



CT-46

New York State Department of Taxation and Finance

Claim for Investment Tax Credit and Employment Incentive Credit

Tax Law — Sections 210.12 and 210.12-D

1995 calendar yr. filers, check box
Other filers enter tax period:

beginning _____
ending _____

Name	Employer identification number	File number
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File this form with Form CT-3, CT-3-A or CT-3-S

Computation of Investment Tax Credit

1 Investment tax credit (from line 17, column F)	1	•	
2 Investment tax credit on research and development property at the optional rate (from line 18, column G)	2	•	
3 Investment tax credit (from line 19, column G)	3	•	
4 Employment incentive credit (from line 22, column D)	4	•	
5 Unused investment tax credit (section 210.12), additional investment tax credit (section 210.12-A) or employment incentive credit (section 210.12-D) from preceding period	5	•	
6 Total (add lines 1 through 5)	6	•	
7 Recapture of excess credit taken in previous periods (from line 26)	7	•	
8 Net investment tax credit (subtract line 7 from line 6; see instructions)	8	•	

Computation of Unused Investment Tax Credit Available for Carryover to Future Periods

9 Tax (from Form CT-3, line 73 or Form CT-3-A, line 75)	9		
10 Credits claimed on Forms CT-45, DTF-601 and DTF-601.1	10		
11 Subtract line 10 from line 9	11		
12 Tax on minimum taxable income or fixed dollar minimum, whichever is larger (see CT-3 or CT-3-A Instructions, under Tax Rate)	12		
13 Investment tax credit to be used this period (Subtract line 12 from line 11; enter this amount here and on Form CT-3, line 94 or Form CT-3-A, line 101. If line 12 is more than line 11, enter "0")	13	•	
14 Unused investment tax credit (subtract line 13 from line 8)	14	•	
15 Refund of investment tax credit claimed on line 37	15	•	
16 Unused investment tax credit available to be carried over (see instructions)	16	•	

Schedule A — Property Located in New York State Eligible for Investment Tax Credit

A Description of Property	B Principal Use	C Date Acquired	D Life (years)	E Investment Credit Base	F Investment Tax Credit (column E x appropriate rate - see Rate Schedule 1 on page 3)	G Investment Tax Credit on Research and Development Property at the optional rate (R & D property in column E x 9% (.09))

Amounts from attached list

17 Add column F amounts (enter here and on line 1)	
18 Add column G amounts (enter here and on line 2)	

Schedule B — Rehabilitation Expenditures in New York State Eligible for Investment Tax Credit

New York State sales tax vendor registration number: _____ Percentage of business receipts from retail sales %
 Percentage of rehabilitated area used in retail sales %

A Description of Rehabilitation Expenditures	B Primary Use of Rehabilitated Area	C Date of Expenditure	D Life (years)	E Rehabilitation Expenditures	F % Rates (see Rate Schedule 1 on pg. 3)	G Investment Tax Credit (column E × column F)

19 Add column G amounts (enter here and on line 3)

**Schedule C — Employment Incentive Credits (see Schedule D to determine eligibility) - section 210.12-D
 Allowed on property acquired on or after 1/1/87**

A Tax Year in which Acquisition, Construction Reconstruction or Erection Began	B Tax Year in which Investment Tax Credit was Allowed	C Amount of Investment Credit Base upon which Original Investment Tax Credit Was Allowed (excluding R&D property at optional rate)	D Employment Incentive Credit - (multiply column C by the appropriate rate from Rate Schedule 2 on page 3)

20

21

22 Add column D amounts (enter here and on line 4)

**Schedule D — Employment Information Required to Determine Eligibility for
 Employment Incentive Credit Under Section 210.12-D (Schedule C)**

A. Use in conjunction with Schedule C, line 20	Year	March 31	June 30	September 30	December 31	Average
Number of New York employees in employment base year						
Number of New York employees in period covered by this claim						
B. Use in conjunction with Schedule C, line 21	Year	March 31	June 30	September 30	December 31	Average
Number of New York employees in employment base year						
Number of New York employees in period covered by this claim						

**Schedule E — Computation of Recapture of Investment Tax Credit (section 210.12), Additional Investment Tax Credit
 (section 210.12-A) and Employment Incentive Credit (section 210.12-D)**

A Description of Property	B Date Acquired	C Date Property Ceased to Qualify	D Life (months)	E Unused Life (months)	F Percentage (column E ÷ column D)	G Total Investment Tax Credit Allowed	H Recaptured Investment Tax Credit (column F × column G)	I Recaptured Additional Investment Tax Credit and/or Employment Incentive Credit

Amounts from attached list

23 Recaptured investment tax credit (add column H amounts)

24 Recaptured additional investment tax credit and/or employment incentive credit (add column I amounts)

25 Additional recapture (see instructions)

26 Add lines 23, 24 and 25 (enter here and on line 7)

Schedule F — Computation of Refund

27	Tax from Form CT-3, line 73 or Form CT-3-A, line 75	27	
28	Eligible business facility tax credit from Form CT-45	28	
29	Wage tax credit from Form DTF-601 or Form DTF-601.1	29	
30	Unused investment tax credit, additional investment tax credit and employment incentive credit from line 5	30	
31	Employment incentive credit from line 4	31	
32	Total (add lines 28 through 31)	32	
33	Recaptured investment tax credit, additional investment tax credit or employment incentive credit from line 7	33	
34	Total (subtract line 33 from line 32)	34	
35	Adjusted tax (subtract line 34 from line 27) This amount cannot be less than the higher of the tax on minimum taxable income or the fixed dollar minimum (see Special Instructions on page 4 of the instructions)	35	
36	Investment tax credit from lines 1 through 3	36	
37	Refundable investment tax credit (subtract line 35 from line 36; enter this amount on line 15 and on Form CT-3, line 93 or Form CT-3-A, line 100)	37	

Rate Schedule 1 — Investment Tax Credit Rates to be used in Schedules A and B

Rates for property acquired during tax periods beginning in 1991 and after:

- 5% (.05) on first \$350,000,000 of investment credit base
- 4% (.04) on excess of \$350,000,000 of investment credit base
- * Optional 9% (.09) rate on research and development property

For credit rates prior to 1991 refer to section 210.12(a) of the NYS Tax Law

* A C corporation may compute the investment tax credit on research and development property at either the 5%/4% rate or a 9% rate. However, only research and development property on which the investment tax credit was computed at the 5%/4% rate may be included in the investment credit base when computing the employment incentive credit under section 210.12-D (see Schedule C).

An electing New York S Corporation must compute its investment tax credit at the rate of 4% (.04) on property other than research and development property and at 7% (.07) on research and development property. The pro rata share of the investment tax credit, computed at these rates, will be allowed to each individual shareholder on Form CT-3-S.

Rate Schedule 2 — Employment Incentive Credit Rates to be used In Schedule C

Investment tax credit for tax periods beginning in 1991 and after:	Rates	Employment Requirement At least
	1½% (.015) of investment credit base	101% but less than 102%
	2% (.02) of investment credit base	102% but less than 103%
	2½% (.025) of investment credit base	103%

An electing New York S Corporation is not entitled to an employment incentive credit.