficiary, and received a pro rata share of GCT paid plus UBT credit. If you are claiming credit from more than six S corporations, QSSSs, or estates or trusts, complete as many additional Forms IT-222 as necessary. On the first Form IT-222, enter the total of all additional column D amounts on line 1. Place the additional forms behind the first Form IT-222 and submit all forms with your return.

Estates and trusts: Include **only** the fiduciary’s pro rata share retained by the estate or trust. **Do not** complete this form if you made a total distribution to the beneficiaries.

Line 4 – If your taxable income from line 3 is \$35,000 or less, enter **1.000** on line 4. If your taxable income is more than \$35,000 but less than \$100,000, complete the Worksheet below. If your taxable income is \$100,000 or more, **stop**; you do not qualify for this credit; do not submit this form.

Worksheet	
1	Base percentage 100% 1 <u>1.000</u>
2	Enter your taxable income from line 3 on the front page 2 <u>.00</u>
3	Base amount 3 <u>\$35,000.00</u>
4	Subtract line 3 from line 2 4 <u>.00</u>
5	Divide line 4 by \$65,000 and round to the third decimal place 5 _____
6	Subtract line 5 from line 1. Transfer this decimal amount to the front page, line 4 6 _____



Instructions

General information

Qualified entities in innovation hot spots are eligible for the tax benefits listed below for five tax years beginning with the year the entity became a tenant in or part of an innovation hot spot:

- Qualified entities taxable under Article 9-A located completely within the hot spot are liable only for the fixed dollar minimum tax.
- Qualified entities located inside and outside the hot spot, and corporate partners of qualified entities, are allowed a deduction for the amount of income or gain attributable to operations in the hot spot.
- Individuals who are sole proprietors of a qualified entity, or are partners in a partnership, limited liability company (LLC) members, or shareholders of a New York S corporation, that is a qualified entity, are allowed a deduction for the amount of income or gain attributable to operations at the hot spot.
- Qualified entities are also eligible for a credit or refund of sales and use tax imposed on the retail sale of tangible personal property or services.

Taxpayers claiming the above tax benefits are not eligible for any other New York State exemptions, deductions, credits, or refunds to the extent the exemption, deduction, credit, or refund is attributable to the business operations in the innovation hot spot. Claiming any such benefit represents an irrevocable election.

Qualified entity means a business enterprise that is:

- in the formative stages of development, and
- located in New York State, and
- certified by a New York State innovation hot spot as being approved to locate in, or be part of, a virtual incubation program operated by that innovation hot spot, and
- **either A or B below:**
 - A. any corporation, except a corporation which:
 - over 50% of the number of shares of stock entitling the holders thereof to vote for the election of directors or trustees is owned or controlled, either directly or indirectly, by a taxpayer subject to tax under Tax Law Article 9, sections 183, 184, or 185; Article 9-A; Article 32; or Article 33; **or**
 - is substantially similar in operation and in ownership to a business entity (or entities) taxable or previously taxable under Tax Law Article 9, sections 183, 184, 185, or former section 186; Article 9-A; Article 32; Article 33; former Article 23; or would have been subject to tax under Article 23 (as it was in effect on January 1, 1980); or the income (or losses) of which is (or was) includable under Article 22.
 - B. a sole proprietorship, partnership, limited partnership, LLC, or New York S corporation that is not substantially similar in operation and in ownership to a business entity (or entities) taxable, or previously taxable, under Tax Law Article 9, sections 183, 184, 185, or former section 186; Article 9-A; Article 32; Article 33; former Article 23; or would have been subject to tax under Article 23 (as it was in effect on January 1, 1980); or the income (or losses) of which is (or was) includable under Article 22.

For more information about the New York Innovation Hot Spot Program, visit www.esd.ny.gov.

Who must file

Submit one Form IT-223 with your return. Complete Form IT-223 if you are an individual, a fiduciary of an estate or trust, a partner in a partnership, or a shareholder of an S corporation, and you are a qualified entity or a member, partner, or shareholder of a qualified entity, or both. Include information for all of the entities from which you are receiving income or gain attributable to an innovation hot spot.

A partnership must submit Form IT-223 with Form IT-204, *Partnership Return*, showing the total income or gain attributable to the hot spot and provide the partners with their share of the income or gain attributable to the hot spot.

An S corporation does not file Form IT-223; it must file Form CT-223, *Innovation Hot Spot Deduction*. If you are a shareholder of an S corporation, obtain your share of the S corporation's income attributable to the hot spot from the S corporation, and follow the instructions on this form for claiming your modification on Form IT-225, *New York State Modifications*.

Column instructions

See the instructions for your tax return for the *Privacy notification* or if you need help contacting the Tax Department.

Column A – Enter the innovation hot spot name from your certificate.

Column B – Enter the hot spot identification code from your certificate.

Column C – Enter the business participation number from your certificate.

Column D – Enter the employer identification number (EIN) of the business certified in the hot spot. If you are receiving the income from another entity (partnership, New York S corporation, estate or trust) enter the EIN of the qualified entity certified in the hot spot.

Column E – Make **only one** entry (1, 2, 3, 4, or 5) to indicate which tax year you are claiming this deduction.

Column F – Enter the amount of income or gain attributable to the hot spot that was included in your federal adjusted gross income.

In addition to any record keeping requirement imposed by Empire State Development, a qualified entity that is located inside and outside a New York innovation hot spot must keep books and records to disclose, to the satisfaction of the Tax Department, the amount of items of income, gain, loss, and deduction attributable to operations at (or as part of) the innovation hot spot.

