

SCHEDULE KEOZ

41A720-S40 (12-06)

Commonwealth of Kentucky
DEPARTMENT OF REVENUE



For taxable year ended

____ / ____
Mo. Yr.

**TAX CREDIT COMPUTATION SCHEDULE
(FOR A KEOZ PROJECT OF CORPORATIONS)
KRS 154.23-005 to 079**

➤ **Attach to Form 720, Form 720S, Form 725 or Form 765.**

Name of Corporation	Federal Identification Number ____ - ____	Kentucky Corporation Account Number ____ - ____
Location of Project City _____ County _____	Activation Date of KEOZ Agreement ____ / ____ / ____ Mo. Day Yr.	Economic Development Project Number

PART I—Tax Liability Method

Method in which greater tax liability was computed on Form 720, Form 720S, Form 725 or Form 765 (check applicable box).

- Taxable net income (go to Part II)
- Lesser of corporation's gross receipts or gross profits (go to Part III)
- \$175 minimum tax (enter zero (-0-) on Schedule TCS, Part I)

PART II—Computation of Taxable Net Income Excluding Net Income from KEOZ Project and KEOZ Tax Credit

1. Enter total tax liability from Part 3, line 3 from Form 720, Form 720S, Form 725 or Form 765.....	1	
2. Enter taxable net income from Form 720, Part 1, line 24; Form 720S, Part 1, line 27; Form 725, Part 1, line 15; or Form 765, Part 1, line 29	2	
3. Enter net income from KEOZ project. If a loss, enter -0-	3	
4. Kentucky taxable net income excluding net income from KEOZ project (Subtract line 3 from line 2. If line 3 is greater than line 2, enter -0-.)	4	
5. Compute tax on amount on line 4.		
		Taxable Net Income Rate Tax
(a) First \$50,000		x 4% _____
(b) Next \$50,000		x 5% _____
(c) All income over \$100,000		x 7% _____
(d) Total (add lines 5(a) through (c))	5(d)	
6. Income tax liability attributable to KEOZ project (subtract line 5(d) from line 1) Continue to Part IV and enter on line 1	6	

PART III—Computation of Alternative Minimum Calculation (AMC) for Corporation's Gross Receipts or Gross Profits from KEOZ Project

If alternative minimum calculation (AMC) is based on gross receipts, complete line 1. If based on gross profits, complete line 2.

1. KEOZ project gross receipts _____ x 0.00095 =	1
2. KEOZ project gross profits _____ x 0.0075 =	2

Continue to Part IV and enter on line 1.

PART IV—Limitation

1. Enter tax liability attributable to KEOZ project from Part II, line 6 or Part III, line 1 or line 2	1
2. Enter limitation from Schedule KEOZ-T, Column G	2
3. Allowable KEOZ tax credit (lesser of line 1 or line 2)	3

Enter allowable credit on Schedule TCS, Part I.

➤ *Economic development project* means a project authorized under the Kentucky Industrial Development Act (KIDA), the Kentucky Rural Economic Development Act (KREDA), the Kentucky Jobs Development Act (KJDA), the Kentucky Industrial Revitalization Act (KIRA), the Kentucky Economic Opportunity Zone (KEOZ), the Kentucky Reinvestment Act (KRA) or the Skills Training Investment Credit Act (STICA).



The Kentucky Corporation Income Tax Return (Form 720, Form 720S, Form 725 or Form 765), including this schedule must be mailed to Economic Development Tax Credits, Corporation Income and License Tax Branch, Kentucky Department of Revenue, P.O. Box 181, Frankfort, Kentucky 40602-0181.

INSTRUCTIONS—SCHEDULE KEOZ

PURPOSE OF SCHEDULE—This schedule is to be used by any corporation which has entered into a service and technology agreement or a tax incentive agreement for a Kentucky Economic Opportunity Zone (KEOZ) Act project to determine the credit allowed against the Kentucky income tax liability in accordance with KRS 141.401 on the income from the project.

GENERAL INSTRUCTIONS

Due to legislation passed by the 2005 General Assembly, S corporations, limited liability partnerships (LLPs), limited liability companies (LLCs) or similar entities created with limited liability for the partners are now taxed as corporations. The economic development credits are taken at the entity level and are not passed through to the shareholders/partners.

A corporation approved for more than one economic development project and that has total allowable credits for the taxable year greater than the corporation's income tax liability must complete Schedule TCS.

Part I—Tax Liability Method

For tax years beginning on or after January 1, 2005, corporations are required to pay the greater of tax computed on taxable net income, an alternative minimum calculation using Kentucky gross profits or Kentucky gross receipts, or a minimum \$175. Once the tax liability is computed on Form 720, Form 720S, Form 725 or Form 765, the KEOZ credits are to be calculated using the same method. If the greatest tax liability is calculated on taxable net income, KEOZ tax credits are based on income from the project. If the greatest tax liability results from the alternative minimum calculation, then KEOZ tax credits are based on Kentucky gross receipts or Kentucky gross profits from the project. Tax credits cannot reduce the tax liability below the \$175 minimum.

Check the appropriate box for the method in which the tax liability was computed then continue to the corresponding part for the credit calculation.

Part II—Computation of Taxable Net Income Excluding Net Income from KEOZ Project and KEOZ Tax Credit

Line 1—Enter total tax liability from Part 3, line 3 of Form 720, Form 720S, Form 725 or Form 765.

Line 2—Enter taxable net income after KDPAD from Form 720, Form 720S, Form 725 or Form 765.

Line 3—If the corporation's only operation in Kentucky is the KEOZ project, the amount entered on line 2 must be entered on line 3. If the corporation has operations other than the KEOZ project, it must attach schedules reflecting the computation of the net income from the KEOZ project in accordance with KRS 141.401(6)(a)* or KRS 141.401(7)(a).**

Lines 4 through 5(d)—Compute tax liability on income excluding project income.

Line 6—The difference between Part II, line 1 and line 5(d) is the income tax liability attributable to the KEOZ project.

Part III—Computation of Alternative Minimum (AMC) Excluding Corporations Gross Receipts from KEOZ Project

Line 1—If alternative minimum calculation is based on gross receipts, multiply 0.00095 by KEOZ project gross receipts in accordance with KRS 141.401(6)(b)** or KRS 141.401(7)(b).****

Line 2—If alternative minimum calculation is based on Kentucky gross profits, multiply 0.0075 by KEOZ project gross profits in accordance with KRS 141.401(6)(b)** or KRS 141.401(7)(b).****

Part IV—Limitation

Calculate KEOZ tax credit based on corporation's tax liability, tax liability attributable to KEOZ project, and credit limitation from Schedule KEOZ-T. Enter credit on Schedule TCS, Part I.

A corporation with more than one economic development project must separately compute the tax credit derived from each project. Complete an applicable tax computation schedule (Schedule KREDA, Schedule KIDA, Schedule KJDA, Schedule KIRA, Schedule KEOZ, or Schedule KRA) for each project. Approved companies for Skills Training Investment Credit (STICA) must attach a copy of the final resolution received from the Bluegrass State Skills Corporation.

Alternative Methods—In accordance with KRS 141.401(8), if the approved company can show that the nature of the operations and activities of the approved company are such that it is not practical to use separate accounting to determine net income, gross receipts or Kentucky gross profits from the facility at which the project is located the approved company shall determine net income, gross receipts or Kentucky gross profits attributable to the project using an alternative method approved by the Department of Revenue. Thus, if any

method other than separate accounting is used, a copy of the letter from the Department of Revenue approving the alternative method must be attached to this schedule.

* In accordance with KRS 141.401(6)(a), if the project is a totally separate facility, net income attributable to the project shall be determined by the separate accounting method.

** In accordance with KRS 141.401(6)(b), if the project is a totally separate facility, gross receipts or Kentucky gross profits attributable to the project shall be determined under the separate accounting method reflecting only the gross receipts or Kentucky gross profits directly attributable to the facility.

*** In accordance with KRS 141.401(7)(a), if the KEOZ project is an expansion to a previously existing facility net income attributable to the entire facility shall be determined under the separate accounting method and the net income attributable to the KEOZ project shall be determined by apportioning the separate accounting net income of the entire facility to the KEOZ project income using a formula approved by the Department of Revenue. A copy of the letter from the Department of Revenue approving the percentage must be attached to this schedule.

**** In accordance with KRS 141.401(7)(b), if the KEOZ project is an expansion to a previously existing facility gross receipts or Kentucky gross profits attributable to the entire facility shall be determined under the separate accounting method and the gross receipts or Kentucky gross profits attributable to the KEOZ project shall be determined by apportioning the separate accounting gross receipts or Kentucky gross profits of the entire facility to the KEOZ project gross receipts or Kentucky gross profits. A copy of the letter from the Department of Revenue approving the percentage must be attached to this schedule.