

# CT-33A

New York State Department of Taxation and Finance

## Combined Franchise Tax Return

Article 33, Tax Law

For calendar year **1987**

or taxable period

beginning

ending

Mail to: NYS Tax Department Processing Unit P.O. Box 1909 Albany, NY 12201-1909	Parent's employer identification number <input style="width:90%;" type="text"/>	File number <input style="width:90%;" type="text"/>	For office use only
	Name of parent corporation <input style="width:98%;" type="text"/>		Date received <input style="width:98%;" type="text"/>
	Number and street <input style="width:98%;" type="text"/>		Audit use <input style="width:98%;" type="text"/>
	City or town <input style="width:30%;" type="text"/>	State <input style="width:10%;" type="text"/>	

Complete Form CT-33, Schedules B through K, for each member of the combined group and file them with this return.

<b>A. Payment — pay amount shown on line 22. Make check payable to:</b> New York State Corporation Tax	Payment enclosed	\$ <input style="width:80%;" type="text"/>
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### Schedule L — Computation of Tax and Installment Payments of Estimated Tax

<b>1</b> Combined allocated entire net income (from Schedule O, line 38) <input style="width:15%;" type="text"/> × .09	<b>1</b>		•
<b>2</b> Combined allocated capital (from Schedule P, line 40) <input style="width:15%;" type="text"/> × .0016	<b>2</b>		•
<b>3</b> Combined alternative base <input style="width:15%;" type="text"/> × .09	<b>3</b>		•
<b>4</b> Minimum tax for parent corporation only <input style="width:15%;" type="text"/>	<b>4</b>	250 00	
<b>5</b> Combined allocated subsidiary capital (from Schedule Q, line 42) <input style="width:15%;" type="text"/> × .0008	<b>5</b>		•
<b>6</b> Combined franchise tax (line 1, 2, 3 or 4, whichever is largest, plus line 5)	<b>6</b>		•
<b>7</b> Combined life insurance company premiums (from Schedule R, line 43) <input style="width:15%;" type="text"/> × .008	<b>7</b>		•
<b>8</b> Combined nonlife insurance company premiums			
(a) Accident and health (from Schedule R, line 44a) <input style="width:15%;" type="text"/> × .01	<b>8a</b>		•
(b) Other (from Schedule R, line 44b) <input style="width:15%;" type="text"/> × .012	<b>8b</b>		•
<b>9</b> Total additional franchise tax (add line 7, 8a and 8b)	<b>9</b>		•
<b>10</b> Combined minimum tax for subsidiaries - number of subsidiaries <input style="width:15%;" type="text"/> × \$250.00	<b>10</b>		•
<b>11</b> Total (add lines 6, 9 and 10)	<b>11</b>		•
<b>12</b> Limitation on tax (Section 1505) (from Schedule S, line 45) <input style="width:15%;" type="text"/> × .026	<b>12</b>		•
<b>13</b> Tax (line 11 or 12, whichever is less)	<b>13</b>		•
<b>14</b> Tax credits — <input type="checkbox"/> • Taxes on certain Fire Insurance Premiums <input type="checkbox"/> • Retaliatory Tax <input type="checkbox"/> • CT-43 <input type="checkbox"/> • CT-45 <input type="checkbox"/> • DTF-601 <input type="checkbox"/> • DTF-602	<b>14</b>		
(attach forms - see instructions for Form CT-33, line 11 if more than one credit is claimed)			
<b>15</b> Tax due (subtract line 14 from line 13 - if less than zero, enclose figures in brackets)	<b>15</b>		
<b>16</b> First installment for period following that covered by this return			
(a) If Application For Extension, Form CT-5 was filed, enter amount from Form CT-5, line 3	<b>16a</b>		
(b) If Form CT-5 was not filed and line 15 is over \$1,000, enter 25% of line 15	<b>16b</b>		
<b>17</b> Total (add line 15 and line 16a or 16b)	<b>17</b>		
<b>18</b> Prepayments \$ <input style="width:15%;" type="text"/> plus credits from prior years \$ <input style="width:15%;" type="text"/>	<b>18</b>		
<b>19</b> Balance (subtract line 18 from line 17)	<b>19</b>		
<b>20</b> Interest (compute on line 15 or on line 19, whichever is less)	<b>20</b>		
<b>21</b> Additional charges			
(a) Late filing and late payment penalties (compute on line 15 or on line 19, whichever is less)	<b>21a</b>		
(b) Underpayment of estimated tax penalty - attach Form CT-222 and check box <input type="checkbox"/>	<b>21b</b>		
<b>22</b> Balance Due (add lines 19, 20, 21a and 21b - enter payment on line A above)	<b>22</b>		
<b>23</b> a. Overpayment (subtract line 17 from line 18)	<b>23a</b>		
b. Credit to next period	<b>23b</b>		
c. Balance of overpayment (subtract line 23b from line 23a)	<b>23c</b>		
d. Credit to CT-33M	<b>23d</b>		
e. Refund (subtract line 23d from line 23c)	<b>23e</b>		
<b>24</b> Combined group issuer's allocation percentage <input style="width:15%;" type="text"/>	<b>24</b>		%

### Certification by an Elected Officer of the Corporation

I hereby certify that this return and any attachments are to the best of my knowledge and belief, true, correct and complete.

Date	Signature of officer	Official title
Date	Signature of individual or firm preparing this return	Preparer's address

Parent

**Schedule M - Computation of Combined Allocation Percentage**

25	New York premiums (from Form CT-33, Schedule C, line 24(g))	25
26	Total premiums (from Form CT-33, Schedule C, line 25.)	26
27	New York premiums (divide line 25 by line 26)	27
28	Weighted New York premiums percentage (multiply line 27 by 9)	28
29	New York wages (from Form CT-33, Schedule C, line 28)	29
30	Total wages (from Form CT-33, Schedule C, line 29)	30
31	New York payroll percentage (divide line 29 by line 30)	31
32	Total New York percentages (add line 28 and line 31)	32
33	Combined allocation percentage (divide line 32 by 10)	33

**Schedule N - Computation of Combined Subsidiary Allocation Percentage**

34	New York subsidiary capital (from Form CT-33, Schedule D, line 34)	34
35	Total subsidiary capital (from Form CT-33, Schedule D, line 33)	35
36	Combined subsidiary allocation percentage (divide line 34 by line 35)	36

**Schedule O - Computation of Combined Allocated New York Income**

37	Entire net income (from Form CT-33, Schedule G, line 70)	37
38	Combined allocated entire net income (multiply line 37 by line 33 - enter here and on line 1, Schedule L)	38

**Schedule P - Computation of Combined Allocated New York Capital**

39	Business and investment capital (from Form CT-33, Schedule E, line 44)	39
40	Combined allocated capital (multiply line 39 by line 33 - enter here and on line 2, Schedule L)	40

**Schedule Q - Computation of Combined Allocated Subsidiary Capital**

41	Subsidiary capital (from Form CT-33, Schedule E, line 41)	41
42	Combined allocated subsidiary capital (multiply line 41 by line 36 - enter here and on line 5, Schedule L)	42

**Schedule R - Analysis of Schedule I, Form CT-33**

43	Life insurance company premiums (from Form CT-33, Schedule I, line 76 - enter combined total here and on line 7, Schedule L)	43
44	Nonlife insurance company premiums:	
	(a) Accident and health (from Form CT-33, Schedule I, line 77 - enter combined total here and on line 8a, Schedule L)	44a
	(b) Other (from Form CT-33, Schedule I, line 78 - enter combined total here and on line 8b, Schedule L)	44b

**Schedule S - Limitation on Tax**

45	Premiums from Schedule I (from Form CT-33, line 82 - enter here and on line 12, Schedule L)	45
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List complete names and employer identification numbers for all members of this combined group (Attach additional pages, if necessary)

Names	Employer Identification Number
Parent	
Subsidiary # 1	
Subsidiary # 2	
Subsidiary # 3	
Subsidiary # 4	
Subsidiary # 5	
Subsidiary # 6	

You must request permission to file on a combined basis, or to include corporations not previously included, or to exclude corporations previously included within 30 days after the close of the taxable year.

Subsidiary # 1	Subsidiary # 2	Subsidiary # 3	Subsidiary # 4	(a) Total	(b) Intercorporate Eliminations	(c) Combined Totals Col (a) minus Col (b)
<b>Schedule M</b>						
						25 •
						26 •
						27 %•
						28 %
						29 •
						30 •
						31 %•
						32 %
						33 %•
<b>Schedule N</b>						
						• 34 •
						• 35 •
						36 %•
<b>Schedule O</b>						
						• 37 •
						38 •
<b>Schedule P</b>						
						• 39 •
						40 •
<b>Schedule Q</b>						
						• 41 •
						42 •
<b>Schedule R</b>						
						43
						44a
						44b
<b>Schedule S</b>						
						45 •

Every corporation included in a combined return must file a separate return on Form CT-33 and compute the premiums as computed under Section 1510. Each corporation included in a combined return (other than a foreign corporation not doing business in New York State and the corporation paying the combined tax) is required to pay a minimum tax of **\$250**, in addition to the premium tax.

**A combined return may be required or permitted if:**

- (A) The taxpayer owns or controls, either directly or indirectly, substantially all of the capital stock of all the other corporations which are to be included in the combined return;
- (B) substantially all of the capital stock of the taxpayer is owned or controlled, either directly or indirectly, by other corporations which are to be included in the combined return; or
- (C) substantially all of the capital stock of the taxpayer and substantially all of the capital stock of the other corporations which are to be included in the combined return are owned or controlled, either directly or indirectly, by the same interests.

As used in (A), (B) and (C) above, "substantially all" is considered the ownership or control of 80% or more of the voting capital stock of the issuing corporation throughout the taxable year. Also, in order to file a combined return a distortion requirement must be met. The activities, business, income or capital of a taxpayer will be presumed to be distorted when filing a return on a separate basis if there are substantial intercompany transactions among the corporations. Intercompany transactions of 50% or more will be considered substantial.

**A combined return will not be required or permitted:**

- To include corporations not subject to tax under Article 33 of the Tax Law.
- To include any nontaxpayer, unless inclusion is deemed necessary by the Commissioner of Taxation and Finance in order to properly reflect the tax liability of one or more under this article. (See Section 1515(g) of the Tax Law.)

**Intercompany Elimination of Income and Capital**

- Eliminate intercompany dividends included in the combined return at line 37 of Schedule O.
- Eliminate all investments and intercompany advances of corporations in the combined group, in other corporations in the combined group on line 41 of Schedule Q and on lines 34 and 35 of Schedule N.
- Eliminate intercompany stock holdings, intercompany bills, intercompany notes receivable and payable and other intercompany indebtedness on line 39 of Schedule P.

**Intercompany Elimination for Allocation**

- Premiums ceded to other companies generally are not allocated in Schedule M. However, if a company cedes insurance to another company in the combined group, such premiums must be included by the company writing the insurance. If the reinsurer allocates the same premium in Schedule M, an intercompany elimination is required to exclude the duplicate allocation by the reinsurer.

- Any amount allocated as wages by a corporation in the combined group which is a duplication of another item which was allocated as wages by another corporation in the combined group must be eliminated.

**Line A** — After completing your return enter the amount of your payment. Your payment should be the full amount shown on line 22.

**Schedule L — Computation of Combined Tax and Payments of Estimated Tax**

**Lines 7 and 8** — Enter the total combined premiums and compute the tax on lines 7, 8a and 8b. This amount will be determined by taking the premiums computed separately on Schedule I of each participants individual CT-33 and transferring them to lines 43, 44a and 44b of Form CT-33A and then computing the combined total of premiums. The total combined premiums should be listed on lines 7, 8a and 8b of Form CT-33A and the computation of the additional tax on premiums should be made on these lines.

**Line 15** — If the retaliatory tax credit claimed on line 14 is more than the tax payable on line 13, the taxpayer may elect to have the excess credited to the next taxable period or refunded without interest.

**Schedule S — Limitation of Tax (Section 1505)**

Taxes imposed by Section 1501 and 1510, computed without the deduction of any credits shall not exceed an amount computed as if such taxes were determined solely under Section 1510 (additional franchise taxes based on premiums) except the rate shall be .026.

An insurance corporation which receives more than 95% of its premiums from annuity contracts, group insurance for the elderly (Insurance Law Section 4236) or marine insurance must treat such premiums as taxable premiums when computing the limitation of tax.

Combined filers claiming a limitation of tax under Section 1505 must use the following procedures to compute and pay this tax:

- The parent and each subsidiary **must** complete Schedule I, Column B of Form CT-33. The amounts listed in Schedule I, Column B must be combined and shown on line 45 of Schedule S of Form CT-33A.
- Each participant doing business in New York State **must** compute the Section 1510 premium tax on its individual return (CT-33, Schedule A lines 6, 7a and 7b) and pay the premium tax plus each subsidiary must pay a tax of \$250 (these amounts should be shown on lines 7, 8 and 10 of Form CT-33A).

**Line 45** — Enter on line 45 of Form CT-33A the individual premiums of the parent and the subsidiaries from Schedule I, Column B, line 82 of each participants individual return (CT-33). Enter combined total in Column (C) and in box on line 12 of Schedule L.