

(FORM 765)
KENTUCKY SCHEDULE K-1

2016

41A765 (K-1)
Commonwealth of Kentucky
DEPARTMENT OF REVENUE



➤ **See instructions.**

**PARTNER'S SHARE OF INCOME,
CREDITS, DEDUCTIONS, ETC.**

Taxable period beginning _____, 201 ____, and ending _____, 201 ____.

Partner's identifying number ➤	Partnership's FEIN ➤	Kentucky Corporation/LLET Account Number ➤
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Partner's name, address and ZIP code	Partnership's name, address and ZIP code <i>Check if applicable:</i> <input type="checkbox"/> Qualified investment pass-through entity
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<p>A This partner is a <input type="checkbox"/> general partner <input type="checkbox"/> limited partner <input type="checkbox"/> limited liability company member</p> <p>B Partner's share of liabilities:</p> <p>Nonrecourse \$ _____</p> <p>Qualified nonrecourse financing \$ _____</p> <p>Other \$ _____</p> <p>C What type of entity is this partner?</p> <p><input type="checkbox"/> Individual <input type="checkbox"/> Estate <input type="checkbox"/> Corporation <input type="checkbox"/> S Corporation</p> <p><input type="checkbox"/> General Partnership <input type="checkbox"/> Trust <input type="checkbox"/> Other Pass-through Entity</p> <p>D Partner's taxable percentage of partnership's distributive share items below (see instructions)</p> <p>(1) Resident partner 100%</p> <p>(2) Nonresident partner (see Schedule A, Section I, line 12) ➤ _____ %</p> <p>E Check box if nonresident partner's income is reported on:</p> <p><input type="checkbox"/> Kentucky Nonresident Income Tax Withholding on Distributive Share Income Report and Composite Income Tax Return (Form 740NP-WH and Form PTE-WH)</p>	<p>F Enter partner's percentage of:</p> <table style="width:100%; border-collapse: collapse;"> <tr> <td style="width:60%;"></td> <td style="width:20%; text-align: center;">(i) Before change or termination</td> <td style="width:20%; text-align: center;">(ii) End of year</td> </tr> <tr> <td>Profit sharing</td> <td style="text-align: center;">%</td> <td style="text-align: center;">%</td> </tr> <tr> <td>Loss sharing</td> <td style="text-align: center;">%</td> <td style="text-align: center;">%</td> </tr> <tr> <td>Ownership of capital</td> <td style="text-align: center;">%</td> <td style="text-align: center;">%</td> </tr> </table>		(i) Before change or termination	(ii) End of year	Profit sharing	%	%	Loss sharing	%	%	Ownership of capital	%	%
	(i) Before change or termination	(ii) End of year											
Profit sharing	%	%											
Loss sharing	%	%											
Ownership of capital	%	%											

<input type="checkbox"/> Final K-1 <input type="checkbox"/> Amended K-1
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Distributive Share Items	Amount
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Income (Loss)			
1. Ordinary income (loss) from trade or business activities.....	1		00
2. Net income (loss) from rental real estate activities.....	2		00
3. Net income (loss) from other rental activities	3		00
4. Portfolio income (loss):			
(a) Interest	4(a)		00
(b) Dividends.....	(b)		00
(c) Royalties	(c)		00
(d) Net short-term capital gain (loss)	(d)		00
(e) Net long-term capital gain (loss).....	(e)		00
(f) Other portfolio income (loss) (attach schedule).....	(f)		00
5. Guaranteed payments to partners.....	5		00
6. Section 1231 net gain (loss)(other than due to casualty or theft)	6		00
7. Other income (loss) (attach schedule)	7		00

Deductions			
8. Charitable contributions (attach schedule) and housing for homeless deduction (attach Schedule HH).....	8		00
9. IRC Section 179 expense deduction (attach federal Form 4562 and Kentucky Form 4562)	9		00
10. Deductions related to portfolio income (loss) (attach schedule).....	10		00
11. Other deductions (attach schedule)	11		00

Investment Interest			
12. (a) Interest expense on investment debts	12(a)		00
(b) (1) Investment income included on lines 4(a), 4(b), 4(c) and 4(f) above	(b)(1)		00
(b) (2) Investment expenses included on line 10 above	(b)(2)		00



PARTNER'S SHARE OF INCOME, CREDITS, DEDUCTIONS, ETC.

Distributive Share Items—continued		Amount	
Tax Credits			
13.	Kentucky Small Business Tax Credit	13	00
14.	Skills Training Investment Tax Credit	14	00
15.	Certified Rehabilitation Tax Credit	15	00
16.	Kentucky Unemployment Tax Credit	16	00
17.	Recycling/Composting Equipment Tax Credit	17	00
18.	Kentucky Investment Fund Tax Credit	18	00
19.	Coal Incentive Tax Credit	19	00
20.	Qualified Research Facility Tax Credit	20	00
21.	GED Incentive Tax Credit	21	00
22.	Voluntary Environmental Remediation Tax Credit	22	00
23.	Biodiesel Tax Credit	23	00
24.	Environmental Stewardship Tax Credit	24	00
25.	Clean Coal Incentive Tax Credit	25	00
26.	Ethanol Tax Credit	26	00
27.	Cellulosic Ethanol Tax Credit	27	00
28.	Railroad Maintenance and Improvement Tax Credit	28	00
29.	Railroad Expansion Tax Credit	29	00
30.	Endow Kentucky Tax Credit	30	00
31.	New Markets Development Program Tax Credit	31	00
32.	Food Donation Tax Credit	32	00
33.	Distilled Spirits Tax Credit	33	00
Other Items			
34.	(a) Type of Section 59(e)(2) expenditures ► _____	34(a)	
	(b) Amount of Section 59(e)(2) expenditures	(b)	00
35.	Tax-exempt interest income	35	00
36.	Other tax-exempt income	36	00
37.	Nondeductible expenses	37	00
38.	Property distributions (including cash)	38	00
39.	Supplemental information required to be reported to each partner (attach schedule(s))	39	
LLET Pass-through Items			
40.	Partner's share of partnership's Kentucky sales from Schedule K, Section II, line 1	40	00
41.	Partner's share of partnership's total sales from Schedule K, Section II, line 2	41	00
42.	Partner's share of partnership's Kentucky property from Schedule K, Section II, line 3	42	00
43.	Partner's share of partnership's total property from Schedule K, Section II, line 4	43	00
44.	Partner's share of partnership's Kentucky payroll from Schedule K, Section II, line 5	44	00
45.	Partner's share of partnership's total payroll from Schedule K, Section II, line 6	45	00
46.	Partner's share of Kentucky gross profits from Schedule K, Section II, line 7	46	00
47.	Partner's share of total gross profits from all sources from Schedule K, Section II, line 8	47	00
48.	Partner's share of limited liability entity tax (LLET) nonrefundable credit from Schedule K, Section II, line 9 ...	48	00
Resident Partner Adjustment			
49.	Combination of Kentucky Schedule K-1, lines 1 through 6, 9 and portions of lines 7 and 11. Add income amounts and subtract (loss) and deduction amounts (see instructions)	49	00
50.	Combination of federal Schedule K-1, lines 1 through 10, 12 and portions of lines 11 and 13. Add income amounts and subtract (loss) and deduction amounts (see instructions)	50	00
51.	Enter difference of lines 49 and 50 here and on appropriate line on Schedule M (see instructions)	51	00

PARTNER'S INSTRUCTIONS FOR SCHEDULE K-1 (FORM 765)

Who Must File—The partners or members are liable for tax on their share of the partnership income, whether or not distributed, and must include their share on the individual income tax return.

If you were a Kentucky resident for the entire year, your filing requirement depends upon your family size, modified gross income, Kentucky adjusted gross income and income from self-employment.

Any person with gross receipts from self-employment exceeding the threshold amount determined under KRS 141.066 must file a Form 740 regardless of the amount of adjusted gross income or the number of tax credits claimed. Generally, all income of Kentucky residents, regardless of where it was earned, is subject to Kentucky income tax. See Form 740 Instructions.

Nonresidents with income from Kentucky sources and part-year residents receiving income while a Kentucky resident or from Kentucky sources while a nonresident must file a Kentucky return. **Partnership income is not exempted by reciprocal agreements between Kentucky and any other state.** Form 740-NP must be filed by an individual with income from Kentucky sources and a combined gross income from all sources exceeding the threshold amount determined under KRS 141.066. Full-year nonresidents must report all income from Kentucky sources and from property located in Kentucky. Persons moving into Kentucky must report income received from Kentucky sources prior to becoming residents and income received from all sources after becoming Kentucky residents. Residents moving out of Kentucky during the year must report income from all sources while a resident and from Kentucky sources while a nonresident.

When to Report—Include your share of the partnership's income or (loss), credits, deductions, etc., as shown by your Schedule K-1 (Form 765) on your Kentucky income tax return for the year in which the tax year of the partnership ends. For example, if you, the partner, are on a calendar year, and the partnership's tax year ends January 31, 2016, you must take the items listed on Schedule K-1 (Form 765) into account on your tax return for calendar year 2016.

At-Risk Limitations—Generally, if you have a loss from any activity carried on as a trade or business or for the production of income by the partnership and you, the partner, have amounts invested in that activity for which you are not at risk, you will be required to complete federal Form 6198, At-Risk Limitations, to figure the allowable loss to report on your Kentucky income tax return. Your deductible loss from each activity for the tax year generally is limited to the amount you are at risk for the activity at the end of the partnership's tax year or the amount of the loss, whichever is less. To help you complete Form 6198, if required, the partnership will provide a schedule showing your share of income, expenses, etc., for each at-risk activity.

NOTE: Form 740 filers see Form 740 instructions for Schedule M, Line 7 and/or Line 19.

Passive Activity Limitations—The passive activity limitations in IRC Section 469 are figured at the partner level and may apply to any loss reported on Lines 1, 2 or 3 and any other related items of income, loss and deductions reported on Schedule K-1 (Form 765). Refer to the federal Partner's Instructions for Schedule K-1 (Form 1065) to determine if the passive activity limitations apply to your share of loss(es) reported on Schedule K-1 (Form 765) and if you must file Form 8582-K, Kentucky Passive Activity Loss Limitations.

SPECIFIC INSTRUCTIONS

Kentucky Resident Partners (Form 740 Filers)—To determine the net difference between the federal Schedule K-1 amounts and the Kentucky Schedule K-1 amounts, complete Lines 49, 50 and 51. This

will adjust the items of income, loss and deductions used to compute your federal adjusted gross income to the Kentucky amounts shown on Form 765, Schedule K-1.

Line 49—Include on this line the Kentucky Schedule K-1 amounts from Lines 1 through 6 and 9. Also include the amounts from Lines 7 and 11 that do not pass through to Form 740 or 740-NP, Schedule A as itemized deductions.

Line 50—Include on this line the federal Schedule K-1 amounts from Lines 1 through 10 and 12. Also include the amounts from Lines 11 and 13 that do not pass through to Form 740 or 740-NP, Schedule A as itemized deductions.

NOTE: If Form 8582-K is required, adjust the amounts entered on Lines 49 and 50 to exclude any income, loss, deduction or expense related to a passive activity. Complete the passive activities adjustment worksheet (Form 8582-K, page 2) to determine additions to or subtractions from federal adjusted gross income. **See Form 740 instructions for Schedule M, Line 7 and/or Line 19.**

If amounts on Lines 4(d) and 4(e) are subject to the capital loss limitations, do not include on Lines 49 and 50. Complete federal Schedule D using Kentucky amounts to determine additions to or subtractions from federal adjusted gross income.

Line 51—Enter difference of Lines 49 and 50. If Line 49 is greater than Line 50, enter the difference as an addition to federal adjusted gross income on Schedule M, Line 3. If Line 50 is greater than Line 49, enter the difference as a subtraction on Schedule M, Line 15.

Caution: If the amount on Line 49 is a (loss) and Line 50 is a (loss), the smaller amount of the (loss) is the greater amount, and to determine the difference, subtract the smaller dollar amount from the larger dollar amount. If the amount on Line 49 is an income amount and Line 50 is a (loss), or if Line 50 is an income amount and the amount on Line 49 is a (loss), the income amount is the greater amount; therefore, add the two amounts to determine the difference.

Nonresident Individual Partners (Form 740-NP Filers)—A nonresident individual who is required to file Form 740-NP, Kentucky Individual Income Tax Return Nonresident or Part-Year Resident, or who elects to file Form 740-NP to take advantage of capital loss and net operating loss carryovers shall enter the amounts from Schedule K-1 as follows:

If the percentage in Item D(2) is "100%," the amounts on Lines 1 through 6 and 9, portions of Lines 7 and 11 and the portion of Line 34(b) actually deducted for the current year must be entered on the appropriate lines of Form 740-NP and related schedules.

If the percentage in Item D(2) is less than 100 percent, the amounts on Lines 1 through 6 and 9, portions of Lines 7 and 11 and the portion of Line 34(b) actually deducted for the current year must be multiplied by this percentage and entered on the appropriate lines of Form 740-NP and related schedules. Amounts on Line 12(a) and the portions of Lines 7 and 11 which pass through to Schedule A (Form 740-NP) should not be multiplied by the percentage in Item D(2) since these amounts will be multiplied by the percentage on Form 740-NP, Section D, Line 36 (Percentage of Kentucky Adjusted Gross Income to Federal Adjusted Gross Income).

Lines 1 through 3—Enter on federal Schedule E using Kentucky amounts or Form 8582-K, if applicable.

Line 4(a)—Enter on Form 740-NP, Section D, Line 3.

Line 4(b)—Enter on Form 740-NP, Section D, Line 4

Line 4(c)—Enter on federal Schedule E using Kentucky amounts.

Lines 4(d) and (e)—Enter on federal Schedule D using Kentucky amounts or Form 8582-K, if applicable.

Line 4(f)—Enter on applicable lines of your return (see federal Partner's Instructions for Schedule K-1 (Form 1065)).

Line 5—Enter on applicable line of your tax return (see federal Partner's Instructions for Schedule K-1 (Form 1065)).

Line 6—Enter on federal Form 4797.

Line 7—Enter on applicable lines of your return (see federal Partner's Instructions for Schedule K-1 (Form 1065)).

Line 8—Enter on Schedule A, Form 740-NP.

Line 9—Enter on federal Schedule E using Kentucky amounts.

Line 10—Enter on Schedule A, Form 740-NP.

Line 11—Enter on applicable form or schedule (see federal Partner's Instructions for Schedule K-1 (Form 1065)).

For All Partners

Lines 12 and 34 through 39—See federal partner's instructions for Lines 13, 19 and 20, Schedule K-1 (Form 1065).

Individual and Corporate Partners—Enter the net distributive share income from the Kentucky Schedule K-1 (Form 765), Lines 1 through 6, 9 and portions of Lines 7 and 11 (multiplied by the percentage in Item D(2) if a **nonresident individual partner** or the apportionment fraction from Schedule A, Section I, Line 12 if a corporate partner that is taxable in Kentucky and taxable in another state) on Line 2 of the Kentucky Limited Liability Entity Tax Credit Worksheet (located in Form 740, Form 740-NP or Form 741 instructions under Business Incentives and Other Tax Credits) for Forms 740, 740-NP or 741; or Line 2 of the Corporation LLET Credit Worksheet (located in Form 720 instructions under Part II—Income Tax Computation) for Form 720. If net distributive share income includes losses subject to passive activity or capital loss limitations, net distributive share income must be adjusted to include only amounts allowed to be deducted on the applicable Kentucky tax return.

Enter the amount from Line 48 on Line 7 of the Kentucky Limited Liability Entity Tax Credit Worksheet or Line 7 of the Corporation LLET Credit Worksheet.

Estates and Trusts (Form 741 Filers)—Estates or trusts report the amounts shown on the Schedule K-1 on Form 741, Kentucky Fiduciary Income Tax Return, and related schedules. See federal Partner's Instructions for Schedule K-1 (Form 1065).