

INDIANA

IT-20 CORPORATE

Income Tax Booklet

Year 2018 & Fiscal Years Ending in 2019

Indiana businesses must report and pay sales and withholding taxes electronically

ALL businesses in Indiana must file and pay their sales and withholding taxes electronically. Businesses currently filing paper coupons will need to transition to filing via the state's INtax program or use a third-party vendor to electronically transmit forms ST-103 and WH-1. This is required by Indiana law.

Did you know?

- Service providers can also use INtax.
- We offer a range of sophisticated tutorials to help you learn how to use INtax.
- We have a special hotline for questions specifically related to INtax. Call (317) 232-2337.

To learn more and get started, visit www.intax.in.gov.



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INDIANA IT-20 CORPORATE

Income Tax Booklet Year 2018 & Fiscal Years Ending in 2019

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What's New for 2018

Determining the Tax Rate

The calculation of the tax rate has changed from being calculated by months to being calculated by days to which each tax rate applies. This will affect taxpayers whose taxable year begins when one rate is in effect and the taxable year ends when a different rate is in effect. See instructions.

Amended Returns

A checkbox has been added to the top of Form IT-20 for taxpayers filing an amended return. Taxpayers will still need to complete and enclose Form IT-20X.

Schedule IT-20PIC & Schedule IT-20FSD

Schedule PIC is now a standalone schedule and has been redesigned for tax years 2018 and forward. Schedule CC-20 has been eliminated. Filers will now use Part 3 of Schedule CC-40 to report a college credit. The Foreign Source Dividends Deduction Worksheet has been redesigned and is now standalone Schedule IT-20FSD. Use Schedule IT-20FSD for tax years beginning in 2018. Use Schedule IT-20FSD with a 2017 amended return to report deemed repatriated income.

Schedule IT-20NOL

Schedule IT-20NOL has been redesigned. New instructions are on page 27.

Repatriated Income

As of Dec. 31, 2017, federal law IRC section 965 went into effect that states any untaxed foreign earnings or profit is now a repatriated dividend that needs to be reported when filing both state and federal taxes.

Indiana passed legislation to partially align with the IRS on how this income is reported. Impacted taxpayers are required to include the gross amount of the repatriated dividend in the taxpayer's Indiana adjusted gross income. Federal law allows for a deduction for a portion of these foreign earnings; however, Indiana law requires an addback of any such deduction when determining Indiana adjusted gross income. See instructions.

Infrastructure Fund Gift Deduction

A deduction is available for certain contributions made to a regional development infrastructure fund. See instructions.

Qualified Domestic Production Activities Add-Back Repealed

This add-back has been repealed and is no longer required.

Excess Federal Interest Deduction Modification

IRC Section 163(j) limits the federal interest deduction for most business interest to 30% of adjusted taxable income plus business interest. However, Indiana decoupled from this provision. See instructions.

Federal GILTI Deduction Add-Back

New add-back required for taxpayers claiming a federal deduction for Global Intangible Low Taxed Income.

GILTI § 78 Deduction Add-Back

New add-back required for taxpayers claiming a federal deduction for IRC Section 78 income related to Global Intangible Low Taxed Income.

Government or Civic Group Capital Contribution Deduction

A deduction may be claimed for capital contributions from a government or civic group that were not excluded under IRC Section 118.

Economic Development Credit Adjustment for One Year

Certain taxpayers may elect to carryforward several economic development-related credits available in 2017 to the 2018 taxable year. See instructions.

Alternative Fuel Vehicle Manufacturer Credit

This credit has been repealed. However, any previously approved yet unused credit is available to be claimed.

School Scholarship Credit

The total amount of net contributions has increased to \$14 million for the program's fiscal year of July 1, 2018 through June 30, 2019.

References to the Internal Revenue Code

Public Law (PL) 214-2018(ss) amended Indiana Code (IC) 6-3-1-11. The definition of adjusted gross income (AGI) is updated to correspond to the federal definition of adjusted gross income contained in the Internal Revenue Code (IRC). Any reference to the IRC and subsequent regulations means the Internal Revenue Code of 1986, as amended and in effect on Feb. 11, 2018. For a complete summary of new legislation regarding taxation, please see the *Synopsis of 2018 Legislation Affecting the Indiana Department of Revenue* at www.in.gov/dor/3656.htm.

Administrative Highlights

Annual Public Hearing

In accordance with the Indiana Taxpayer Bill of Rights, the Indiana Department of Revenue (Department) will conduct an annual public hearing in Indianapolis in June of 2019. Event details will be listed at www.in.gov/dor/4877.htm. Please come and share feedback or comments about how the Department can better administer Indiana tax laws. If not able to attend, please submit feedback or comments in writing to: Indiana Department of Revenue, Commissioner's Office MS #101, 100 N. Senate Avenue, Indianapolis, IN 46204.

Introduction to Corporate Taxation

Indiana has three kinds of corporate income tax:

1. A corporation doing business in Indiana is subject to the Adjusted Gross Income (AGI) tax. Any corporation earning income from Indiana sources is also subject to the AGI tax.
2. Any entity transacting the business of a financial institution in Indiana is subject to a Financial Institutions franchise tax (FIT). Taxpayers subject to the FIT are exempt from the AGI tax.
3. Any corporation providing utility services in Indiana is also subject to the utility receipts tax (URT). Tax is imposed on the gross receipts received from selling utility services. This tax in addition to any AGI tax liability.

Indiana recognizes a variety of business organizations. How the business is organized determines the type of tax return(s) it must file. It is important to know the tax-related requirements before establishing operations in Indiana.

General Filing Requirements

All types of corporations, business corporations, professional corporations, C corporations, and S corporations have essentially the same filing requirements despite having different tax responsibilities. Any corporation doing business and having gross income in Indiana must file a corporate income tax return. This must be done regardless of the presence of taxable income (unless exempt under IRC section 501).

Taxable Period

Indiana tax law requires all corporations to adopt the corporation's federal tax year for reporting income to Indiana. A federal entity election or default classification is recognized for state AGI tax.

Doing Business in Indiana

For Indiana AGI tax purposes, the term *doing business* generally means the operation of any business enterprise or activity in Indiana, including but not limited to the following:

- Maintenance of an office, a warehouse, a construction site, or another place of business in Indiana;
- Maintenance of an inventory of merchandise or material for sale, distribution, or manufacture;
- Sale or distribution of merchandise to customers in Indiana directly from company-owned or -operated vehicles when the title of merchandise is transferred from the seller or distributor to the customer at the time of sale or distribution;
- Rendering of a service to customers in Indiana;
- Ownership, rental, or operation of business or property (real or personal) in Indiana;
- Acceptance of orders in Indiana with no right of approval or rejection in another state;
- Interstate transportation; or
- Maintenance of a public utility.

Deriving Income from Indiana Sources

If a corporation has business income both within and outside Indiana, the entity must apportion its income using the single-factor receipts formula under IC 6-3-2-2. Business income is all income that is apportionable to Indiana under the constitution of the United States. Nonbusiness income is all income other than business income. Nonbusiness income is specifically allocated under IC 6-3-2-2(g) through (k).

Business Entities (in General)

Which Indiana Income Tax Form(s) to File?

The type of form filed varies depending on how the corporation is organized and the type of income it earns. An organization filing a federal return and doing business in Indiana must also file the comparable Indiana return. The name of the corporation (which must include the word *Corporation*, *Company*, *Incorporated*, *Limited*, or an abbreviation thereof) must be included on all returns. When filing Indiana corporate forms, use the federal employer identification number (EIN) to identify the return. The IRS assigns this number to business entities at www.irs.gov/Businesses/Small-Businesses-&Self-Employed.

Our homepage provides access to forms, information bulletins and directives, tax publications, email, and various filing options. Visit www.in.gov/dor.

Unless otherwise specified, state tax returns are due on the 15th day of the 5th month following the close of the corporation's taxable year. Indiana recognizes federal extensions of time to file.

Types of Corporate Entities and Returns to File

Nonprofit entities can be organized formally or informally. Contact the Internal Revenue Service for the federal requirements to obtain nonprofit (commonly known as 501(c)(3)) status. The IRS publishes an information booklet titled *Tax Exempt Status for Your Organization*, Publication 557.

Contact:

Internal Revenue Service: (800) 829-1040

Publications: (800) 829-3676

www.irs.gov

To register for nonprofit status with the state, submit a Nonprofit Organization Application for Sales Tax Exemption (NP-20A).

Contact:

Indiana Department of Revenue

Tax Administration

P.O. Box 6197

Indianapolis, IN 46207-6197

(317) 232-0129

For-Profit Corporations (Domestic and Foreign)

A corporation can be formed for profit or nonprofit purposes. Forming a corporation creates a specific legal entity. An organization incorporated in this state (a domestic corporation) must have Articles of Incorporation 4159 on file with the Corporations Division of the Indiana Secretary of State.

An organization incorporated in another state or with a foreign government must have an Application for Certificate of Authority 38784 on file with the Indiana Secretary of State. This allows a foreign (outside Indiana) corporation to do business in Indiana.

For Indiana tax purposes, a corporation's tax filing includes other less formal organizations and unincorporated entities, such as general partnerships and nonprofit associations. To determine which return to file, use the following list. File the specified state form(s) to report the income, gains, losses, deductions, and credits.

Type of Entity	Federal Form Filed or Requirement	Indiana Form	Due Date	Misc. Information
Any Entity	Utility Service Provider	URT-1	15th day of the 4th month following close of the taxable year	If in business as a utility service, the utility receipts tax (URT) on gross receipts might be applicable. Gross receipts are defined as the value received for the retail sale of utility services. Gross receipts are owed if any of the following are furnished: Electrical energy, Natural gas, Water, Steam, Sewage, or Telecommunications services. See Commissioner's Directive #18 at www.in.gov/dor/3617.htm for more information.
General or Regular Corporation	Federal 1120	IT-20	15th day of the 5th month following close of the taxable year	
	Financial Institution Tax	FIT-20	15th day of the 5th month following close of the taxable year	If 80% or more of the taxpayer's gross income comes from extending credit, servicing loans, or a credit card operation, the FIT applies (see 45 IAC 17-2-4). See Commissioner's Directive #14 at www.in.gov/dor/3617.htm for more information.
Cooperative Association	Federal 1120-C	IT-20	15th day, 10th month following close of taxable year	Check box the appropriate box to question J on Page 1 to indicate if it is necessary to file a 1120-C
Corporation Engaged in Farming	Federal 1120	IT-20	15th day of the 5th month following close of the taxable year	
Foreign Corporation	Federal 1120 or 1120-F	IT-20	15th day of the 5th month following close of the taxable year	If no U.S. address then the due date is the 15 th day of the 7 th month following the close of the taxable year.
Foreign Sales Corporation	Federal 1120-FSC	IT-20	15th day of the 5th month following close of the taxable year	
Homeowner's Association	Federal 1120-H	IT-20	15th day of the 5th month following close of the taxable year	Not considered nonprofit organization for Indiana tax purposes.
Interest Charge Domestic International Sales Corp.	Federal 1120-IC-DISC	IT-20	15th day, 10th month following close of taxable year	
Life Insurance Company	Federal 1120-L	IT-20	15th day of the 5th month following close of the taxable year	A domestic insurance company organized under the laws of the state of Indiana that elects to file the corporation income tax return instead of the insurance premium tax return must file Form IT-20 and mark the appropriate check box to question J on page 1 of the return. It will be exempt from the insurance premium tax if it elects to pay the AGIT.

Limited Liability Company	Federal 1065 or 1065B	IT-65	15th day of the 4th month following close of the taxable year	See page 10
	Federal 1120	IT-20	15th day of the 5th month following close of the taxable year	
Limited Liability Partnership	Federal 1065 or 1065-B	IT-65	15th day of the 4th month following close of the taxable year	See page 10
	Federal 1120	IT-20	15th day of the 5th month following close of the taxable year	
Limited Partnership	Federal 1065 or 1065B	IT-65	15th day of the 4th month following close of the taxable year	See page 10
	Federal 1120	IT-20	15th day of the 5th month following close of the taxable year	
Nuclear Decommissioning Funds	Federal 1120-ND	IT-20	15th day of the 5th month following close of the taxable year	
Political Organization	Federal 1120-POL	IT-20	15th day of the 5th month following close of the taxable year	If nonprofit is filing an 1120-POL, report such income on IT-20NP, not the IT-20.
Property & Casualty Ins Company	Federal 1120-PC	IT-20	15th day of the 5th month following close of the taxable year	A domestic insurance company organized under the laws of the state of Indiana that elects to file the corporation income tax return instead of the insurance premium tax return must file Form IT-20 and mark the appropriate check box to question J on page 1 of the return. It will be exempt from the insurance premium tax if it elects to pay the AGIT.
Publicly Traded Partnership	Federal 1065 or 1065B	IT-65	15th day of the 4th month following close of the taxable year	A publicly traded partnership (PTP) that is treated as a partnership and not as a corporation for federal income tax purposes must file on Form IT-65. A PTP that is treated as a corporation for federal income tax purposes under IRC Section 7704 must file on Form IT-20.
	Federal 1120	IT-20	15th day of the 5th month following close of the taxable year	
Real Estate Investment Trust	Federal 1120-REIT	IT-20	15th day of the 5th month following close of the taxable year	A corporation, a trust, or an association that meets certain conditions under IRC Section 856 can elect to be treated as a real estate investment trust (REIT) for the tax year. It does this by figuring its taxable income as a REIT on federal Form 1120-REIT. An entity filing as a REIT files Form IT-20 or Form FIT-20 to report business activity income in Indiana.
Real Estate Mortgage Investment Conduit	Federal 1066	IT-20	15th day of the 4th month following close of the taxable year	A corporation, a partnership, a trust, or an entity that meets certain conditions under IRC Section 860D can elect to be treated as a real estate investment conduit (REMIC) for the tax year. It does this by figuring its taxable income as an REMIC on federal Form 1066.

Regulated Investment Company	Federal 1120-RIC	IT-20	15th day of the 5th month following close of the taxable year	A regulated financial corporation, subsidiary of a holding company, or regulated financial corporation can elect to be treated as a regulated investment company (RIC). It does this by filing Form 1120-RIC. For state purposes, the RIC must use Form IT-20 or Form FIT-20 to report federal taxable income, deductions, gains, and losses from the operation of an RIC in Indiana.
S Corporation	Federal 1120S	IT-20S	15th day of the 4th month following close of the taxable year	A corporation incorporated in the United States can elect S corporation treatment. The corporation must submit IRS Form 2553 to the IRS for recognition of its status. This is a separate legal and taxable entity. It can have no more than 100 owners. An S corporation is exempt from federal income tax except on certain capital gains and passive income. Any income taxed at the corporate level is subject to the Indiana corporate AGIT.
Settlement Fund	Federal 1120-SF	IT-20	15th day of the 5th month following close of the taxable year	
Nonprofit Organization	Federal 990 or 990T	IT-20NP	15th day of the 5th month following close of the taxable year	A nonprofit organization or corporation must file Form IT-20NP and/or Form NP-20. After nonprofit status is granted, the organization must file the annual report (NP-20) to maintain state recognition of its sales tax exemption. If the organization has unrelated business income over \$1,000 during the tax year, it must also file Form IT-20NP. For information about nonprofit filing requirements, see Information Bulletin #17, available at www.in.gov/dor/3650.htm . The Department recognizes the exempt status determined by the IRS. An organization registered as a nonprofit is subject to the AGIT unless the income is specifically exempt from taxation under the Adjusted Gross Income Tax Act (IC 6-3-2-2.8 and 6-3-2-3.1). The nonprofit organization is subject to both federal and state tax on income derived from an unrelated trade or business, as defined in IRC Section 513.
	Federal 990 or 990T	NP-20	15th day of the 5th month following close of the taxable year	
Religious or Apostolic	Federal 1065	IT-65	15th day of the 4th month following close	

Note A: A limited liability company (LLC) may be classified for federal income tax purposes as a partnership, a corporation, or an entity disregarded as an entity separate from its owner by applying the rules in federal regulation section 26 CFR 301.7701-3. An LLC has members rather than shareholders. If an entity with more than one member was formed as an LLC, it generally is treated as a partnership for federal income tax purposes. It therefore files Federal Form 1065 and Indiana Form IT-65.

Single-member LLC reporting defaults to disregarding the LLC as an entity separate from its sole member. The income and expenses of the LLC are included in the return filed by the member.

Either a single-member LLC or a multi-member LLC may elect to report its income and deductions as a corporate entity instead. The LLC can file a Form 1120 or Form 1120-A only if it has filed federal Form 8832, Entity Classification Election, to be treated as a corporation. If this election is made for federal tax purposes, the LLC will file Form 1120 and Indiana's return, Form IT-20.

An LLC can be formed under state law by filing Articles of Organization with the Secretary of State. An LLC based outside of Indiana must file an Application for Certificate of Authority of a Foreign Limited Liability Company to do business in Indiana, similar to what foreign corporations file. If the LLC qualifies under IRS guidelines to be treated as an association taxable as a corporation, it must file Form IT-20.

Note B: A limited liability partnership (LLP) can be classified for federal income tax purposes as a partnership, a corporation, or an entity disregarded as an entity separate from its owner by applying the rules in federal regulation section 26 CFR 301.7701-3. The income of an LLP is taxed in the same way as a general partnership's income is taxed.

An LLP can be formed under state law by filing Articles of Registration of a Limited Liability Partnership with the Secretary of State. An LLP based outside of Indiana must file a Certificate of Authority or Notice of Foreign Limited Liability Partnership to do business in Indiana, similar to what foreign corporations file.

Note C: A limited partnership (LP) must have at least 1 general partner and 1 limited partner. The income is generally taxed in the same manner as a general partnership's income. An LP can be classified for federal income tax purposes as a partnership, a corporation, or an entity disregarded as an entity separate from its owner by applying the rules in federal regulation section 26 CFR 301.7701-3. The LP can be formed under state law by filing a Certificate of Limited Partnership with the Secretary of State. An LP based outside of Indiana must file a Certificate of Authority or Application of registration to do business in Indiana, similar to what foreign corporations file.

General Filing Requirements for Form IT-20

What to Enclose with a State Corporate Return

To complete a state income tax return, enclose copies of pages 1 through 5 of the completed U.S. Corporation Income Tax Return (Form 1120) or the comparable federal return being filed. The federal Schedule M-3 and any confirmation of an extension of time to file the return must also be included.

Adjusted Gross Income Tax

The Indiana AGIT is generally calculated using federal taxable income from federal Form 1120 or a comparable return and making Indiana modifications as required by IC 6-3-1-3.5(b). If there is income from sources both within and outside Indiana, use the apportionment and allocation formula on Form IT-20 Schedule E to determine the AGI that's attributed to Indiana.

The corporate AGI tax rate is as follows:

After June 30, 2017, and before July 1, 2018	6.0%
After June 30, 2018, and before July 1, 2019	5.75%
After June 30, 2019, and before July 1, 2020	5.5%
After June 30, 2020, and before July 1, 2021	5.25%
After June 30, 2021	4.9%

How to Determine the Tax Rate

For taxpayers whose taxable year begins when one rate is in effect and the taxable year ends when a different rate is in effect, compute the tax as provided below. This includes calendar-year taxpayers, fiscal-year taxpayers, short-period taxpayers, and 52-53 week tax year taxpayers. However, if your taxable year begins and ends during a period when the same rate is in effect (for instance, a fiscal year from July 1, 2017 to June 30, 2018), no proration is necessary.

How to Determine the Tax Rate for Calendar-Year, Fiscal-Year, Short-period, and 52-53 Week tax year Taxpayers

Pursuant to IC 6-3-2-1(c), the following steps must be used to determine the tax rate if a taxpayer is subject to different tax rates for a taxable period:

1. Multiply the tax rate in effect on June 30 of the taxable period by the number of days in the taxpayer's taxable period that occurred before July 1 of the taxable year.
2. Multiply the tax rate in effect on July 1 of the taxable period by the number of days in the taxpayer's taxable period that occurred after June 30 of the taxable year.
3. Add the amounts in Step 1 and Step 2, and then divide the sum by the total number of days in the taxpayer's taxable year.
4. Round the rate determined in Step 3 to the nearest 0.01%.

Extensions for Filing Return

The Department accepts the federal extension of time application (Form 7004) or the federal electronic extension. If already approved for a federal extension of time application (Form 7004) or the federal electronic extension, it is not necessary to contact the Department before filing the annual return. Returns postmarked within 30 days after the last date indicated on the federal extension are considered timely filed. If a corporation does not need a federal extension of time but needs one for filing the state return, please submit a letter requesting an extension prior to the annual return's due date.

To request an Indiana extension of time to file, contact:

Indiana Department of Revenue
Corporate Income Tax
Tax Administration
P.O. Box 7206
Indianapolis, IN 46207-7206

An extension of time granted under IC 6-8.1-6-1 waives the late payment penalty for the extension period on the balance of tax due, if at least 90% of the tax due is paid by the original due date and the remaining balance, plus interest, is paid in full by the extended due date. Use the Department's online filing portal at <https://dorpay.dor.in.gov> and Form IT-6 to make an extension payment for the taxable year. This payment is processed as a fifth estimated payment. (See Income Tax Bulletin #15 at www.in.gov/dor/3650.htm for more details.) Any tax paid after the original due date must include interest.

Interest on the balance of tax due must be included with the return when it is filed. Interest is computed from the original due date until the date of payment. Each October the Department establishes the interest rate for the next calendar year. See Departmental Notice #3 available at www.in.gov/dor/3618.htm for interest rates.

If a valid extension of time or a federal extension to file is approved, please check the box for question V on the front of the return. If applicable, enclose a copy of the federal extension of time with the state return.

Accounting Methods and Taxable Year

Use the same method of accounting for the AGIT that was used for federal income tax purposes. The taxable year for the AGIT must also be the same as the accounting period used for federal income tax purposes. If the standard apportionment provisions do not fairly reflect Indiana income, the Department must be petitioned for permission to use an alternative method. For an overview of corporate taxation, see Income Tax Information Bulletin #12 available at www.in.gov/dor/3650.htm.

Consolidated Reporting

Under the Adjusted Gross Income Tax Act, affiliated corporations have the privilege of electing to file a consolidated return. This is provided in IRC Section 1502 for those affiliates as defined in IRC Section 1504. The Indiana consolidated return must include any member of the affiliated group under IRC Section 1504 having income or loss attributable to Indiana during the year.

To file a consolidated return for AGIT purposes, the parent corporation must own at least 80% of each subsidiary's voting stock and own at least 80% of the total value of the stock, either directly or through a chain of includible corporations. The affiliated group may not include any corporation that does not have taxable income or loss from Indiana sources.

To elect to file a consolidated return for Indiana purposes, the return must be filed by the due date or the extended due date. An election to file a consolidated return cannot be done on a retroactive basis. Notify the Department by completing Schedule 8-D, Schedule of Indiana Affiliated Group Members. Indicate the affiliated corporations included in the consolidated return. After an affiliated group elects to file consolidated for Indiana purposes, it must continue to do so through all subsequent years of filing. In addition, a worksheet must accompany the annual return supporting each of the participating affiliates' information that reconciles to the reported consolidated AGI or loss. Schedule 8-D is available at www.in.gov/dor/6283.htm.

If the group wants to revoke the election in a subsequent tax year, it must make a request to the Department demonstrating good cause for the request and receive written permission from the Department prior to filing the separate returns. The group must make its request to discontinue filing consolidated at least 90 days before the return's due date, or the request will be denied.

Unitary (Combined) Filing Status

A taxpayer must petition the Department for permission to file a combined income tax return for a unitary group. The petition must be filed no later than 30 days after the end of the tax year for which the entity is seeking permission.

Permission will be granted if combined reporting will more fairly reflect the unitary group's Indiana source income. However, combined reporting is limited to the "water's-edge" of the United States unless specifically requested and approved otherwise. The petition should be sent to:

Indiana Department of Revenue
Tax Policy Division
100 N. Senate Avenue, N 248 MS 102
Indianapolis, IN 46204

Caution: After permission has been granted to file on a combined basis, the taxpayer must continue to file returns on this basis until the Department grants permission to use an alternative method. The taxpayer filing the combined return must petition the Department within 30 days after the end of the tax year for permission to stop filing a combined return.

Form IT-20RECAP, Reconciliation of Federal Taxable Income, must be completed detailing the following:

1. The federal taxable income;
2. The intercompany eliminations; and
3. The members' adjusted gross income tax.

A list of the corporations that are members of the unitary group filing for the reporting unitary filer must be enclosed with the return, noting each entity's federal identification number. The computation of apportionment factor for the combined group's members detailing the apportionment information for each entity must also be included. Entities that have a sales factor numerator greater than zero are taxable members. Each taxable member will be assigned a share of business income according to its relative share (its percentage share without considering any nontaxable member's share) of the unitary group's Indiana (adjusted) sales factors.

Additional information concerning unitary requirements is available from the Tax Policy Division at taxpolicy@dor.in.gov or Tax Policy Directive #6 at www.in.gov/dor/3661.htm.

Quarterly Estimated Payments

A corporation with estimated AGIT liability exceeding \$2,500 for a taxable year must file quarterly estimated tax payments. The quarterly estimated tax payments must be submitted through the Department's online payment system at <https://dorpay.dor.in.gov>, with an appropriate Indiana voucher, with Form IT-6, or by electronic funds transfer (EFT), depending on the amount due. The quarterly due dates for estimated payments are the 20th day of the 4th, 6th, 9th, and 12th months of the taxpayer's tax period, regardless of whether filing on a calendar-year, fiscal-year, or short-year basis. Taxpayers should use the reporting taxpayer's federal identification number when remitting payments on behalf of a group in a consolidated or combined return.

Visit www.in.gov/dor/4340.htm to make an estimated tax payment or view payment history. The following information will be needed:

1. Taxpayer name;
2. Federal tax ID or employer identification number (EIN);
3. Current street address; and
4. Last payment amount.

Claim credit for all estimated payments on lines 34 through 36 of Form IT-20. Refunds reflected on the annual corporate return from overpayments of estimated payments may be applied to the next taxable year's estimated liability or refunded directly to the taxpayer. Apply the overpayments to the next year's estimated liability by entering the refund amount to be credited to the next year's estimate payments on line 48 of Form IT-20. An election to apply an overpayment to the following year is irrevocable. If the overpayment is reduced due to an error on the return or an adjustment by the Department, the amount to be refunded will be corrected before any changes are made to the estimated account for next year. A refund may be set off and applied to other liabilities under IC 6-8.1-9-2(a) and 6-8.1-9.5 before it is credited to the following year's estimated tax account.

The quarterly estimated payment must be equal to the lesser of:

- 25% of the AGI tax liability for the taxable year; or
- The annualized income installment calculated in the manner provided by IRC Section 6655(e) as applied to the corporation's liability for AGI tax.

Also, if the estimated liability exceeds \$5,000 per quarter, the tax must be remitted by EFT. If the estimated payment is made by EFT, it is not required to file Form IT-6. For questions about EFT payments, call (317) 232-5500.

Penalty for Underpayment of Estimated Tax

Those required to pay estimated tax are subject to a 10% underpayment penalty if estimated quarterly payments are not filed or are not paid in full. The required estimate should exceed:

- The annualized income installment calculated in the manner provided by IRC Section 6655(e) as applied to the liability; or
- 25% of the final tax liability for the prior taxable year.

If either of these conditions are met, no underpayment of estimated tax penalty will be assessed for the estimated period.

If taxes were underpaid for any quarter, use Schedule IT-2220 to show an exception to the penalty. If none of the exceptions are met, include payment of the computed penalty with the return. The underpayment penalty is the difference between the amount paid for each quarter and 25% of the final income tax for the current tax year. See the instructions for completing Schedule IT-2220, Penalty for the Underpayment of Corporate Income Tax.

Electronic Funds Transfer Requirements

Corporate quarterly estimated tax must be remitted by EFT if the corporation's AGI tax exceeds an average of \$5,000 per quarter (or \$20,000 annually). The Department assesses a penalty of either 10% of the unpaid tax or the amount of the EFT (whichever is less) on any EFT on which it cannot obtain payment. There is no minimum amount of payment required for an EFT transaction. Therefore, the Department encourages any corporate taxpayers not required to remit by EFT to voluntarily participate in our EFT program.

Note: Taxpayers remitting by EFT should not file quarterly IT-6 coupons. The EFT payments are reconciled when the annual income tax return is filed.

If the corporation fails to comply, a 10% penalty is added to each quarterly payment not paid by EFT. **Note:** Per Indiana Code, the extension of time to file payment or the final payment due with the annual return does not have to be paid by EFT. Corporations should claim any EFT payment as an extension or estimated payment credit when filing their annual income tax returns. The return should not indicate an amount due if the amount has already been paid by EFT.

If a corporation meets the requirements to remit by EFT, DORpay is available 24/7 for making estimated tax payments (IT-6). Go to www.in.gov/dor/4340.htm for more information or call (317) 232-5500 for EFT questions.

Amended Returns

To amend an Indiana corporation income tax return, Form IT-20X must be completed. Always use Form IT-20X to comply with IC 6-3-4-6, which requires a taxpayer to notify the Department of any changes (federal adjustment, RAR, etc.) made to a federal income tax return within 180 days of such change. Federal waivers should be enclosed, if applicable.

For the 2018 tax year, complete Form IT-20 reflecting the amended figures. Check the box at the top of Form IT-20 if filing an amended return and submit with the IT-20X.

To claim a refund of an overpayment, the return must be filed within three years from the later of either the overpayment date or the return's due date.

IC 6-8.1-9-1 entitles a taxpayer to claim a refund because of a reduction in tax due to a federal modification. A taxpayer can file a claim for refund within 180 days from the date of notice of the final modification by the IRS. Therefore, an overpayment due to a change of a federal income tax liability must be claimed within the latest of: the three-year period from the due date of the return, the date of payment, or within six months of the taxpayer's notification of the final modification by the IRS. If the taxpayer and the Department agree to an extension of the statute of limitations for an assessment, the period for filing a claim for refund is also extended.

Calculation of Interest on Refund Claims

An overpayment of tax accrues interest in certain circumstances. For refund claims filed before July 1, 2015, if an excess tax payment is not refunded or credited against a current or future tax liability within 90 days after the date the refund claim is filed, the date the tax was due, or the date the tax was paid, whichever is latest, the excess payment accrues interest from the date the refund claim is filed. The term "refund claim" includes an amended return that indicates an overpayment of tax.

For refund claims filed after June 30, 2015, if an excess tax

payment is not refunded or credited against a current or future tax liability within 90 days after the date the refund claim is filed, the date the tax was due, or the date the tax was paid, whichever is latest, the excess payment accrues interest from the latest of:

- the date the tax was due;
- the date the tax payment was made;
- July 1, 2015; or
- the date the original return was filed for the period and tax type for which the refund is sought.

The rate of interest is established by the commissioner as published in Departmental Notice #3 available at www.in.gov/dor/3618.htm. The rate is updated on or before November 1 to take effect on January 1 for the coming year.

Instructions for Completing Form IT-20

Filing Period and Identification

File a 2018 Form IT-20 return for a taxable year ending Dec. 31, 2018; a short tax year beginning in 2018 and ending in 2018; or a fiscal year beginning in 2018 and ending in 2019. For a short or fiscal tax year, fill in the beginning month and day and the ending date of the taxable year at the top of the form.

A correct Form IT-20 must be submitted. Please use the corporation's full legal name and present mailing address. *For foreign addresses, please note the following:*

- Enter the name of the city, town, or village in the box labeled City;
- Enter the name of the state or province in the box labeled State; and
- Enter the postal code and the 2-digit country code in the box labeled ZIP Code.

Check the box at the top of Form IT-20 if filing an amended return.

For a name change, check the box at the top of the return. Enclose copies of Amended Articles of Incorporation or an Amended Certificate of Authority filed with the Indiana Secretary of State with the return.

The federal identification number shown in the box in the return's upper-right corner must be accurate and identical to that used on the federal corporation income tax return. Consolidated filers must use the federal identification number of the corporation designated as the reporting corporation.

List the two-digit county code number if filing a return for a corporate address located in Indiana. See Departmental Notice #1, located at www.in.gov/dor/3618.htm, for a list of 2-digit county code numbers. Enter "00" (two zeroes) in the county box D if the corporate address lies outside of Indiana.

Enter the principal business activity code, from the North American Industry Classification System (NAICS), in the designated block of the return. Use the six-digit activity code reported on the federal corporation income tax return.

Question J and Other Fill-in Lines

All corporations filing an Indiana corporation income tax return must complete the top portion of the form, including questions J through W. Check or complete all boxes that apply to the return.

- J. Check the “final return” box only if the corporation is dissolved, liquidated, or has withdrawn from the state.

Also, the Form BC-100 must be filed to close out any sales and withholding accounts. Visit www.in.gov/dor/3731.htm to complete this form online.

- K. Enter the date of incorporation for the company in field one and enter the state of incorporation in field two
- L. Enter the corporation’s state of commercial domicile
- M. Enter the year the initial Indiana return was filed.
- N. Enter the corporation’s address where records are kept
- O. If the corporation made estimated tax payments under a different federal identification number (FID) or employer identification number (EIN), check this box. Attach a scheduling listing all the other identification numbers that have been used when making payments.
- P. Check this box if filing federal Form 1120 as a consolidated return.
- Q. Check this box if filing on a unitary basis, to indicate that material changes in circumstances have occurred since the last petition has been filed. If this box is checked, enclose a statement indicating those changes.
- R. Check this box if 80% or more of the gross income for the tax year is derived from making, acquiring, selling, or servicing loans or extensions of credit. If this box is checked, do not file Form IT-20. Instead, Form FIT-20, the Indiana financial institution tax return, must be filed
- S. Check yes to indicate if filing an **Indiana consolidated return**. If so, complete and enclose Schedule 8-D, Schedule of Indiana Affiliated Group Members.
- T. Check this box if filing a **combined return on a unitary basis**. If so, enclose the unitary apportionment addendum.
- U. Check this box if the corporation deducted for any intangible expenses or directly related interest expenses paid to affiliates. Complete and enclose Schedule IT-20PIC. Also, enclose federal Form 851, Affiliations Schedule, with the return.

- V. Check this box if the corporation has a valid extension of time or an electronic federal extension of time to file the return. If applicable, enclose a copy of federal Form 7004 with the return.

- W. Check this box if reporting income from disregarded entities. If this box is checked, please enclose a list of the disregarded entities with the return.

Computation of Adjusted Gross Income Tax

Unitary filers should use the combined group’s totals and relative formula percentage for entries on all lines except 18 and 20. Compute the Indiana portion of a net operating loss deduction, if any, on line 20. Base it on the relative formula percentage as applied for the loss year.

Important:

- Please round all entries to the nearest whole dollar amount.
- Please do not use a comma in dollar amounts of four digits or more. For example, instead of entering “3,455” enter “3455.”

Income

Line 1 - Federal Taxable Income

Enter the federal taxable income (as defined under IRC Sections 63, 801, or 832) before any federal net operating loss (NOL) deduction and/or special deductions from Form 1120 (pro forma U.S. Corporation Income Tax Return) for the taxable period. Some organizations can enter federal taxable income after the \$100 specific deduction. Political organizations and homeowner associations are allowed a \$100 specific deduction.

Line 2 - Federal Deduction of Qualifying Dividends

Enter the special deductions from Schedule C, federal Form 1120. Use the amount reportable to Indiana if filing as a consolidated group. See line 12 for Indiana’s treatment of any remaining foreign source dividends.

Line 3 - Subtotal Federal Taxable Income Before NOL

Subtract line 2 from line 1.

Modifications to Adjusted Gross Income, Lines 4 - 11

Enter any add-backs and deductions on lines 4 through 10. Enter the name of the add-back/deduction, its 3-digit code, and its amount. Use minus signs to denote negative amounts. Also include the proportionate share of Indiana modifications attributable from a unitary partnership, prior to apportionment. Attach additional sheets if necessary.

Adding Back Depreciation Expenses

Several of the discontinued add-backs were created by timing differences between federal and Indiana allowable expenses. The following is an example of how to report a difference.

Example. ABC Company has qualified restaurant equipment. For federal tax purposes, they use the accelerated 15-year recovery period for an asset placed in service in 2009. Since 2009, ABC Company has been adding back the depreciation expense taken for federal purposes that exceeded the amount allowable for Indiana purposes. The accumulated depreciation on such an asset through 2012 is, therefore, different for federal and state purposes. This difference will remain until the asset is fully depreciated or until the time of its disposition.

So, in this example, the asset was acquired in January 2009 at a purchase price of \$120,000. This normally would have a 25-year recovery period, but IRC Sec. 168 allows for a 15-year recovery period. Tax year 2012 is the last year ABC Company will have reported a qualified restaurant equipment add-back until the end of the 15-year recovery period.

If this asset was sold before being fully depreciated, the catch-up modification would be reflected in the year of the sale. However, if this property is held through 2023 (the 15th year of depreciation), ABC Company will report a negative \$9,600 catch-up add-back on the corporation's 2023 state tax return.

Certain Taxes Deducted from Federal Schedules C, C-EZ, E, and/or F (3-digit code: 100)

Add back all state income taxes deducted in determining federal taxable income.

Charitable Contributions (3-digit code: 114)

Add back all charitable contributions deducted when computing federal net taxable income.

Note. See new Infrastructure Fund Gift Deduction on page 17.

Federal Gross Repatriated Dividend Add-Back (3-digit code: 138)

Add back all repatriated dividend income listed on IRC 965 Transition Tax Statement line 1.

Note. This income is treated as a foreign source dividend. Filers should use Schedule IT-20FSD to calculate the proper deduction for Indiana taxes.

If you are filing as a REIT, add back the IRC Section 965(c) deduction using 3-digit code 139.

Related Company Intangible Expense Add-Back (3-digit code: 140)

Add back the net result from Schedule IT-20PIC Part 1, line 12. A corporation subject to the AGI tax must add to its taxable income any intangible expenses deducted in determining federal taxable income. A corporation answering yes to question U on the front of the return must complete Schedule IT-20PIC. Instructions are attached to the schedule.

The following definitions apply to corporations for the purpose of disclosing activities and amounts involving transactions of intangible property to the extent required under IC 6-3-2-20:

- **Affiliated group** has the meaning set forth in IRC Section 1504, except that the ownership percentage is determined using 50% instead of 80%.
- **Foreign corporation** means a corporation that:
 - Is organized under the laws of a country other than the United States; **and**
 - Would be a member of the same affiliated group as the taxpayer if the corporation were organized under the laws of the United States.
- **Intangible expense** means the following amounts, to the extent these amounts are allowed as deductions from taxable income under IRC Section 63: expenses; losses; and costs directly for, related to, or in connection with the acquisition, use, maintenance, management, ownership, sale, exchange, or any other disposition of intangible property. Also included in the term are royalties, patent fees, technical fees, copyright fees, licensing fees, and other substantially similar expenses and costs.
- **Makes a disclosure** means a taxpayer provides the following information about a transaction of a member of the same affiliated group or a foreign corporation involving an intangible expense and any directly related interest expense: the recipient's name; the state of the recipient's commercial domicile; the amount paid to the recipient; a copy of federal Form 851 (Affiliation Schedule); and the information needed to determine the taxpayer's status under the allowed exceptions.
- **Recipient** means a member of the taxpayer's affiliated group who is paid income that corresponds to an intangible expense or any directly related interest expense.
- **Unrelated party** means a person who is not a member of the same affiliated group.
- **Valid business purpose** means one or more transactions that have sufficient economic substance, other than the avoidance or reduction of taxes that, alone or in combination, constitute the primary motivation for a business activity or change the taxpayer's economic position in a meaningful way. A meaningful change in the taxpayer's economic position includes, but is not limited to:
 - An increase in market share
 - Its entry into new business markets; or
 - Its compliance with a regulatory requirement of federal, state, or local government.

Related Company Interest Expense Add-Back (3-digit code: 141)

Add back the net result from Schedule IT-20PIC Part 2, line 12. A corporation subject to the AGI tax must add to its taxable income any directly related interest expenses deducted in determining federal taxable income. A corporation answering yes to question U on the front of the return must complete Schedule IT-20PIC. Instructions are attached to the schedule.

- **Directly related interest expenses** means interest expenses that are either paid to or accrued/incurred as a liability to a recipient if:
 - The amounts represent income from making loans; and the recipient originally received the loaned funds from the payment of expenses by the taxpayer, by a member of the same affiliated group, or by a foreign corporation.
- **Interest expense** means an interest expense allowable under IRC Section 163, determined without regard to the limitation under IRC Section 163(j). If interest expenses paid or incurred in the current year are disallowed as a result of IRC Section 163(j), the portion of the interest expenses that constitutes directly related interest expenses are required to be added back in the current year. If an interest expense is disallowed under IRC Section 163(j) in the current year but allowed in a later year, any portion of that interest expense deducted in the later year is not required to be added back in the later year.

See the instructions for the Related Company Intangible Expense for additional definitions apply to corporations for the purpose of disclosing activities and amounts involving transactions of intangible property to the extent required under IC 6-3-2-20.

Excess Federal Interest Deduction Modification (3-digit code: 142)

IRC Section 163(j) limits the federal interest deduction for most business interest to 30% of adjusted taxable income plus business interest. However, Indiana decoupled from this provision. Subtract an amount equal to the amount as a deduction for excess business interest under IRC Section 163(j) in the year in which the interest was first paid or accrued. If you are deducting any business interest carried over from a previous year, add the amount of this interest deducted.

Federal GILTI Deduction Add-Back (3-digit code: 143)

If you received any global intangible low taxed income, add back the 50% deduction claimed under IRC Section 250(a)(1)(B)(i).

GILTI § 78 Deduction Add-Back (3-digit code: 146)

Add back any amount of IRC Section 78 income deducted under IRC Section 250(a)(1)(B)(ii).

Dividends Paid to Shareholders of a Captive Real Estate Investment Trust (3-digit code: 116)

Add back the amount of any deduction for dividends paid to shareholders of a captive real estate investment trust (REIT). A captive REIT is defined as a corporation, a trust, or an association:

- That is considered a REIT under Section 856 of the IRC;
- That is not regularly traded on an established securities market;
- That is not organized in a country that has a tax treaty with the United States Treasury governing the tax treatment of these trusts; and
- In which more than 50% of the voting power or shares is owned or controlled by one entity.

Net Bonus Depreciation Allowance (3-digit code: 104)

Add or subtract an amount attributable to bonus depreciation. Do this if it's in excess of any regular depreciation allowed if the corporation did not elect under IRC Section 168(k) to have it applied to property in the year the property was placed into service. If property is owned, it is possible to have been allowed to take additional first-year special depreciation for qualified property in the current taxable year or an earlier taxable year. If this is the case, add or subtract an amount that makes the AGI equal the amount computed without applying any bonus depreciation. (The first-year special depreciation for qualified property includes 100% bonus depreciation.) Calculate the subsequent depreciation allowance on the state's stepped-up basis until the property is disposed. Enclose a statement to explain the adjustment being made. Commissioner's Directive #19 (www.in.gov/dor/3617.htm) explains this initial required modification on the allowance of depreciation for state tax purposes.

Excess IRC Section 179 Deduction (3-digit code: 105)

Add or subtract the amount necessary to make the adjusted gross income of the taxpayer that placed any IRC Section 179 property in service in the current taxable year or in an earlier taxable year equal to the amount of adjusted gross income that would have been computed as if the federal limit for expensing under IRC section 179 was \$25,000 as opposed to \$1,000,000.

Indiana has adopted an expensing cap of \$25,000. This modification affects the basis of the property if a higher Section 179 limit was applied. The federal increase to a \$1,000,000 deduction was not allowed for purposes of calculating Indiana adjusted gross income. However, the \$2,500,000 threshold for phase-out is allowed for purposes of calculating Indiana AGI. The depreciation allowances in the year of purchase and in later years must be adjusted to reflect the additional first-year depreciation deduction, including the special depreciation allowance for 100% bonus depreciation property, until the property is sold.

Note. The net amount determined for the net bonus depreciation or the IRC Section 179 add-back might be a negative figure (because of a higher depreciation basis in subsequent years). If

it is, use a minus sign to denote that. (If the taxable income is a loss, this adjustment increases a loss when added back.) Enclose a statement to explain the adjustment.

Interest on U.S. Government Obligations (3-digit code: 610)

Subtract the interest or any proportionate share of interest from U.S. government obligations included on the federal income tax return, Form 1120, and Form 1065 (if a unitary relationship exists). However, this is not a total exclusion. First deduct all related expenses from the exempt dividend or interest income. These expenses are limited to the amount of income each obligation generates. For a list of eligible items, refer to Income Tax Information Bulletin #19 available at www.in.gov/dor/3650.htm.

Foreign Gross-Up (3-digit code: 119)

Subtract the amount of foreign gross-up determined by computing the federal foreign tax credit on Form 1118. This should be reflected on federal Schedule C. **Note:** The federal foreign tax credit is not allowed for Indiana income tax purposes.

Qualified Patents Income (3-digit code: 622)

Subtract the allowable amount of income from qualified patents included in federal taxable income. For tax years beginning after Dec. 31, 2007, this income is exempt from Indiana AGI. For more information, refer to Income Tax Information Bulletin #104, online available at www.in.gov/dor/3650.htm.

Deferral of Business Indebtedness Discharge and Reacquisition (3-digit code: 107)

Add back the deduction for deferral of business indebtedness discharge and reacquisition. Enter an amount equal to the amount claimed as a deferral of income arising from business indebtedness discharged in connection with the reacquisition after Dec. 31, 2008, and before Jan. 1, 2011, of an applicable debt instrument (as provided in Section 108(i) of the IRC), for federal income tax purposes. If a deferred amount has been previously added back, deduct the amount of deferred income recognized for federal purposes in the current period.

Qualified Preferred Stock (3-digit code: 113)

Effective Jan. 1, 2016, this is no longer a required addback. However, if a taxpayer:

- Had losses from the sale or exchange of preferred stock in either Federal National Mortgage Association or Federal Home Loan Mortgage Corporation;
- Treated the loss from the sale or exchange as ordinary income for federal income tax purposes in the year the loss had been incurred; and
- Had any amount previously added back that not been allowed as a deduction

The taxpayer is permitted to continue deducting the loss not previously allowed as a capital loss. However, the amount allowable as a capital loss must be computed in accordance with federal limitations on allowable capital losses. See IRC sections 1211 and 1212 for further details on federal limitations.

OOS Municipal Obligation Interest Add-Back (3-digit code: 137)

Interest earned from a direct obligation of a state or political subdivision other than Indiana (out of state, or OOS) is taxable by Indiana if the obligation is acquired after Dec. 31, 2011. Interest earned from obligations held or acquired before Jan. 1, 2012, is not subject to Indiana income tax and should not be reported as an add-back. **Note:** Interest earned from obligations of Puerto Rico, Guam, Virgin Islands, American Samoa, or Northern Mariana is not included in federal gross income and is exempt under federal law. There is no add-back for interest earned on these obligations. For more information, see Information Bulletin #19 available at www.in.gov/dor/3650.htm.

Indiana Lottery Winnings Annuity Deduction (3-digit code: 629)

If a taxpayer receives proceeds from a winning Hoosier Lottery ticket for a lottery held prior to July 1, 2002, those proceeds may be deducted from the taxpayer's Indiana adjusted gross income. This deduction applies only to prizes won from the Hoosier Lottery Commission; proceeds from other state lotteries or from other gambling sources, such as casinos, are not deductible. In addition, proceeds from winning Hoosier Lottery tickets for lotteries held after June 30, 2002, are not deductible.

Individuals or entities that have purchased Hoosier Lottery prizes from a winning ticket holder for valuable consideration are not eligible for this deduction.

Infrastructure Fund Gift Deduction (3-digit code: 631)

You may be eligible to claim a deduction if a contribution has been made to a regional development infrastructure fund. You should keep detailed records of the contribution as the Department can require you to provide this information at a later date.

Government or Civic Group Capital Contribution Deduction (3-digit code: 633)

Subtract any amount included in federal taxable income that are capital contributions from a government or civic group and not excluded under IRC Section 118.

Certain Discontinued Add-Backs: How and When to Report a Final Catch-Up Modification.

Required add-backs for the following modifications were eliminated, effective Jan. 1, 2013:

- Motorsports Entertainment Complex, Code 130
- Qualified Advance Mining Safety Equipment, Code 126
- Qualified Electric Utility Amortization, Code 135
- Qualified Environmental Remediation Costs, Code 121
- Qualified Leasehold Improvement Property, Code 129
- Qualified Restaurant Improvement Property, Code 108
- Qualified Retail Improvement Property, Code 109
- Start-Up Expenditures, Code 131

Required add-backs for the following modifications have been eliminated, effective Jan. 1, 2016:

- Qualified Disaster Assistance Property Code 110
- Qualified Refinery Property Code 111
- Qualified Film or Television Production Code 112

If any of these add-backs have been previously reported, see the following example for guidance as to how to figure and report a final catch-up modification.

Example. The Pelsor Raney Corp has qualified restaurant equipment. For federal tax purposes the corporation used the accelerated 15-year recovery period for an asset placed in service since 2009. Since 2009 The Pelsor Raney Corp had been adding back the depreciation expense taken for federal purposes that exceeded the amount allowable for Indiana purposes. The accumulated depreciation on such an asset through 2012 was, therefore, different for federal and state purposes. This difference will remain until the asset is fully depreciated or until the time of its disposition.

A simple illustration:

Asset – acquired January, 2009 – qualified restaurant property – purchase price \$120,000. This normally would have had a 39-year recovery period; IRC Sec. 168 allows for a 15-year recovery period.

Asset acquired Jan. 2009 \$120,000 purchase price	Federal Depreciation	Add-Back	Indiana Depreciation
Year 1 (2009)	8,000	4,924	3,076
Year 2 (2010)	8,000	4,924	3,076
Year 3 (2011)	8,000	4,924	3,076
Year 4 (2012)	8,000	4,924	3,076
Year 5 (2013) Accumulated Depreciation	8,000 40,000	0	8,000 20,304
Year 6 – 15 Accumulated Depreciation	80,000 120,000	0	80,000 100,304
Year 16 – 38 Accumulated Depreciation	0	0	0
Year 39 (or year of disposition) Add-back	0	-19,696	19,696

Tax year 2012 is the last year The Pelsor Raney Corp reported an add-back until the end of the recovery period. Had this asset been sold before being fully depreciated, the catch-up modification would be reflected in the year of the sale. If this property is held

through 2048 (the 39th year of depreciation), The Pelsor Raney Corp will report a negative \$19,696 catch-up add-back on the 2048 state tax return.

Enter the associated 3-digit code on lines 4 through 10 if reporting a final catch-up modification.

Line 11 - Modified Adjusted Gross Income

Enter the sum of income and modifications. Add/subtract lines 4 through 10. Use a minus sign to denote a negative amount.

Other Adjustments

Line 12 - Foreign Source Dividends

IC 6-3-2-12 allows a deduction from AGI. It must be equal to the amount of the foreign source dividend included in the corporation's AGI for the tax year multiplied by one of the following percentages:

- 100% if the corporation including the foreign source dividend in its AGI owns stock. It must also possess at least 80% of the total combined voting power of all classes of stock of the foreign corporation from where the dividend is derived.
- 85% if the corporation including the foreign source dividend in its AGI owns stock. It must also possess at least 50% but less than 80% of the total combined voting power of all classes of stock of the foreign corporation from where the dividend is derived.
- 50% if the corporation including the foreign source dividend in its AGI owns stock. It must also possess less than 50% of the total combined voting power of all classes of stock of the foreign corporation from where the dividend is derived.

Complete and enclose Schedule IT-20FSD. Instructions are attached to the schedule.

The term **foreign source dividend** means a dividend from a foreign corporation. It includes any amount a taxpayer is required to include in the gross income for a tax year under IRC Section 951 (Subpart F, controlled foreign corporations). The Indiana foreign source dividend deduction is based on "foreign source dividends" after the federal special deductions. Do not include any amount treated as a dividend under IRC Section 78, including any amount associated with GILTI income. Refer to Indiana Income Tax Information Bulletin #78 available at www.in.gov/dor/3650.htm for more information.

Foreign source dividends include the gross amount of repatriated dividends under IRC Section 965 and included in Indiana adjusted gross income. Foreign source dividends also include the amount of GILTI income included in federal taxable income prior to the IRC section 250 deduction.

Caution: Do not use line 12 to deduct out-of-state income. Instead, see the instructions for Form IT-20 Schedules E and F on page 24 and page 25.

Line 13 - Subtotal of Income

Add lines 11 and 12 and enter the balance. If there are sales outside Indiana, refer to the instructions for Form IT-20 Schedules E and F on page 24 and page 25 of this booklet.

Line 14 - Other Adjustments to Modified Adjusted Gross Income

Enter the net nonbusiness income (loss) and tiered/non-unitary partnership distribution from Form IT-20 Schedule F, column C, line 10. Also enclose a completed Form IT-20 Schedule F.

Line 15 - Taxable Business Income

Subtract line 14 from line 13.

Apportionment of Income for an Entity with Multistate Activities

Lines 16a through 16d - Apportionment Method Applied

If applicable, enter the Indiana apportionment percent from the completed schedule. (Round to two decimal places; for example, 98.46%.) Check box 16a if using Form IT-20 Schedule E, line 9. Check box 16b if using Schedule E-7, Apportionment for Interstate Transportation. (This schedule is available separately on request.) Check box 16c if using another approved method. (The appropriate schedule must be enclosed.) Do not enter 100% on this line.

Line 17 - Indiana Apportioned Business Income

Multiply line 15 by the apportionment percentage on line 16d, if applicable. Otherwise, enter the amount from line 15.

Addition of Allocated and Previously Apportioned Income to Indiana Treatment of Partnership Income

The corporate partner's and the partnership's activities might constitute a unitary business under established standards, disregarding ownership requirements. If so, the business income of the unitary business attributable to Indiana is determined by the single-factor apportionment formula. The formula consists of the corporate partner's share of the partnership's sales for any partnership year ending within or with the corporate partner's income year. The partner's proportionate shares of all the partnership's (unapportioned) state income taxes and charitable contributions and other required modifications are added back to determine the partner's AGI.

The corporate partner's activities and the partnership's activities might not constitute a unitary business under established standards. If they don't, the corporate partner's share of the

partnership income attributable to Indiana is determined at the partnership level as follows:

1. If the partnership has income from sources within and outside Indiana, the income from the sources within Indiana is determined by a formula consisting of the sales of the partnership.
2. If the partnership has income from sources entirely within Indiana or entirely outside Indiana, the income is not subject to formula apportionment. Instead, all the partnership income will be allocated entirely to Indiana or to another state.

Refer to 45 IAC 3.1-1-153. For non-unitary partners, taxable partnership distributions included in federal AGI are deducted on line 14 of the return. Non-unitary partnership income attributed to Indiana, including any apportioned pro rata modifications, is entered on line 18.

Refer to the instructions for Schedule F for more information. Losses are treated the same as income; however, losses cannot exceed the limits imposed by IRC Section 704.

Line 18 - Indiana Nonbusiness and Non-unitary Partnership Income

Enter Indiana net nonbusiness income (loss) and Indiana tiered, non-unitary partnership income from Schedule F, column D, line 11.

Line 19 - Indiana Adjusted Gross Income

Enter the total of line 17 and line 18.

Deduction from Indiana Adjusted Gross Income

Line 20 - Indiana Net Operating Loss Deduction

Enter, as a positive figure, the combined amount of all available Indiana NOL carryover deductions for this taxable year as calculated on Part 2, column A of Schedule IT-20NOL(s). This amount should not exceed line 19. Support for the entry from each loss year must be enclosed with the return. Please review the revised Schedule IT-20NOL, and instructions before entering an amount on line 20.

Line 21 - Taxable Adjusted Gross Income

Subtract line 20 from line 19. Enter the result here. If it is a positive figure, also enter this amount on line 22.

Tax Calculation

Line 22 - Taxable Adjusted Gross Income, continued

Enter the amount of AGI subject to tax from line 21.

Line 23 - Adjusted Gross Income Tax

Multiply the amount on line 22 by the corporate AGI tax rate if unable to otherwise qualify for a reduced rate of tax. See page 9 for relevant tax rates. Taxable income derived from a designated Indiana Military Base Enhancement Area (MBEA) is subject to tax at the rate of 5%.

It's possible to qualify as an MBEA taxpayer under IC 6-3-2-1.5. If qualified, complete Schedule M. Also check the alternate tax rate calculation box on line 23. Enter the total computed AGI tax. If the insurance gross premium tax is paid, enter zero (0).

Line 24 - Sales/Use Tax

IC 6-2.5-3-2 imposes a use tax on the use, storage, and consumption of tangible personal property in Indiana if:

- The property was purchased or rented in a retail transaction, wherever located; and
- Indiana sales tax was not paid.

The use tax rate is 7%. If taxable items were purchased from outside Indiana, through the mail (for instance, by catalog or an offer through the mail), through radio or television advertising, and/or over the Internet, these purchases may be subject to Indiana sales and use tax if sales tax was not paid at the time of purchase.

Examples of taxable items include

- Magazine subscriptions;
- Office supplies;
- Electronic components;
- Computer software; and
- Rental equipment.

Any property that is purchased free of tax, by use of an exemption certificate or from out of state, and converted to a nonexempt use by the business is also subject to the use tax at the time of the conversion.

Use tax is computed on an annual basis. It should be reported on this line if not previously reported on Form ST-103. For more information regarding use tax, visit the Department's website at www.in.gov/dor/ or call (317) 232-0129.

Complete the worksheet below to figure the tax. If sales tax was paid to the state where the item was originally purchased, a credit can be taken against the Indiana use tax for an amount up to 7%. Show this credit on the worksheet.

Carry the total calculated sales/use tax due to line 24 on the return. **Caution:** Do not include the amounts reported on Form ST-103 on this worksheet or on Form IT-20.

Nonrefundable Tax Liability Credits

Nonrefundable credits are limited to the amount of AGI tax. These credits, when combined, cannot be greater than the amount shown on Form IT-20 line 23. If the total of the credits is more than the AGI (line 23), adjust the entries by recalculating the credits to the amounts applied on lines 25b through 31b. Enclose the supporting schedule(s) and/or documentation requested for each credit claimed. See the following example.

Example - The line 25b college credit of \$1,000 plus the line 26b credit for research expense of \$25,000 equals \$26,000 total credit. Line 23 AGI tax is \$16,000. Because the combined credits are \$10,000 more than the state tax liability, reduce the total amount of credits applied (in this case, the \$25,000 research credit) by enclosing an explanation showing the calculations. Some credits have provisions that allow the unused portion to be carried forward and applied in the following year.

Line 25 - College and University Contribution Credit

A corporate taxpayer might be able to compute a credit against its income tax liability if it made a charitable contribution to one of the following:

- A college located within Indiana;
- A university located within Indiana; or
- A corporation or foundation organized for the benefit of a post-secondary educational institution located within Indiana.

Sales/Use Tax Worksheet		
List all purchases made during the year from out-of-state companies.		
Column A Description of personal property purchased from out-of-state retailer	Column B Date of Purchase(s)	Column C Purchase Price
Magazine subscriptions:		
Mail order purchases:		
Internet purchases:		
Other purchases:		
1. Total purchase price of property subject to the sales/use tax		1C
2. Sales/use tax: Multiply line 1 by .07 (7%)		2C
3. Sales tax previously paid on the above items (up to 7% per item)		3C
4. Total amount due: Subtract line 3 from line 2. Carry to Form IT-20, line 24. If the amount is negative, enter zero and put no entry on line 24 of the IT-20		4C

Limitation for this credit: A corporation is allowed a tax credit for contributions to qualified Indiana institutions equal to 50% of the amount of money or property contributed, limited to the lesser of:

- 10% of the corporation's AGI tax for the year when the gifts are made (computed without regard to any credits against the tax); or
- \$1,000.

To claim this credit, complete Schedule CC-40 with the return. Enter the amount of allowable credit on line 25b. For more information see Schedule CC-40 or visit the Department's website at www.in.gov/dor/6283.htm.

Line 26 - Indiana Research Expense Credit

Indiana has a research expense credit that is similar to the federal credit (Form 6765). This credit is for increasing research activities based on qualifying expenses paid in carrying on a trade or business in Indiana. Compute the state credit by using Schedule IT-20REC. Claim this credit on line 26b of Form IT-20, and enclose Schedule IT-20REC. To claim a portion of a prior-year Indiana Research Expense Credit, please include the Schedule IT-20REC from the prior year being utilized.

Schedule IT-20REC is available at www.in.gov/dor/6283.htm. For more information or to contact the Department, visit www.in.gov/dor.

Line 27 - Enterprise Zone Employment Expense Credit

This credit is based on qualified investments made within an Indiana enterprise zone. It is the lesser of 10% of qualifying wages or \$1,500 per qualified employee. It is limited to the amount of tax liability on income derived from an enterprise zone. See "About Enterprise Zone Tax Credits" on page 30.

For more information, see Income Tax Information Bulletin #66, available at www.in.gov/dor/3650.htm and Indiana Schedule EZ 1, 2, and 3 available at www.in.gov/dor/3515.htm. Additional inquiries may be directed to: Indiana Economic Development Corporation (IEDC), One North Capitol, Suite 700, Indianapolis, IN 46204. Phone: (317) 232-8800. Website: www.iedc.in.gov.

Claim the enterprise zone employment expense tax credit on line 27b. Enclose Schedule EZ 1, 2, and 3 with the return, otherwise the credit will be denied.

Line 28 - Enterprise Zone Loan Interest Credit

This credit is for up to 5% of the interest received from all qualified loans made during a tax year for use in an Indiana enterprise zone. See "About Enterprise Zone Tax Credits" on page 30.

For more information, see Income Tax Information Bulletin #66, available at www.in.gov/dor/3650.htm and Indiana Schedule LIC at www.in.gov/dor/3515.htm. Additional inquiries may be directed to: Indiana Economic Development Corporation, One North Capitol, Suite 700, Indianapolis, IN 46204. Phone: (317) 232-8800. Website: www.iedc.in.gov.

Claim the enterprise zone loan interest tax credit on line 28b, and enclose Schedule LIC with the return. Otherwise, the credit will be denied.

Lines 29 through 31 - Other Nonrefundable Credits

It is possible to be eligible to claim other tax liability reduction credits. List any other qualified credits separately on lines 29 through 31. Each of the credits is assigned a three-digit code.

If claiming any credits on Schedule IN-OCC, enter the total of those credits on line 29 and enclose Schedule IN-OCC with the return. Otherwise, the credits will be denied.

When claiming the credits on lines 30 and 31, enter the name of each credit, its three-digit code, and the amount claimed. If claiming more credits, enter the information in the space to the left of line 32. Increase line 32 by the amount of the additional credit(s). Attach a detailed schedule of other credits claimed. For a list of credits see **About Other Tax Liability Credits** on page 29. Also see Income Tax Information Bulletin #59 available at www.in.gov/dor/3650.htm for more information about Indiana tax credits.

Restriction for Certain Tax Credits - Limited to One per Project

Within a certain group of credits, a taxpayer may not be granted more than one credit for the same project. The entity can choose the credit to be applied. However, changing the credit selected or redirecting the investment for a different credit in subsequent years is not permitted. See Commissioner's Directive #29 at www.in.gov/dor/3617.htm for more information.

Six credits are included in this group:

1. Alternative fuel vehicle manufacturer credit;
2. Community revitalization enhancement district credit;
3. Enterprise zone investment cost credit;
4. Hoosier business investment credit;
5. Industrial recovery credit; and
6. Venture capital investment credit.

Order of Credit Application

If claiming more than one credit, first use the credits that cannot be carried over and applied against the state AGI in another year. Next, use the credits that can be carried over for a limited number of years and applied against the state AGI. If one or more credits are available, apply the credits in the order that the credits would expire. Finally, use the credits that can be carried over and applied against the state AGI in another year. The only exception to this rule is that a current-year research expense credit must be applied before any research expense credit carryforwards are allowed.

Example:

Imagine a scenario in which a business has the following credits available to be claimed:

- A neighborhood assistance credit
- A school scholarship credit that can be carried forward to 2023, and
- A community revitalization enhancement district credit with an indefinite carryforward

The taxpayer would apply the credits in the following order until the credit is exhausted or their liability is reduced to zero, whichever comes first:

- A neighborhood assistance credit
- A school scholarship credit expiring in 2023, and
- A community revitalization enhancement district credit

See the instructions for line 37 for refundable tax liability credits. For more information about Indiana tax credits, see Income Tax Information Bulletin #59, available at www.in.gov/dor/3650.htm.

Line 32 - Total Nonrefundable Tax Liability Credits

Enter the total of the nonrefundable tax liability credits reported on lines 25b through 31b. Keep in mind all the restrictions and limitations. If there are more credits to claim, enter the information on the space to the left of line 32. Increase line 32 by the amount of the additional credit(s). Attach a detailed explanation or schedule of additional credits claimed. Nonrefundable credits are limited to the amount of AGIT shown on line 23.

Line 33 - Total Taxes Due

Total the amount of taxes due: Subtract line 32 from the total of lines 23 and 24. The result may not be less than zero (0).

Caution: The total of all nonrefundable credits (line 32) is limited to the amount of the adjusted gross income tax liability (line 23) unless otherwise noted. If the total nonrefundable credits exceeds the tax liability, the amounts on lines 25b through 31b must be adjusted.

Also see instructions for lines 36 and 37 regarding specific refundable state tax liability credits.

Credit for Estimated Tax, Other Payments, and Refundable Credits

Line 34 - Quarterly Estimated Credits

Enter the total amount of the estimated quarterly income tax payments for the taxable year remitted with Form IT-6 or via electronic funds transfer (EFT). Itemize each quarterly payment in the spaces provided.

Line 35 - Overpayment Credit

Enter the amount of overpayment, if any, carried over to or made for this taxable year. Specify the ending tax year(s) of the overpayment.

Line 36 - Amount of Extension Payment

Enter the amount previously paid with a valid extension of time to file the return.

Line 37 - Other Payment, Credits

Claim the amount of any other payments and/or refundable tax liability credits allowed for this tax year. This would include any credits for composite taxes paid by, and refundable credits passed to the corporation from a pass-through entity, evidenced on Schedule IN K-1. Enclose a complete explanation for any entries made on this line.

Note: The Hospital Property Tax Credit (see detailed instructions on page 31) is available to be claimed as a refund, offset credit, or a combination of both.

- To claim some or all of it as a refundable credit, enter the amount to be refunded here and attach supporting evidence.
- To claim some or all as an offset credit, see instructions on page 31.

The combination of the hospital property tax credit claimed here and on lines 29 through 31 may not exceed the total amount allowed.

Line 38 - Economic Development for a Growing Economy Credit (EDGE)

Enter the amount of Economic Development for a Growing Economy (EDGE) credit being claimed from line 19 of Schedule IN-EDGE. Complete Schedule IN-EDGE and enclose it with the return. Otherwise, this credit will be denied.

Line 39 - Economic Development for a Growing Economy Retention Credit (EDGE-R)

Enter the amount of the EDGE-R credit being claimed from line 19 of Schedule IN-EDGE-R. Complete Schedule IN-EDGE-R and enclose it with the return. Otherwise, this credit will be denied.

Line 40 - Total Payments and Credits

Add the entries on lines 34 through 39.

Balance of Tax Due or Overpayment

Line 41 - Balance of Tax Due

Enter the net tax due (subtract line 40 from line 33).

Line 42 - Penalty for the Underpayment of Tax

Enter the penalty for the underpayment of estimated corporate income tax from Schedule IT-2220. Enclose a completed copy of this schedule even if an exception to the underpayment penalty is met. Corporations required to make quarterly estimated payments can use the annualized income installment method calculated in the manner provided by IRC Section 6655(e) as applied to the corporation's AGI tax liability. If using this method, please check the box on this line on Schedule IT-2220. Also enclose a copy of the calculations when filing the tax return. The Department will review each request on a case-by-case basis.

Line 43 - Interest

If a payment is made after the original due date, the payment must include interest. Interest is calculated from the original due date until the date the payment is made. For current interest rates see Departmental Notice #3 available at www.in.gov/dor/3618.htm. Or contact the Department for the current interest rate by calling (317) 232-0129.

Note: An extension of time to file does not extend the time to pay any tax due. Tax due must be paid by the original due date. Interest and penalty are calculated on late payments from the due date of the payment.

Line 44 - Late Payment Penalty

Enter the penalty amount that applies:

- If the return with payment is filed after the original due date, a penalty must be entered. The penalty is the greater of \$5 or 10% of the balance of tax due. The penalty for paying late is not imposed if all three of the following conditions are met:
 1. A valid extension of time to file exists;
 2. At least 90% of the tax liability was paid by the original due date; and
 3. The remaining tax and interest is paid by the extended due date.
- If the return showing no tax liability (lines 23 and 24) is filed late, the penalty for failure to file by the due date is \$10 per day that the return is past due, up to a maximum of \$250.

Line 45 - Total Amount Owed

If a payment is due, enter the net total tax plus any applicable penalties and interest on this line. Remit this amount. A separate payment must accompany each return filed.

Line 46 - Overpayment

If the corporation has overpaid its tax liability, enter the result of line 40 minus lines 33, 42, and 44.

If the return is timely filed, a portion or all of the corporation's overpayment can be credited to the following year's estimated tax account. Complete line 48. Enter the portion to be refunded on line 47.

Line 47 - Refund

Enter the amount of overpayment requested as a direct refund.

Line 48 - Overpayment Credit

Enter the portion of the overpayment from line 46 to be credited to the following year's estimated tax account. The total of lines 47 and 48 must equal the amount shown on line 46.

Note: If the overpayment is reduced because of an error on the return or an adjustment by the Department, the amount refunded (line 47) will be corrected before any changes are made to the

amount on line 48. A refund may be applied to other liabilities as provided under IC 6-8.1-9-2(a) and 6-8.1-9.5. An election to apply an overpayment to the following year is irrevocable.

Certification of Signatures and Authorization Section

Sign, date, and print the corporation name on the return. If a paid preparer completes the return, authorize the Department to discuss the tax return with the preparer by checking the authorization box above the line for the name of the personal representative.

Personal Representative Information

Typically, the Department contacts the corporation if there are any questions or concerns about the tax return. If the Department can discuss the tax return with someone else (e.g., the person who prepared it or a designated person), complete this area.

First, check the "Yes" box that follows the sentence "I authorize the Department to discuss my tax return with my personal representative."

Next, enter:

- The name of the individual designated as the corporation's personal representative; and
- The individual's email address.

If this area is completed, the Department is authorized to contact the personal representative, instead of the corporation, about this tax return. After the return is filed, the Department will communicate primarily with the designated personal representative.

Note: You can decide at any time to revoke the authorization for the Department to be in contact with your personal representative. To do so, you must tell us in a signed statement. Include your name, your Federal Identification Number, and the year of your tax return. Mail your statement to: Indiana Department of Revenue, P.O. Box 7206, Indianapolis, IN 46207-7206.

Corporate Officer Information

An officer of the organization must sign and date the tax return and enter the officer's name and title. Please provide a daytime telephone number the Department can call if there are any questions about the tax return. Also, provide an email address if contact via email is desired.

Paid Preparer Information

Fill out this area if a paid preparer completed this tax return. The paid preparer must sign and date the return. In addition, please enter the following:

- The paid preparer's email address;

- The name of the firm the paid preparer is employed by;
- The paid preparer's PTIN (personal tax identification number). This must be the paid preparer's PTIN; do not enter an FID or Social Security number;
- The paid preparer's complete address.

Note: Complete this area even if the paid preparer is the same individual designated as the personal representative.

Mailing Options

If taxes are owed, please mail the completed return to:

Indiana Department of Revenue
P.O. Box 7087
Indianapolis, IN 46207-7087

If taxes are not owed, please mail the completed return to:

Indiana Department of Revenue
P.O. Box 7231
Indianapolis, IN 46207-7231

Specific Instructions for Completing IT-20, Schedule E

Use of Apportionment Schedule

Under the Adjusted Gross Income Tax Act, taxable income from a trade or business carried on within and outside Indiana is now computed using a single-factor formula based on receipts. For more information, see Income Tax Information Bulletin #12, available at www.in.gov/dor/3650.htm.

Note: Interstate transportation corporations should consult Schedule E-7 for details on apportionment of income. This schedule is available at www.in.gov/dor/6283.htm.

Part I - Apportionment of Adjusted Gross Income

Sales/Receipts: The sales factor is a fraction. The numerator is the total receipts of the taxpayer in Indiana during the tax year. The denominator is the total receipts of the taxpayer in all jurisdictions during the tax year.

The numerator of the receipts factor must include the following:

- All sales made in Indiana;
- All sales made from Indiana to the U.S. government;
- All receipts from sales of business property in Indiana; and
- All interest, dividend, or other intangible income earned in Indiana.

The numerator contains intangible income attributed to Indiana, including interest from consumer and commercial loans, installment sales contracts, and credit and debit cards as prescribed under IC 6-3-2-2.2.

Total receipts include gross sales of real and tangible personal property less returns and allowances. Sales of tangible personal property are in Indiana if the property is delivered or shipped to a purchaser within Indiana regardless of the f.o.b. point or other conditions of sale. For tax years beginning on or after Jan. 1, 2016, Indiana no longer requires the inclusion of "throwback" sales in the numerator of the receipts factor.

Sales or receipts not specifically assigned above shall be assigned as follows:

- Gross receipts from the sale, rental, or lease of real property are attributed to Indiana if the real property is located in Indiana;
- Gross receipts from the rental, lease, or licensing of the use of tangible personal property are attributed to Indiana if the property is in Indiana. If property was both within and outside Indiana during the tax year, the gross receipts are considered in Indiana to the extent the property was used in Indiana;
- Gross receipts from intangible personal property are attributed to Indiana if the taxpayer has economic presence in Indiana and such property has not acquired business situs elsewhere.
- Interest income and other receipts from loans or installment sales contracts that are primarily secured by or deal with real or tangible personal property are attributed to Indiana if the security or sale property is located in Indiana; consumer loans not secured by real or tangible personal property are attributed to Indiana if the loan is made to an Indiana resident; and commercial loans and installment obligations not secured by real or tangible personal property are attributed to Indiana if the proceeds of the loan are applied in Indiana.
- Interest income, merchant discounts, travel and entertainment credit card receivables, and credit card holder's fees are attributed to Indiana where the card charges and fees are regularly billed.
- Receipts from the performance of fiduciary and other services are attributed to Indiana where the benefits of the services are consumed. Receipts from the issuance of traveler's checks, money orders, or United States savings bonds are attributed to the state where those items are purchased.
- Receipts from investments are attributed to Indiana if the taxpayer's commercial domicile is in Indiana.
- Gross receipts from the performance of services are attributed to Indiana if the income-producing activity is in Indiana. If such activities are conducted partly within and partly outside Indiana, a portion of the gross receipts from the activity shall be attributed to Indiana based on the ratio the direct costs incurred in Indiana bear to the total direct costs of the activity, unless the activities are otherwise directly attributed to Indiana according to IC 6-3-2-2.2 or IC 6-3-2-2(f).

Sales to the United States Government: The United States government is the purchaser when it makes direct payment to the seller. A sale to the United States government of tangible personal property is attributed to Indiana if it is shipped from an office, a store, a warehouse, or another place of storage in Indiana. See the previous rules for sales other than tangible personal property if such sales are made to the United States government.

Other Gross Receipts: On line 6, report other gross business receipts not included elsewhere and pro rata gross receipts from all unitary partnerships, excluding from the factors the portion of distributive share income derived from a non-unitary partnership [45 IAC 3.1-1-153(b)].

On line 7, report direct premiums and annuity considerations received during the taxable year for insurance upon property or risks in Indiana. The terms *direct premiums and annuity considerations* mean the gross premiums received from direct business as reported in the corporation's annual statement filed with the Department of Insurance.

Total Receipts: Complete all lines as indicated. Add all the receipts in Column A (lines 1A through 7A), and enter the total online 8A. In addition, enter the total receipts from everywhere on line 8B.

Apportionment of Income for Indiana

Divide line 8A by line 8B. Multiply by 100 to arrive at a percentage rounded to the nearest second decimal place. This is the Indiana apportionment percentage; carry it to the apportionment entry line on the return, line 16d on Form IT-20. Enter this amount on line 9.

The Department will not accept returns filed for AGI tax purposes using the separate accounting method. Form IT-20, Schedule E must be used unless the Department has granted written permission. The term *everywhere* does not include sales of a foreign corporation in a place outside the United States. Refer to 45 IAC 3.1-1-153 for tax treatment of unitary corporate partners.

Part II - Business/Other Income Questionnaire

Complete all applicable questions in this section. If income is apportioned, enclose the completed Schedule E, Apportionment of Income, with Form IT-20.

Specific Instructions for Completing Schedule IT-20PIC

Schedule PIC is now a standalone schedule and has been redesigned as Schedule IT-20PIC.

Transactions involving any member(s) of the same affiliated group (with a 50% ownership threshold as opposed to 80%) or

foreign corporation(s) involving an intangible expense or interest expenses should be reported on the Schedule IT-20PIC. Filers will also use this schedule to report any directly related interest expense paid, accrued, or incurred in transactions with one or more members of the same affiliated group or one or more foreign corporations. Use Part 1 to report royalties, patent, copyright, or other intangible expenses. Use Part 2 to report interest expenses. Instructions are attached to the schedule.

Specific Instructions for Completing Form IT-20, Schedule F

Allocation of Nonbusiness Income and Indiana Non-unitary Partnership Income

In general, all of the taxpayer's transactions and activities that are dependent on or contribute to the operations of the taxpayer's economic enterprise as a whole constitute the taxpayer's trade or business and are classified as business income. Effective Jan. 1, 2016, Indiana Code (IC) 6-3-1-20 was amended to define "business income" to include all income that is apportionable to a state under the US Constitution.

Nonbusiness Income is defined as all income not properly classified as business income.

With partnership income, the relationship between a corporate partner and the partnership controls how the business income is reported. If a unitary relationship exists, the corporate partner includes its unapportioned share of the partnership's income along with its own in the computation of business income subject to apportionment. The partner includes its pro rata share of partnership receipts in the apportionment factor.

Note: Partnership distributions included in federal taxable income derived from a partnership not having a unitary relationship with a corporate partner (taxpayer) are reported on line 9, column C. All non-unitary partnership distributions attributed to Indiana must be entered on line 9, column D for Indiana AGI. These include the apportioned share of the partnership's Indiana modifications.

Likewise, any previously apportioned income, including distributions from tiered partnerships, is treated as allocated income and is reported on line 9, column C. This is not part of the tax base of apportioned business income.

The taxpayer's pro rata portion of such income and modifications that were previously attributed to Indiana are carried to line 9, column D. The total on line 9D is added to the corporation's nonbusiness income that is allocated to Indiana. It is also added to any other business income apportioned to Indiana. These totals determine the taxpayer's total taxable income.

Line (1) Dividends from nonbusiness sources are allocated to Indiana if the commercial domicile is in Indiana. Net dividends from an FSC or a DISC (after federal Schedule C deduction) are treated as business income and must be apportioned.

Line (2) Interest from nonbusiness sources is allocated to Indiana if the commercial domicile is in Indiana.

Line (3) Net capital gains or losses from the sale of nonbusiness intangible personal property are allocated to Indiana.

Net capital gains or losses from the sale or exchange of nonbusiness tangible personal property are allocated to Indiana if:

- The property had a location in Indiana at the time of the sale; or
- The taxpayer's commercial domicile is in Indiana and the taxpayer is not taxable in the state where the property is located.

Note: If the property sold was used previously by the business, the capital gain or loss from the transaction is business income.

Line (4) Rents and royalties from real property to the extent they constitute nonbusiness income are allocated to Indiana if the real property is located in Indiana. Rents and royalties from nonbusiness tangible personal property are allocated to Indiana to the extent the property is used in Indiana.

The extent of utilization is determined by multiplying the rents and royalties by the following fraction: The numerator is the number of days of the property's physical location in Indiana during the rental or royalty periods in the tax year. The denominator is the number of days of the property's physical location everywhere during the rental or royalty periods in the tax year. Such nonbusiness rents and royalties are taxed by Indiana if:

- The taxpayer's commercial domicile is in Indiana; and
- The taxpayer is not organized under the laws of or taxable in the state in which the property is used.

Line (5) Patents, copyrights, and royalties from intangible property to the extent the income is nonbusiness income, are allocated to Indiana:

- To the extent the taxpayer uses the patent, copyright, or royalty in Indiana; or
- To the extent the taxpayer uses the patent, copyright, or royalty in a state where the taxpayer is not taxable and the taxpayer's commercial domicile is in Indiana.

A patent is used in a state to the extent it is employed in production or other processing in the state or to the extent the patented product is produced in the state.

A copyright is used in a state to the extent printing or other publication originated in the state.

Line (6) Other Nonbusiness Income: Enter other nonbusiness income not included on lines (1) through (5) and line (9).

Line (7) Total Nonbusiness Income: Enter the gross amount subtotals from lines (1) through (6), column A.

Line (8) Total Related Expenses: Add the subtotals of all related nonbusiness expenses attributed to excluded income from lines (1) through (6), column B.

Line (9) Distributive Share Income from non-unitary partnerships and tiered partnerships: In column C, enter the total non-unitary partnership and tiered partnership income reported on the federal return. In column D, enter the modified apportioned Indiana income from Form IT-65 Schedule IN K-1. Additionally, enter any portion of tiered partnership income attributed to Indiana in this column.

Line (10) Total Net Nonbusiness Income and Non-unitary Partnership Income (loss): Add all the subtotals from column C. Enter the amount of column C on line 14 of Form IT-20.

Line (11) Total Indiana Nonbusiness Income and Indiana Non-unitary Partnership Income: Add all the subtotals from column D. Enter the amount of column D on line 18 of Form IT-20.

Specific Instructions for Completing Schedule IT-2220

Who Should File?

Schedule IT-2220 must be completed and enclosed with Form IT-20 any time the corporation did not pay the required amount of AGI tax in any particular quarter. The schedule must also be completed if the corporation meets an exception to the penalty for underpayment as provided for in Indiana Code 6-3-4-4.1.

What Is the Required Amount?

Qualified estimated payments should equal 25% of the total income tax due for the year. To avoid the penalty, the quarterly estimate must equal at least 25% of the final income tax liability for the prior taxable year or equal to the payments required under the annualized method.

Corporations having annual income tax liabilities exceeding \$2,500 are subject to an underpayment penalty if:

- They fail to file estimated tax payments; or
- They fail to remit a sufficient amount on a quarterly basis.

Quarterly payments are due whenever the AGI tax liability exceeds \$2,500 for a taxable year.

PART I - How to Figure Underpayment of Corporate Taxes

These schedules must be used by an entity to determine whether the minimum amount of tax was paid timely.

To complete these:

- Enter the total Indiana AGI tax for the taxable year from Form IT-20
- Enter the total tax reduction (nonrefundable) credits (college credit, neighborhood assistance credit, etc.) reported on Form IT-20. Do not enter estimated tax payments, extension payments, or prior year's overpayment credit. The total of the tax reduction credits can never exceed the total tax on line 1.
- Subtract line 2 from line 1. This is the current year's tax liability. If it is zero, STOP. This means there is no underpayment penalty owed.

PART II - How to Figure Exception to Underpayment Penalty

IC 6-3-4-4.1(c) states that every corporation subject to AGI is required to report and pay an estimated tax equal to the lesser of:

- 25% of the corporation's estimated adjusted gross income tax liability for the taxable year (Schedule IT-2220); or
- The annualized income installment calculated in the manner provided by Section 6655(e) of the IRC as applied to the corporation's liability for AGI tax.

Special Note for Final Short- or Fiscal-Year Filers: If the previous year was for a period of less than 12 months, it is possible to meet the exception by demonstrating what the liability would have been if a 12-month return had been filed. For example, if the previous year was for 6 months, double the total tax for that year. Then enter 25% of this total. If last year's tax was zero, enter zero on line 9.

Proceed to Part III to recalculate the actual underpayment.

PART III - How to Figure the Penalty

The penalty for the underpayment of estimated taxes is assessed on a quarterly basis. It is based on the difference between the amount paid for each quarter and 25% of the final tax liability for the current year. **If any underpayment is shown on line 10, continue by completing lines 11 through 15 in each column. Then proceed to the next column.**

11. Enter the remaining overpayment, if any, from line 14 of the preceding quarter. This amount should have any previous underpayment balance deducted from it.
12. Add line 6 in Part II and line 11 for each quarter.
13. Enter the current year's quarterly tax due. Figure this by dividing line 3 in Part I by the number of quarters in the taxable period. The divisor cannot be less than 1. Enter the result in each column. See the note for short-period filers.

14. Subtract line 13 from line 12. If line 12 is less than line 13, enter the resulting underpayment and use a minus sign to denote the negative amount. If line 12 is greater than line 13, carry the difference as an overpayment to line 11 of the next column. Before doing this, though, deduct any remaining underpayments shown on line 14 of the preceding columns.
15. Multiply the amount of underpayment on line 14 for each column by 10% if an exception to the penalty for the quarter was not met on line 10. Enter zero on line 15 if line 10 is zero or greater for the quarter.
16. Add the amounts on line 15 for all quarters, and enter the result. This is the total underpayment penalty due. Carry this amount to the appropriate line on the front of Form IT-20.

Short-Period Returns: Lines 9 and 13 must be changed to correspond with the short-period estimated return. Do not enter 25% of line 3 or 6. Instead, divide lines 3 and 6 by 3 for returns consisting of three full quarterly periods. Divide lines 3 and 6 by 2 for returns consisting of two full quarterly periods. Use the entire amount from lines 3 and 6 for returns consisting of one, or less than one, quarterly period. For lines 7 through 16, complete only those columns corresponding with the number of full quarters being filed.

Instructions for Schedule IT-20NOL

Indiana Net Operating Loss Deduction

Public Law 81-2004 amended IC 6-3-2-2.6 to provide a net operating loss (NOL) deduction from Indiana AGI after adding back any other NOL deductions taken pursuant to IRC Section 172. The amount of the unused Indiana balance is available for the following year. **Note.** The net operating loss deduction computed under IC 6-3-2-2.6 is available to carry forward up to twenty (20) years. No carryback of NOL deductions is permitted.

All loss years ending after Jan. 1, 2004, and preexisting NOLs carried over to a taxable year after this date must be recalculated by applying the amended provisions of this act.

Deductions for NOLs that were incurred in taxable years ending before Jan. 1, 2004, and carried back or forward and deducted in taxable years ending before Jan. 1, 2004, are calculated under the law in effect for the year the NOL was incurred.

Who Should File Schedule IT-20NOL?

When claiming the loss deduction, corporate taxpayers and nonprofit organizations subject to the AGI tax and having an NOL must complete and enclose this schedule with the following Indiana corporation tax return forms:

- IT-20;
- IT-20NP; or

- IT-20X.

Schedule IT-20NOL is not in itself a claim for refund, but an attachment to show how much of the Indiana NOL deduction is applied and available to carry over. Corporations doing business as financial institutions may not use this schedule. Those corporations must complete Schedule FIT-20NOL. Any NOL incurred for FIT purposes cannot be used to claim a deduction on Form IT-20.

Enclose the completed Schedule IT-20NOL, Part 1, with the loss year return.

Whenever an NOL deduction is claimed, enclose a separately completed and recomputed NOL schedule of each loss year. Use revised Schedule IT-20NOL, update Part 2 as needed, and enclose a copy with the return(s) that claim an NOL deduction.

Indiana Treatment of NOL Deduction for Adjusted Gross Income Tax Purposes

PL 81-2004, effective Jan. 1, 2004, provides for an NOL deduction from total Indiana AGI. This deduction is equal to the amount of a federal NOL, computed under IRC Section 172. It must be for the taxable year, be derived from sources within Indiana, and be adjusted for modifications required under IC 6-3-1-3.5.

Modifications include:

- The add-back of property taxes (for tax periods 1998 and before);
- Income taxes;
- Charitable contributions;
- The deduction of interest on U.S. government obligations;
- A deduction for foreign gross-up; and
- Bonus depreciation.

Other state deductions (i.e., foreign source dividends) from AGI may not be used to compute the available NOL.

Use aggregate amounts if filing a consolidated return. Affiliated groups or corporations involved in mergers must follow the same guidelines as provided by the IRC and rulings issued by the IRS regarding treatment of NOL deductions. More than one Schedule IT-20NOL might be required to comply with these guidelines.

Per IC 6-3-2-2.6, corporations are entitled to a net operating loss deduction. The net operating loss deduction will be used up to the amount of the Indiana adjusted gross income. However, an Indiana net operating loss may not be carried over for more than 20 taxable years after the taxable year of the loss.

PART 1 - Computation of Indiana Net Operating Loss

Enter the name and federal identification number (FID) of the entity reporting or incurring the NOL, and the tax year of the NOL. This entity must be included in the Indiana corporate tax return for the loss year, and must have activity in Indiana for that

tax period.

Line 1. Taxable Business Income from Form IT-20, line 15, or from Form IT-20NP, line 8.

Line 2. Add any amount deducted as foreign-source dividends reported on Form IT-20, line 12, supported by Schedule IT-20FSD. This amount is not permitted in the computation of the Indiana net operating loss deduction under IC 6-3-2-2.6

Line 3. Add any amount reported as a modification to federal net operating losses required under IRC §172(d). These amounts are disallowed in determining the federal net operating loss deduction and therefore not permitted in the computation of the Indiana net operating loss deduction under IC 6-3-2-2.6.

Line 4. Add any amount deducted for contributions to a regional development authority infrastructure fund, as allowed by IC 6-3-2-26. This amount is not permitted in the computation of the Indiana net operating loss deduction under IC 6-3-2-2.6.

Line 5. Subtract any amount deducted under IRC §250(a)(1)(B) representing the 50% deduction for global intangible low-taxed income for federal purposes and required included in gross income. This amount should be added back as part of Line 3.

Line 6. Sub-total lines 1 through 5

Line 7. Enter the apportionment percentage from Form IT-20 line 16(d) or from Form IT-20NP line 9, as computed on Schedule E.

Line 8. Multiply line 6 by line 7 and enter result.

Line 9. Add or subtract Indiana nonbusiness income (loss) and Indiana non-unitary partnership income reported on Form IT-20 line 18, as detailed on Schedule F.

Line 10. Add lines 8 and 9. If the result is a negative figure, this is the Indiana NOL deduction available. If this result is a positive figure, you do not have an available Indiana NOL deduction for this tax period.

PART 2 - Computation of Indiana Net Operating Loss Deduction and Carryover

Schedule IT-20NOL must be completed for each year a loss occurs. Copies of the schedule should be enclosed with returns for all years an NOL deduction is claimed. If more than one NOL from different loss years is available, a separate Schedule IT-20NOL must be completed for each NOL deduction applied.

Note: Any NOL carried forward and deducted in a taxable year beginning after Dec. 31, 2003, is reduced by the amount of the NOL previously deducted in an earlier year.

Enter the month, date, and year of the loss year

Column A. For each succeeding year after the loss year, enter the

amount of NOL deduction used.

Column B. For each succeeding year after the loss year, enter the balance of net operating loss deduction remaining available for carryover. This is the amount from Column B of the previous period minus the amount in Column A for the relevant year. Any amount remaining in Column B after the 20th period following the loss year is not available for further use.

Net Operating Loss Deduction - For reporting purposes of the taxable year return, claim this full amount as a positive deduction on the following lines:

- Line 20 of Form IT-20;
- Line 11 of Form IT-20NP; or
- Line 2B of Indiana Amended Form IT-20X

For any questions concerning Indiana's treatment of an NOL deduction, contact: Indiana Department of Revenue, Tax Administration, P.O. Box 7206, Indianapolis, IN 46207-7206.

About Other Tax Liability Credits

Alternative Fuel Vehicle Manufacturer Credit 845

This credit has been repealed. However, any previously approved yet unused credit is available to be claimed.

Also see Information Bulletin #103, available at www.in.gov/dor/3650.htm.

Note: See the section "Restriction for Certain Tax Credits - Limited to One per Project" on page 21.

Enter **8 4 5** on lines 30a and 31a under Other Nonrefundable Credits if claiming this credit. Enclose a certificate of verification from the IEDC for the allowable amount of credit. Also enclose a proof of investment with the return, otherwise the credit will be denied.

Blended Biodiesel Credits 803

This credit has been repealed. However, any previously approved yet unused credit is available to be claimed.

Capital Investment Credit 804

This credit is repealed effective Jan. 1, 2014. Unused credits can be carried over until Dec. 31, 2019. Enter **8 0 4** on lines 30a and 31a under Other Nonrefundable Credits if claiming this credit. Proof of investment must be enclosed, otherwise the credit will be denied.

Coal Gasification Technology Investment Credit 806

A credit is available for a qualified investment in an integrated coal gasification power plant or fluidized bed combustion technology. It must serve Indiana gas utility and electric utility consumers to qualify. This can include an investment in a facility located in Indiana that converts coal into synthesis gas that can be

used as a substitute for natural gas.

File an application for certification with the IEDC. If the credit is assigned, it must be approved by the utility regulatory commission and taken in 10 annual installments. The amount of credit for a coal gasification power plant is 10% of the first \$500 million invested and 5% for any amount over that. The amount of credit for a fluidized bed combustion technology is 7% of the first \$500 million invested and 3% for any amount over that.

For more information, contact Indiana Economic Development Corporation's website at www.iedc.in.gov or contact them at One North Capitol, Suite 700, Indianapolis, IN 46204. Information Bulletin #99 is also available at www.in.gov/dor/3650.htm.

Enter **8 0 6** on lines 30a and 31a under Other Nonrefundable Credits if claiming this credit. Enclose a copy of the utility regulatory commission's determination and the certificate of compliance issued by IEDC with the return, otherwise the credit will be denied.

College and University Contribution Credit 807

A corporate taxpayer might be eligible for a credit if it made any charitable contributions to a college, university, or corporation or foundation organized for the benefit of a post-secondary educational institution located within Indiana. Compute this credit on College Credit Schedule CC-40. **Claim this credit on line 25 of the return.** Complete and enclose College Credit Schedule CC-40 with the return, otherwise the credit will be denied.

Schedule CC-40 is available at www.in.gov/dor/6283.htm.

See Income Tax Information Bulletin #14 available at www.in.gov/dor/3650.htm for eligibility requirements or visit www.in.gov/dor for more information or to contact the Department.

Community Revitalization Enhancement District Credit 808

A state and local income tax liability credit is available for a qualified investment for the redevelopment or rehabilitation of property within a community revitalization enhancement district. To be eligible for the credit, the intended expenditure plan must be approved by the IEDC before the expenditure is made. The credit is equal to 25% of the IEDC-approved qualified investment made by the taxpayer during the tax year. The Department has the authority to disallow any credit if the taxpayer:

- Ceases existing operations;
- Substantially reduces its operations within the district or elsewhere in Indiana; or
- Reduces other Indiana operations to relocate them into the district.

The taxpayer can assign the credit to a lessee who remains subject to the same requirements. The assignment must be in writing. Also, any consideration may not exceed the value of the part of the credit assigned. Both parties must report the assignment on

state income tax returns for the year of assignment.

Contact the Indiana Economic Development Corporation at One North Capitol, Suite 700, Indianapolis, IN 46204, or visit their website at www.iedc.in.gov for more information about this credit.

Note: See the section “Restriction for Certain Tax Credits - Limited to One per Project” on page 21.

Enter **808** on lines 30a and 31a under Other Nonrefundable Credits if claiming this credit. Enclose the certification from the IEDC, otherwise the credit will be denied.

Economic Development for a Growing Economy (EDGE)

This credit is for businesses that conduct certain activities designed to foster job creation in Indiana. It is a refundable tax liability credit. **Note:** Schedule IN-EDGE must be completed and enclosed with the return. Otherwise, the credit will not be allowed. A PIN also must be obtained from the IEDC.

Claim this credit on line 38 of the return.

Contact the Indiana Economic Development Corporation at One North Capitol, Suite 700, Indianapolis, IN 46204, for eligibility requirements. For more information call (317) 232-8800 or visit www.iedc.in.gov.

Economic Development for a Growing Economy Retention (EDGE-R) Credit

This credit is for businesses that conduct certain activities designed to foster job retention in Indiana. It is a refundable tax liability credit. The aggregate amount of credits awarded for projects to retain existing jobs in Indiana is capped at \$10 million per year. **Note:** Schedule IN-EDGE-R must be completed and enclosed with the return. Otherwise, the credit will not be allowed.

Claim this credit on line 39 of the return.

Contact the Indiana Economic Development Corporation at One North Capitol, Suite 700, Indianapolis, IN 46204, for eligibility requirements. Visit www.iedc.in.gov for additional information.

About Enterprise Zone Tax Credits

Certain areas within Indiana have been designated as enterprise zones. Enterprise zones are established to encourage investment and job growth in distressed urban areas.

For more information, see Income Tax Information Bulletin #66 available at www.in.gov/dor/3650.htm or contact Indiana Economic Development Corporation, One North Capitol, Suite 700, Indianapolis, IN 46204. Phone: (317) 232-8800; Website: www.iedc.in.gov.

About Economic Development Credits

IC 6-3.1-1-3 provides that a taxpayer that is entitled to the enterprise zone investment cost credit, industrial recovery tax credit, the community revitalization enhancement district tax credit, the venture capital investment tax credit, the Hoosier business investment tax credit, or the Hoosier alternative fuel vehicle manufacturer tax credit for the 2017 taxable year may elect to carry forward all or any portion of those credits and instead apply the tax credits in the 2018 taxable year. Requires a taxpayer to make an election in the manner and form prescribed by the Department in order to carry forward the tax credit.

Enterprise Zone Employment Expense Credit 812

This credit is based on qualified investments made within an Indiana enterprise zone. It is the lesser of 10% of qualifying wages or \$1,500 per qualified employee, up to the amount of tax liability on income derived from an enterprise zone. Claim this credit on line 27 of the return.

For more information on how to calculate this credit, see Indiana Schedule EZ Parts 1, 2, and 3 available at www.in.gov/dor/3515.htm.

Complete line 27b if claiming this credit. Also enclose Schedule EZ 2 with the return, otherwise the credit will be denied.

Enterprise Zone Loan Interest Credit 814

This credit can be for up to 5% of the interest received from all qualified loans made during a tax year for use in an Indiana enterprise zone. Claim this credit on line 28 of the return.

See Information Bulletin #66 available at www.in.gov/dor/3650.htm for more information on how to calculate this credit.

Note: Schedule LIC must be enclosed if claiming this credit; it is available at www.in.gov/dor/3515.htm. For additional information, contact Indiana Economic Development Corporation, One North Capitol, Suite 700, Indianapolis, IN 46204.

Complete line 28b if claiming this credit. Enclose Schedule LIC with the return, otherwise your credit will be denied.

Ethanol Production Credit 815

This credit has been repealed. However, any previously approved yet unused credit is available to be claimed.

Headquarters Relocation Credit 818

A business may be eligible for a credit if it:

- Has an annual worldwide revenue of \$50 million;
- Has at least 75 Indiana employees; and
- Relocates its corporate headquarters to Indiana. (Effective July 1, 2013, “corporate headquarters” includes the principal offices of a division or similar subdivision)

of an eligible business, as well as a research and development center of an eligible business.)

The credit may be as much as 50% of the cost incurred in relocating the taxpayer's headquarters. For more information (including limitations on the credit and the application process), see Income Tax Information Bulletin #97, available at www.in.gov/dor/3650.htm. This credit is administered by the IEDC. Contact them in person at One North Capitol, Suite 700, Indianapolis, IN 46204, via website at www.iedc.in.gov, or by phone at (317) 232-8800. Submit a copy of the certificate from the IEDC verifying the amount of tax credit for the taxable year with the return. Otherwise, the credit will be denied.

Enter **8 1 8** on lines 30a and 31a under Other Nonrefundable Credits if claiming this credit. Enclose proof of the relocation costs as well as proof of employment of at least 75 employees in Indiana.

Historic Building Rehabilitation Credit 819

This credit has been repealed. However, any previously approved yet unused credit is available to be claimed. Enter **8 1 9** on lines 30a and 31a under Other Nonrefundable Credits if claiming this credit.

Hoosier Business Investment Credit 820

This credit is for qualified investments, including costs associated with the following:

- Constructing special-purpose buildings and foundations;
- Making onsite infrastructure improvements;
- Modernizing existing equipment;
- Purchasing equipment used to make motion pictures or audio production;
- Purchasing or constructing new equipment directly related to expanding the workforce in Indiana;
- Retooling existing machinery and equipment;
- Constructing or modernizing transportation or logistical distribution facilities;
- Improving the transportation of goods via highway, rail, air, or water; and
- Improving warehousing and logistical capabilities.

This credit is administered by the IEDC. Contact them at One North Capitol, Suite 700, Indianapolis, IN 46204. Visit the IEDC's website at www.iedc.in.gov or call at (317) 232-8800. See Information Bulletin #95 at www.in.gov/dor/3650.htm for additional information. Submit a copy of the certificate from the IEDC verifying the amount of tax credit for the taxable year with the return.

Note: See the section "Restriction for Certain Tax Credits - Limited to One per Project" on page 21.

Enter **8 2 0** on Schedule IN-OCC if claiming this credit. Also

enclose the certification from the IEDC with the return, otherwise the credit will be denied.

Hospital Property Tax Credit 862

IC 6-3-3-14.6 provides an income tax credit to a for-profit hospital that is licensed under IC 16-21-2; is subject to the adjusted gross income tax; provides health care, accommodations, facilities, and equipment in connection with the services of a physician to individuals who may need medical or surgical services; and is not primarily providing care and treatment of patients with a cardiac condition or orthopedic condition or who are receiving a surgical procedure.

The credit is equal to 20% of the property taxes paid in Indiana for the taxable year on property used as a hospital. The credit may be offset, refunded, or a combination both. To claim as an offset credit, enter **8 6 2** on lines 30a and 31a under Other Nonrefundable Credits. To claim as a refundable credit, enter the amount on line 37 and attach supporting evidence. The combination of this credit claimed (as refundable and used to offset tax) may not exceed the total amount allowed.

See Income Tax Information Bulletin #112 available at www.in.gov/dor/3650.htm for additional information.

Indiana Comprehensive Health Insurance Association (ICHIA) 821

IC 27-8-10-2.4 provides that for each tax year beginning after Dec. 31, 2006, an insurance company can annually claim a credit against AGI tax and premiums tax. This credit is equal to 10% of the amount of the assessments paid before Jan. 1, 2005, against which a tax credit has not been taken before Jan. 1, 2005.

To claim this credit, provide a signed copy of the completed State of Indiana Assessment Tax Credit Form to show the amount of paid assessments against which a tax credit has not been taken as of Dec. 31, 2004, which was filed with the ICHIA. If the maximum amount of credit exceeds the tax liability for the year, the unused portion of the credit year can be carried forward.

Enter **8 2 1** on lines 30a and 31a under Other Nonrefundable Credits if claiming this credit.

Indiana Insurance Guaranty Association Credit 817

An insurance company might be eligible to claim a tax credit of up to 20% of an assessment paid to either the Indiana Insurance Guaranty Association or the Indiana Life and Health Insurance Guaranty Association (see IC 27-6-8-15 and IC 27-8-8-16).

Enter **8 1 7** on lines 30a and 31a under Other Nonrefundable Credits if claiming this credit. Enclose a supporting assessment

and credit documentation with the return, otherwise the credit will be denied.

Indiana Research Expense Credit 822

Indiana has a research expense credit similar to the federal credit (Form 6765) for increasing research activities for qualifying expenses paid in carrying on a trade or business in Indiana. Compute the credit using Schedule IT-20REC.

Claim this credit on line 26 of the return.

Schedule IT-20REC is available at www.in.gov/dor/6283.htm. To claim this credit, complete the schedule and enter the amount of credit allowed on line 26b. Enclose Schedule IT-20REC with the return, otherwise the credit will be denied. For more information contact the Department or visit the Department's website at www.in.gov/dor/. Filers claiming the Research Expense credit are required to maintain and keep documentation supporting the credit in a useable form.

Individual Development Account Credit 823

A credit is available for qualified contributions made to a community development corporation participating in an Individual Development Account (IDA) program. The IDA program is designed to assist qualifying low-income residents in accumulating savings and building personal finance skills. The organization must have an approved program number from the Indiana Housing and Community Development Authority (IHCDA) before a contribution qualifies for preapproval. The credit is equal to 50% of the qualified contribution, which must not be less than \$100 and not more than \$50,000.

Applications for the credit are filed through the IHCDA. To request additional information about the definitions, procedures, and qualifications for obtaining this credit, contact Indiana Housing and Community Development Authority, 30 S. Meridian Street, Suite 1000, Indianapolis, IN 46204.

Enter **8 2 3** on lines 30a and 31a under Other Nonrefundable Credits if claiming this credit. Keep any approval certification or letter of credit assignment with your records as the Department can require you to provide this Information at a later date.

Industrial Recovery Credit 824

This credit is based on a taxpayer's qualified investment in a vacant industrial facility located in a designated industrial recovery site. The IEDC must approve the application for credit and the plan for rehabilitation. A lessee of property in an industrial recovery site may be assigned tax credits based on the owner's or developer's qualified investment within the designated industrial recovery site. **Note:** Per IC 6-3.1-11-1, the minimum age for a facility to be eligible for this credit has been reduced from 20 years to 15. Effective July 1, 2013, an industrial facility does not have to be vacant for at least one year to qualify and must be only 50,000 square feet; after Dec. 31, 2014, the minimum size will be 100,000 square feet. Effective Jan. 1, 2014, shareholders,

partners, and members of pass-through entities may claim this credit.

Additional information regarding procedures for obtaining this credit is available from the Indiana Economic Development Corporation, Industrial Recovery Program Manager, One North Capitol, Suite 700, Indianapolis, IN 46204. Visit the Indiana Economic Development Corporation's website at www.iedc.in.gov or call (317) 232-8800.

Note: See the section "Restriction for Certain Tax Credits - Limited to One per Project" on page 21.

Enter **8 2 4** on lines 30a and 31a under Other Nonrefundable Credits if claiming this credit. Enclose an approval certification from the IEDC or a letter of assignment with the return, otherwise the credit will be denied.

Military Base Investment Cost Credit 826

This credit has been repealed. However, any previously approved yet unused credit is available to be claimed.

Military Base Recovery Credit 827

This credit has been repealed. However, any previously approved yet unused credit is available to be claimed.

Natural Gas Commercial Vehicle Credit 858

This credit has been repealed. However, any previously approved yet unused credit is available to be claimed.

This carryforward credit is available to pass-through entities, such as members of partnerships and S corporations.

The carryforward portion of the previously approved credit must be reported on Schedule IN-OCC, found at www.in.gov/dor/6283.htm. Make sure to enclose this schedule with your tax filing. For more information about this credit, see Income Tax Information Bulletin #109 available online at www.in.gov/dor/3650.htm.

Neighborhood Assistance Credit 828

If you made a contribution or engaged in activities to upgrade areas in Indiana, you may be able to claim a credit for this assistance. Contact the Indiana Housing & Community Development Authority, Neighborhood Assistance Program, 30 S. Meridian, Suite 1000, Indianapolis, IN 46204, telephone number (317) 232-7777 (800-872-0371 outside Indianapolis), for more information. Pass-through entities are eligible for the credit.

Enter **8 2 8** on lines 30a and 31a under Other Nonrefundable Credits if claiming this credit. Enclose an approved Form NC-20, otherwise the credit will be denied.

New Employer Credit 850

This credit has been repealed. However, any previously approved yet unused credit is available to be claimed.

Riverboat Building Credit 832

This credit has been repealed. However, any previously approved yet unused credit is available to be claimed.

Enter **832** on lines 30a and 31a under Other Nonrefundable Credits if claiming this credit. Enclose certification from the IEDC, the credit assignment, and proof of an investment with the return. Otherwise, the credit will be denied.

School Scholarship Credit 849

A credit is available for donations to certain scholarship-granting organizations (SGOs). The amount of credit is equal to 50 percent of the amount of the contribution. While there are no limits to how much a donor can contribute to a qualified SGO, the entire tax credit program cannot award more than \$14 million in credits per state fiscal year of July 1, 2018 – June 30, 2019.

To qualify for the credit, you must make a contribution to a scholarship granting organization that is certified by the Department of Education. Visit the Indiana Department of Education's website at www.doe.in.gov/choice/school-scholarships for additional information.

The approved credit must be reported on Schedule IN-OCC, found at www.in.gov/dor/6283.htm. Make sure to enclose this schedule with your tax filing.

Venture Capital Investment Credit 835

A taxpayer who provides qualified investment capital to a qualified Indiana business may be eligible for this credit. Per IC 6-3.1-24-8, for calendar years beginning after Dec. 31, 2010, the maximum credit available to a qualified business is \$1 million. **Note:** Certification for this credit must be obtained from the Indiana Economic Development Corporation, Development Finance Office, VCI Credit Program, One North Capitol, Suite 700, Indianapolis, IN 46204. Apply online through the IEDC's website www.iedc.in.gov, or call (317) 232-8800 for more information.

Note: See the section "Restriction for Certain Tax Credits - Limited to One per Project" on page 21.

Enter **835** on lines 30a and 31a under Other Nonrefundable Credits if claiming this credit. Enclose the certification letter from the IEDC with the return, otherwise the credit will be denied.

Special Reminders

- A corporation electing to file as an S corporation must file on Form IT-20S.
- A regular C corporation must file Form FIT-20, Indiana Financial Institution Income Tax Return, instead of

Form IT-20 when 80% of its gross income is derived from activities that constitute the business of a financial institution.

- If there is more than \$1,000 in gross retail receipts from the sale of utility services, filing Form URT-1 (Utility Receipts Tax Return), in addition to Form IT-20, might be required.
- A Nonprofit Corporation must file Form IT-20NP and/or Form NP-20. See IT-20NP booklet for more information.
- A corporation filing on a fiscal or short-year basis must enter its tax year beginning and ending dates on the return.
- An NOL deduction must be recalculated by completing revised Schedule IT-20NOL (as effective Jan. 1, 2004, or after).
- Nonbusiness income must be supported by completing Form IT-20, Schedule F, Allocation of Non-business Income and Indiana Non-unitary Partnership Income.
- The Penalty for Underpayment of Corporate Income Tax, Schedule IT-2220, must be completed and enclosed with the return to reflect the applicable penalty and/or exceptions.
- If an extension of time to file exists, prepay at least 90% of the tax due by the original due date. Failure to do so will result in a 10% penalty on the amount paid after the original due date. Interest will be due on any payment made after the original due date. Indicate on question V whether there is one file a valid state extension of time, a federal Form 7004, or an electronic extension to file.
- Corporations filing consolidated returns must enclose Schedule 8-D to list the affiliated Indiana group. In addition, a schedule that reflects the net federal taxable income, inter-company receipts, and Indiana modifications of each corporation must accompany the return to support the AGI calculation.
- The Department requires that the appropriate lines be completed on the official forms. For example, do not refer to a separate schedule when computing the AGI tax. Rather, complete the return in full. Failure to do so causes delays in processing.
- Enclose copies of pages 1 through 5 of the federal Corporation Income Tax Return, Schedule M-3, or pro forma form with the Indiana corporation income tax return. This requirement is made under the authority of IC 6-8.1-5-4(d).
- If the name change box is checked, Amended Articles of Incorporation or Amended Certificate of Authority filed with the Indiana Secretary of State must be enclosed with the return copies.
- Check the "final return" box on question J only if the corporation is dissolved, is liquidated, or withdrew from the state. Form BC-100 must be timely filed to close out any state sales and withholding accounts.

For questions, please contact Tax Administration by calling (317) 232-0129.

Additional Information

Starting a New Business in Indiana

Formal business organizations require some filing with the Secretary of State, Corporations Division. It is suggested to consult an attorney before forming a formal business entity.

After a business entity has formed or been granted authority to do business in Indiana, it has an ongoing responsibility to file regular business entity reports. These reports must be filed every year by nonprofit organizations and every years by for-profit businesses. The filings are due during the anniversary month of the organization's formation.

All organizational filings and reports for formal business entities should be sent to: Indiana Secretary of State, Business Services Division, 302 W. Washington Street, Room E018, Indianapolis, IN 46204.

Information Line and Front Desk Hours:

- 8 a.m. to 4:30 p.m. EST, Monday through Friday (except state holidays)
- Forms are available via fax 24 hours a day.
- Call (800) 726-8000 (in Indiana)

For more detailed information about new businesses, check out the general requirements for starting business in the *Business Owner's Guide to State Government*.

Registering with the Indiana Department of Revenue

When starting a new business in Indiana, the new business owner might need to register with the Department. Registration is required if the business owner will have employees. It's also required if the business owner intends to sell (retail or wholesale) or rent or lease tangible personal property.

Any company registering for Indiana withholding tax must provide its federal employer identification number (EIN). If a business owner does not have an EIN, visit www.irs.gov to register for one.

INBiz (www.inbiz.in.gov) can be used to register with the Department for the following:

- Alcohol and tobacco tax;
- Retail Sales tax;
- Out-of-State Sales tax;
- Metered Pump Sales tax;
- Tire Fee tax;
- Fuel Taxes;
- Wireless Prepaid Fees;
- Type II Gaming taxes;
- Withholding tax;
- Food and beverage tax;
- County innkeeper's tax; and
- Motor vehicle rental excise tax.

If it is indicated on a business tax registration that a business will be collecting Indiana gross retail sales tax, the business will be issued a Registered Retail Merchants Certificate (RRMC).

An RRMC must be displayed at each location of business. A company that provides a service but has no employees might not need to register. If unsure, contact the Department at (317) 232-0129.

Registering Multiple Locations: To register multiple locations or add a location to an existing business via INBiz (www.inbiz.in.gov). To consolidate tax filings for all or some of the locations, complete Form BT-1C (Authorization for Consolidated Sales Tax Filing Number). This form is located at www.in.gov/dor/3731.htm.

Sales Tax Exemption Certificates

Registered retail merchants must collect Indiana sales tax on any sale of tangible personal property unless the customer presents a valid exemption certificate. The exemption certificate is kept by the seller as part of its business records and sales invoices. It must:

- Be legible;
- Be signed; and
- Include the customer's tax exempt number.

A business registered as a retail merchant can issue an exemption certificate and purchase tangible personal property exempt from sales tax when the property is:

- Purchased for resale;
- Made into property being resold;
- Directly used in the manufacturing of tangible personal property to be sold; or
- Exempt by law.

INtax: Legislation now requires the filing and remitting of withholding and sales tax electronically.

Businesses can file and remit their sales and withholding taxes through INtax, Indiana's free online tool that enables businesses to manage business tax obligations for Indiana retail sales, withholding, out-of-state sales, metered pump sales, tire fees, fuel taxes, wireless prepaid fees, and type II gaming taxes. The tax forms currently supported in INtax include the following:

- ST-103;
- ST-103MP;
- WH-1;
- WH-3;
- TF-103;
- SF-401;
- SF-900;
- MF-360;
- WPC-103;
- TTG-103;
- ST-103CAR;
- GT-103DR;
- GT-103;
- FAB-103; and
- CIT-103

With INtax, businesses can make payments with either ACH Debit or credit card. ACH Debit is an EFT method of payment. Alternatively, businesses can have a software vendor or tax professional manage tax obligations. This still meets the electronic mandate requirement because the software vendor or tax professional will file and pay electronically. Another option for sales tax compliance is meeting the Streamlined Sales Tax requirements. For more information, visit www.in.gov/dor/3341.htm.

