



CT-249

New York State Department of Taxation and Finance

# Claim for Long-Term Care Insurance Credit

Tax Law — Article 9, Article 9-A, Article 32, and Article 33

Staple forms here

|                                   |                                |             |
|-----------------------------------|--------------------------------|-------------|
| All filers must enter tax period: |                                |             |
| beginning                         |                                | ending      |
| Name                              | Employer identification number | File number |

File this form with Form(s) CT-183, CT-184, CT-185, CT-186, CT-186-A, CT-186-E, CT-186-EZ, CT-186-P, CT-189, CT-3, CT-3-A, CT-3-S, CT-3-S-A, CT-32, CT-32-A, CT-32-S, CT-33, CT-33-A, or CT-33-NL

|  |    |  |
|--|----|--|
| Computation of available long-term care insurance credit                             |    |  |
| 1 Qualified long-term care insurance premiums paid during the current tax year ..... | 1. |  |
| 2 Multiply line 1 by 20% (.2) .....  | 2. |  |
| 3 Long-term care insurance credit received from a flow-through entity .....          | 3. |  |
| 4 Unused long-term care insurance credit from preceding period .....                 | 4. |  |
| 5 Total available long-term care insurance credit (add lines 2, 3, and 4) .....      | 5. |  |

|  |     |  |
|--|-----|--|
| Computation of long-term care insurance credit limitation  |     |  |
| 6 Tax due before credits (see instructions) .....  | 6.  |  |
| 7 Enter other credits claimed before the long-term care insurance credit (see instructions) .....                            | 7.  |  |
| 8 Net tax (subtract line 7 from line 6) .....  | 8.  |  |
| 9 Minimum tax limitation (see instructions) .....  | 9.  |  |
| 10 Long-term care insurance credit limitation (subtract line 9 from line 8; if line 9 is greater than line 8, enter 0) ..... | 10. |  |

|   |     |  |
|---|-----|--|
| Computation of long-term care insurance credit used and available for carryforward  |     |  |
| 11 Long-term care insurance credit to be used for the current tax year (enter the lesser of line 5 or line 10, and enter the result on your tax return) ..... | 11. |  |
| 12 Long-term care insurance credit to be carried forward (subtract line 11 from line 5) .....   | 12. |  |

Partnership information (see the instructions for line 3 on the back)

| Name of partnership | Identifying number | Amount of credit |
|---------------------|--------------------|------------------|
|                     |                    |                  |
|                     |                    |                  |
|                     |                    |                  |
|                     |                    |                  |
|                     |                    |                  |
|                     |                    |                  |
|                     |                    |                  |
|                     |                    |                  |

# Instructions

## New for 2004

### Long-term care insurance credit increased

For tax years beginning on or after January 1, 2004, the long-term care insurance credit has been increased to 20% of the premiums paid during the tax year for the purchase of qualifying long-term care insurance.

### General information

Corporate taxpayers who pay premiums for qualifying long-term care insurance policies may claim a credit against the taxes imposed by Article 9, section(s) 183, 184, 185, 186, 186-a, 186-e, and 189 and Articles 9-A, 32, and 33. The credit is equal to 20% of the premiums paid during the tax year for the purchase of, or for continuing coverage under, a long-term care insurance policy that qualifies for the credit pursuant to Insurance Law section 1117. (For tax years beginning before January 1, 2004, the credit is equal to 10% of these premiums.) Individuals use Form IT-249, *Claim for Long-Term Care Insurance Credit*, to claim the credit.

A qualifying long-term care insurance policy is one that is

- approved by the New York State Superintendent of Insurance pursuant to Insurance Law section 1117(g); **or**
- a group contract delivered or issued for delivery outside of New York State that is a qualified long-term care insurance contract as defined in Internal Revenue Code (IRC) section 7702B. (Note: IRC section 7702B relates to policies for which a federal itemized deduction is allowed.)

This credit is not refundable. However, any portion of the credit that cannot be applied to the tax for the current year may be carried forward indefinitely to the following year or years.

The credit may not reduce the tax to less than the following:

- the applicable minimum tax fixed by section 183, 185, or 186 of Article 9
- the higher of the tax on minimum taxable income base or fixed dollar minimum under Article 9-A
- \$250 under Article 32 or Article 33

Under Article 9, the credit must first be deducted from the taxes imposed by section 183, 185, or 186. Any credit remaining must then be deducted from the taxes imposed by section 184.

The credit is not allowed against the metropolitan transportation business tax (MTA surcharge) under Articles 9, 9-A, 32, or 33.

### Line instructions

New York S corporations: Complete only lines 1 through 5, and transfer the line 5 amount to the applicable line of Form CT-34-SH, *New York S Corporation Shareholders' Information Schedule*.

New York C corporations applying **any** amount of the long-term care insurance credit against the taxes imposed by Article 9, section 186-a, or 186-e, or 189: Complete only lines 1 through 5, and attach an explanation of how the credits are being applied.

New York C corporations **not** applying **any** amount of the long-term care insurance credit against the taxes imposed by Article 9, section 186-a, or 186-e, or 189: Complete lines 1 through 12, as applicable.

**Line 3** — If you are a corporate partner receiving a long-term care insurance credit from a partnership, include on line 3 your pro rata share of the long-term care insurance credit passed through to you from the partnership.

Enter in the *Partnership information* area on the front of this form the name, identifying number, and credit amount for each partnership that passed the credit through to you.

**Line 6** — Enter your tax before credits using the table below.

**Line 7** — If you are claiming more than one tax credit for this year, enter the amount of credits claimed before applying this credit. Otherwise enter **0**. You must apply certain credits before the long-term care insurance credit. Refer to the instructions of your franchise tax return to determine the order of credits that applies. Article 9-A filers: Refer to the instructions for Form CT-600, *Ordering of Corporation Tax Credits*, for the order of credits.

Life insurance corporations: Do not enter on this line any amount of empire zone (EZ) wage tax credits, zone equivalent area (ZEA) wage tax credits, or EZ capital tax credits.

If filing as a member of a combined return, include any amount of tax credit(s), including long-term care insurance credit(s) being claimed by other members of the combined group, that you wish to apply before your long-term care insurance credit.

Life insurance corporation combined filers: Do not enter any amount of EZ wage tax credits, ZEA wage tax credits, or EZ capital tax credits being claimed by other members of the combined group.

**Line 9** — Enter your minimum tax using the table below.

| If you filed            | Enter on line 6 the amount from  | Enter on line 9 the minimum tax below   |
|-------------------------|--|---|
| Forms CT-183 and CT-184 | Line 4 of Form CT-183 <b>plus</b> the amount from line 3 or 4 of Form CT-184 | \$75                                    |
| Form CT-185             | Line 6   | \$10                                    |
| Form CT-186             | Line 5   | \$125                                   |
| Form CT-3               | Line 78  | Line 81 amount                          |
| Form CT-3-A             | Line 77  | Line 80 amount                          |
| Form CT-32              | Line 5   | \$250                                   |
| Form CT-32-A            | Line 5   | \$250                                   |
| Form CT-33              | Line 11  | \$250                                   |
| Form CT-33-A            | Line 15  | The result of adding line 4 and line 12 |
| Form CT-33-NL           | Line 5   | \$250                                   |