

2015 Arizona Amended Corporation Income Tax Return

Obtain additional information or assistance by calling one of the numbers listed below:

Phoenix (602) 255-3381
From area codes 520 and 928, toll-free (800) 352-4090

Obtain tax rulings, tax procedures, tax forms and instructions, and other tax information by accessing the department's website at www.azdor.gov.

General Instructions

Use of 2015 Form 120X

Use the 2015 form to amend only the 2015 Form 120 or Form 120A, as originally filed, or as it was later adjusted by an amended return, Department of Revenue correction notice, or an audit, whichever is latest.

File an amended return for a prior taxable year on the Form 120X for that taxable year. Do not use the 2015 Form 120X to file an amended return for a prior taxable year.

Do not use the Form 120X to amend the Form 120S. Use the 2015 Form 120S to amend and be sure to check the box for "Amended" on the top of page 1 of Form 120S.

NOTE: *If you need to amend a year prior to 2015, Form 120X for prior years are available on the department's website at www.azdor.gov/Forms/Corporate.aspx.*

If an amended return is filed for a taxable year prior to 2007, include a copy of the original Arizona return.

When to File Form 120X

Form 120X may be filed only after the taxpayer has filed its original tax return (Form 120 or Form 120A) for the taxable year 2015. Generally, Form 120X must be filed within four years after the date the original return was due or after the date that the taxpayer filed it, whichever was later.

Do not file an amended return until the original return has been processed.

Reporting of Federal Amended Return Changes or Finalized Revenue Agent Report (RAR)

A taxpayer who files an amended return with the Internal Revenue Service (IRS) must file an Arizona amended return within 90 days of its final determination by the IRS.

The taxpayer must report to the department changes or corrections of the taxpayer's taxable income by the IRS or as the result of renegotiation of a contract or subcontract with the United States. The taxpayer must, within 90 days after the final determination of the change or correction, either:

- File a copy of the final determination with the department, concede the accuracy of the determination or state any errors, and request the department to recompute the tax owed to Arizona; or
- File an amended return as required by the department.

The department may require the taxpayer to file an amended return if the department does not have the necessary information to recompute the tax owed to Arizona.

Consolidated Return Election

The common parent of an affiliated group of corporations that files a federal consolidated return may elect to file an Arizona consolidated return. The common parent must make the election by the due date, including extensions, for filing the original return. A taxpayer may file the 2015 Form 120X to change its method of filing to consolidated for the taxable year 2015 only if the 2015 Form 120X is filed by the due date, including extensions, of the taxpayer's 2015 Form 120.

Refer to the 2015 Form 120 instructions for more information about the requirements for the election to file on a consolidated basis.

Required Supporting Documents with Form 120X

Include any schedules, forms, and/or statements which are necessary to fully explain and substantiate the change(s).

Is the Arizona apportionment ratio (for air carriers) changing? Include Schedule ACA.

Is the taxpayer reporting federal amended return changes? Include a copy of the amended return with all applicable schedules.

Is the taxpayer reporting finalized RAR changes? Include a copy of the RAR with all applicable schedules.

Is the Arizona method of filing changing (information question D)? Complete Form 51, *Combined or Consolidated Return Affiliation Schedule*, according to the Form 51 instructions and include it with Form 120X.

Rounding Dollar Amounts

Taxpayers must round amounts to the nearest whole dollar. If 50 cents or more, round up to the next dollar. If less than 50 cents, round down.

Specific Instructions

Type or print the required information in the name, address, and information boxes on the top of page 1. If the taxpayer has a foreign address, enter the information in the following order: city, province or state, and country. Follow the country's practice for entering the postal code. **Do not abbreviate the country's name.** If this is a consolidated return, enter the common parent corporation's name and address. The name for a consolidated return should include the phrase "and affiliates." If this is a combined return, enter the name and address of the corporation under which the group is filing. The name for the combined return should include either the phrase "and unitary affiliates" or "and unitary subsidiaries," whichever is applicable.

Indicate whether the taxable year is a calendar year or a fiscal year; if a fiscal year, indicate the taxable year on the top of page 1 of the return.

Enter the corporation's employer identification number (EIN), which is the taxpayer identification number (TIN). If this is a consolidated return, enter the TIN of the common parent corporation. If this is a combined return, enter the TIN of the corporation under which the group is filing.

All returns, statements, and other documents filed with the department require a TIN. Taxpayers that fail to include their TIN may be subject to a penalty. Paid tax return preparers must include their TIN where requested. The TIN for a paid tax return preparer is the individual's social security number or the EIN of the business. Paid tax return preparers that fail to include their TIN may be subject to a penalty.

Line A: If the correct box WAS NOT CHECKED on the 2015 Form 120, line B, indicate the correct method of filing by checking the appropriate box. Explain the correction on the 2015 Form 120X, Schedule C.

If the correct box WAS CHECKED on the 2015 Form 120, information question B: (i) do not check any boxes for line A and (ii) answer line D, if Form 120X is being filed to change the Arizona method of filing.

Line B: Check the Arizona adjustments only box if the amended return is being filed to report only state changes. State change examples include adjustments to the apportionment ratio and adjustments to either additions to or subtractions from federal taxable income.

Line C: If this amended return is filed to incorporate a capital loss carryback, check the box and enter the last day (month, day and year) of the tax year the capital loss originated.

Line D: If this amended return is filed to change the Arizona method of filing, check the appropriate box. Complete the Form 120X, Schedule C, to explain the changes. Include a completed Form 51 with Form 120X.

Line E: If this amended return includes changes to the Arizona apportionment ratio, check the appropriate box. Complete Form 120X, Schedule A, (or include a revised Schedule ACA, if applicable) and explain the changes on Schedule C.

Line F: Check the box on line F if the election to be treated as a multistate service provider was made on your original return.

NOTE to Line F: *The multistate service provider election as prescribed in the Arizona Revised Statutes (A.R.S.) §43-1147(B) must be made on the taxpayer's timely filed original tax return including extensions. This election is binding for five consecutive taxable years. Taxpayers cannot make the election or revoke the election by amending the tax return. See A.R.S. §43-1147 and Schedule MSP for more information.*

Lines 1 through 8, lines 10 through 19, and line 21 -

NOTE: *Columns (a) and (c) must be completed for each line whether or not a change has been made to a particular line. Enter an amount in column (b) only if a change has been made for a particular line.*

- **Column (a):** Enter the amounts as shown on the original return or as adjusted by any prior audit, amended return, or Department of Revenue correction notice, whichever is latest.
- **Column (b):** Enter the amount of any change(s). Include any schedules, forms, and/or statements which are necessary to fully explain and substantiate the change(s). The amounts entered in column (b) should be the net

increase or net decrease for each line that has been changed. Use a minus sign to indicate decreases entered in column (b).

- **Column (c):** Add the increase in column (b) to the amount in column (a) or subtract the decrease in column (b) from column (a). Enter the result here. If the line has not been changed, enter the amount from column (a) in column (c).

Line 9 - Apportionment Ratio (Multistate Taxpayers Only)

If the apportionment ratio is being amended, enter the amended apportionment ratio in column (c) from page 2, Schedule A, line A5, column C, or from Schedule ACA, line 3. If the apportionment ratio is not being amended, enter the apportionment ratio from the 2015 Form 120, page 1, line 9, or as adjusted by any prior audit or amended return, whichever is latest. The taxpayer must carry out the ratio on line 9 to six places.

Refer to the Schedule ACA or Schedule A instructions for more information. Do not enter an amount on page 1, line 9, before reading the Schedule ACA or Schedule A instructions.

Line 16 - Arizona Tax

Multiply Arizona taxable income [line 15, column (c)] by 6.0%. If the computed amount of tax is less than \$50, enter the minimum tax of \$50. Every corporation required to file a return shall pay a \$50 minimum tax in accordance with Arizona Revised Statutes (A.R.S.) § 43-1111.

Combined or consolidated returns - a unitary group or an Arizona affiliated group is considered a single taxpayer. The minimum tax is imposed on the single taxpayer rather than on each corporation within the group.

Line 17 - Tax from Recapture of Tax Credits

Enter the amount of tax due from recapture tax credits from Arizona Form 300, Part 2, line 31.

Line 18 - Subtotal

Add lines 16 and 17. This is the amount of tax to which the total amount of tax credits claimed by the taxpayer may be used.

Line 19 - Nonrefundable Tax Credits

Enter the allowable nonrefundable tax credit amount from Arizona Form 300, Part 2, line 56. This amount cannot be larger than the amount on Form 120X, line 18.

- **Enterprise Zone Credit.** The enterprise zone credit has been repealed. The repeal did not affect carryforwards of properly established credits. See Form 304 for more information.
- **Environmental Technology Facility Credit.** This tax credit is for costs incurred in constructing a qualified environmental technology manufacturing, producing, or processing facility as described in A.R.S. § 41-1514.02. See Form 305 for more information.
- **Military Reuse Zone Credit.** This tax credit is for net increases in employment of full-time employees working in a military reuse zone established under Arizona law. See Form 306 for more information.

- **Credit for Increased Research Activities.** This tax credit is for taxpayers who incur qualified research expenses for research conducted in Arizona. The credit applies to taxable years beginning from and after December 31, 2000. A portion of the excess credit claimed for taxable years beginning from and after December 31, 2009 may be refundable with approval from the Arizona Commerce Authority. Be sure to include only the nonrefundable portion on line 19. See Form 308 for more information.
- **Pollution Control Credit.** This tax credit is for expenses incurred during the taxable year to purchase real or personal property used in the taxpayer's trade or business in Arizona to control or prevent pollution. See Form 315 for more information.
- **Credit for Taxes Paid for Coal Consumed in Generating Electrical Power.** This tax credit is for a percentage of the amount paid by the seller or purchaser as transaction privilege tax or use tax for coal sold to the taxpayer that is consumed in the generation of electrical power in Arizona. "Amount paid by the seller or purchaser as transaction privilege tax or use tax" means that the Arizona transaction privilege tax was passed through to the taxpayer by the seller as an added charge or that the seller collected the Arizona use tax from the taxpayer or that the taxpayer paid the Arizona use tax to the department. See Form 318 for more information.
- **Credit for Solar Hot Water Heater Plumbing Stub Outs and Electric Vehicle Recharge Outlets.** This tax credit is for the installation of solar hot water heater plumbing stub outs and electric vehicle recharge outlets in houses or dwelling units constructed by the taxpayer. The houses or dwelling units must be located in Arizona. See Form 319 for more information.
- **Credit for Employment of TANF Recipients.** This tax credit is for net increases in qualified employment for recipients of temporary assistance for needy families (TANF) who are residents of Arizona. See Form 320 for more information.
- **Agricultural Pollution Control Equipment Credit.** This tax credit is for expenses incurred during the taxable year to purchase tangible personal property that is primarily used in the taxpayer's business in Arizona to control or prevent agricultural pollution. See Form 325 for more information.
- **Credit for Donation of School Site.** This tax credit is for the donation of real property and improvements to an Arizona school district or Arizona charter school for use as a school or as a site for the construction of a school. See Form 331 for more information.
- **Credits for Healthy Forest Enterprises.** These tax credits are for net increases in qualified employment positions in a healthy forest enterprise and net training and certifying costs. See Form 332 for more information.
- **Credit for Employing National Guard Members.** This credit is for an employer who has an employee that is a member of the Arizona National Guard and the employee was placed on active duty. See Form 333 for more information.
- **Motion Picture Credits.** Motion picture production companies that produced motion pictures, commercials, music videos, or television series completely or partially in Arizona may claim a transferable income tax credit for production costs. To qualify, productions must have been preapproved by the Arizona Commerce Authority by December 31, 2010. See Form 334 for more information.
- **Credit for Corporate Contributions to School Tuition Organizations.** This credit is for corporations who make contributions to school tuition organizations which provide scholarships and tuition grants to children attending qualified nongovernmental schools. See Form 335 for more information.
- **Credit for Solar Energy Devices - Commercial and Industrial Applications.** This credit is available to taxpayers that install solar energy devices for commercial, industrial, or any other nonresidential purpose in the taxpayer's trade or business located in Arizona. The taxpayer or an exempt organization may transfer the credit to a third party that either financed, installed, or manufactured the qualifying solar energy device. See Form 336 for more information.
- **Credit for Water Conservation System Plumbing Stub Outs.** The credit for water conservation system plumbing stub outs has expired. This credit may not be claimed for taxable years ending after December 31, 2011. However, any credit carryover established in calendar year 2011 and prior will be allowed for not more than five consecutive taxable years. See Form 337 for more information.
- **Credit for Corporate Contributions to School Tuition Organizations for Displaced Students or Students with Disabilities.** This tax credit is for corporations who make contributions to school tuition organizations that provide scholarships and tuition grants to qualifying children attending qualified nongovernmental schools. See Form 341 for more information.
- **Renewable Energy Production Tax Credit.** This tax credit is for taxpayers that produce electricity using qualified energy resources. Approval by the Arizona Department of Revenue is required prior to claiming this tax credit. See Form 343 for more information.
- **Solar Liquid Fuel Credit.** This tax credit is for taxpayers that increase research activities related to solar liquid fuel. Additional credits will become available in 2016 for production and delivery system costs. See Form 344 for more information.
- **Credit for New Employment.** This tax credit is for taxpayers that have net increases in employment. The credit limit is administered by the Arizona Commerce Authority. See Form 345 for more information.

- **Additional Credit for Increased Research Activities for Basic Research Payments.** This tax credit is for taxpayers that make qualified basic research payments for research conducted in Arizona. Approval by the Arizona Department of Revenue is required prior to claiming this tax credit. See Form 346 for more information.
- **Credit for Qualified Health Insurance Plans.** The credit for qualified health insurance plans has been repealed. All credits for qualified health insurance plans that were properly established can be carried forward for the respective three year carry forward period. Use Form 347 to claim this carry-forward tax credit.
- **Credit for Renewable Energy Investment and Production for Self-Consumption by Manufacturers.** This tax credit is for investment in new renewable energy facilities that produce energy for self-consumption using renewable energy resources if the power will be used primarily for manufacturing. See Form 351 for more information.

Complete the appropriate credit form for each credit. Include the completed credit form(s) and also Form 300 with Form 120X, whether or not the amount claimed on line 19 has changed.

Line 20 - Credit Type

Indicate which tax credits were used on line 19 by entering the applicable form number(s) in the space provided. Complete this line whether or not the amount of tax credits claimed on line 19 has changed.

Nonrefundable Income Tax Credit	Form
Enterprise Zone Credit	304
Environmental Technology Facility Credit	305
Military Reuse Zone Credit	306
Credit for Increased Research Activities	308
Pollution Control Credit	315
Credit for Taxes Paid for Coal Consumed in Generating Electrical Power	318
Credit for Solar Hot Water Heater Plumbing Stub Outs and Electric Vehicle Recharge Outlets	319
Credit for Employment of TANF Recipients	320
Agricultural Pollution Control Equipment Credit	325
Credit for Donation of School Site	331
Credits for Healthy Forest Enterprises	332
Credit for Employing National Guard Members	333
Motion Picture Credits	334
Credit for Corporate Contributions to School Tuition Organizations	335
Credit for Solar Energy Devices - Commercial and Industrial Applications	336
Credit for Water Conservation System Plumbing Stub Outs	337
Credit for Corporate Contributions to School Tuition Organizations for Displaced Students or Students With Disabilities	341
Renewable Energy Production Tax Credit	343
Solar Liquid Fuel Credit	344
Credit for New Employment	345
Additional Credit for Increased Research Activities for Basic Research Payments	346
Credit for Qualified Health Insurance Plans	347
Credit for Renewable Energy Investment and Production for Self-Consumption by Manufacturers	351

Line 22 - Refundable Tax Credits

Check the box marked 308, 342 and/or 349 to indicate which of these tax credits the taxpayer is claiming. Enter the total amount of the credits claimed on line 22. Include the completed credit form(s) with Form 120X, whether or not the amount claimed on line 22 has changed.

Credit for Increased Research Activities. A portion of this tax credit is refundable for qualified taxpayers. The refund is limited to 75% of the excess credit, which is the current year's credit less the current year's tax liability, not to exceed the amount approved by the Arizona Commerce Authority. Include a copy of your "Certificate of Qualification" from the Arizona Commerce Authority, Form 300 and Form 308 with your return. Enter the amount from Form 308, Part 6, line 46.

Credit for Renewable Energy Industry. This tax credit is for expanding or locating qualified renewable energy operations in Arizona and is refundable in five equal installments. Pre-approval and post-approval are required through the Arizona Commerce Authority. Include a copy of your "Certification of Qualification" from the Arizona Commerce Authority and Form 342 with your tax return to claim this credit. Enter the amount from Form 342, Part 6, line 18.

Credit for Qualified Facilities. This tax credit is for expanding or locating a qualified facility in Arizona and is refundable in five equal installments. Pre-approval and post-approval are required through the Arizona Commerce Authority. Include a copy of your "Certification of Qualification" from the Arizona Commerce Authority and Form 349 with your tax return to claim this credit. Enter the amount from Form 349, Part 6, line 18.

If you are claiming more than one of the refundable tax credits, check the appropriate boxes and add the amounts from the credit forms together and enter the total on line 22, or use the worksheet below to figure the amount to enter on line 22.

Refundable Credit Worksheet	
1. Enter the refundable credit from Form 308, Part 6, line 46.	
2. Enter the apportioned credit from Form 342, Part 6, line 18.	
3. Enter the apportioned credit from Form 349, Part 6, line 18.	
4. Add the amounts on lines 1, 2, and 3. Enter the total here and on Form 120X, line 22.	

Line 23 - Payments (Extension, Estimated)

Enter the total amount from the original return (2015 Form 120, lines 23 and 24; or 2015 Form 120A, lines 15 and 16).

Line 24 - Payment with Original Return (Plus All Payments After It Was Filed)

Enter the amount from page 2, Schedule B, line B4.

Line 25 - Total Payments

Add lines 22, 23 and 24. Enter the total.

NOTE FOR CLAIM OF RIGHT RESTORATION: *If the tax for the taxable year 2015 was computed under the provisions for a claim of right restoration, line 25 also*

includes the credit for the tax reduction for prior taxable year(s). Refer to Arizona Corporate Income Tax Procedure CTP 95-3 for further information. Write "A.R.S. § 43-1130.01" and the total amount of the tax reduction for prior taxable year(s) in the space to the left of the total payment amount entered on line 25. The amount entered on line 25 is the total of lines 22, 23 and 24 and the tax reduction for prior taxable year(s). Include a schedule computing the tax reduction for the prior taxable year(s).

Line 26 - Overpayment from Original Return or as Later Adjusted

Enter the amount of any overpayment of tax from the original return (2015 Form 120, line 31; or 2015 Form 120A, line 23), and the total amount of any overpayments of tax from a Department of Revenue correction notice, a previously filed amended return (2015 Form 120X, line 31), or an audit.

Line 28 - Total Due

If line 21, column (c) is **larger** than line 27, enter the difference. This is the amount of tax due.

Line 29 - Penalty and Interest

Calculate any penalty and interest due. Calculate interest on the amount shown on line 28 at the prevailing rate. The interest period is from the original due date of the return to the payment date, and is compounded annually.

Line 30 - Payment Due

Add lines 28 and 29, and enter the total here. This is the amount of payment due. Non-EFT payment must be included with the amended return. Payments can be made via check, electronic check, money order, or credit card.

Check or Money Order

Make checks payable to Arizona Department of Revenue. Include the taxpayer's EIN on the front of the check or money order. Include the check or money order with the return.

Internet Payments

Corporate taxpayers must be licensed by the department before they can register to pay taxes online. Go to www.AZTaxes.gov to register and make payments over the internet.

Electronic payment from checking or savings account

Payments can be made electronically from a checking or savings account. Go to www.AZTaxes.gov and choose the e-check option. There is no fee to use this method. This payment method will debit the amount from the specified checking or savings account on the date specified. If an electronic payment is made from a checking or savings account, a confirmation number will be generated. Please keep this confirmation number as proof of payment.

Credit card payment

Payments can be made via American Express, Discover, MasterCard or VISA credit cards. Go to www.AZTaxes.gov and choose the credit card option. This will take you to the website of the credit card payment service provider. The service provider will charge a convenience fee based on the amount of the tax payment. The service provider will disclose

the amount of the convenience fee during the transaction and the option to continue or cancel the transaction will be presented. If you accept the convenience fee and complete the credit card transaction, a confirmation number will be generated. Please keep this confirmation number as proof of payment.

Line 31 - Overpayment

If line 27 is **larger** than line 21, column (c), enter the difference. This amount is the overpayment from this amended return.

Line 32 - Amount to be Applied to 2016 Estimated Taxes

The taxpayer may apply part or all of an overpayment reported on line 31 as a 2016 estimated tax payment, if this amended return is filed during the taxpayer's taxable year, 2016. Enter the applicable amount on line 32. If the taxpayer wants the entire line 31 amount to be refunded, enter zero.

Line 33 - Amount to be Refunded

Subtract line 32 from line 31, and enter the difference. This is the net refund amount.

Schedule A - Apportionment of Income (Multistate Corporations Only)

A.R.S. §§ 43-1131 through 43-1150 govern the apportionment of income. A corporation that engages in activities both within and without Arizona must apportion its business income based on property, payroll, and sales in Arizona as compared to these factors everywhere. "Everywhere" means the property, payroll, and sales factors related to the whole combined or consolidated business.

A combined return excludes the factors of a unitary foreign corporation unless the foreign corporation is itself subject to the Arizona corporate income tax. A consolidated return includes the factors of a foreign corporation that is a member of the affiliated group. Both combined and consolidated returns exclude the factors of an insurance company exempt under A.R.S. § 43-1201(A)(14).

Taxpayers apportioning income shall complete lines 6 through 12 on page 1 of Arizona Form 120.

NON-APPORTIONABLE INCOME

Apportionment factors generating nonapportionable or non-taxable income are not to be included in the calculation of the apportionment ratio.

ADMINISTRATIVE RELIEF REQUESTS

A.R.S. § 43-1148 provides administrative relief if the allocation and apportionment provisions of UDITPA do not fairly represent the extent of the taxpayer's business activity in this state. The taxpayer may petition for or the department may require, in respect to all or any part of the taxpayer's business activity, if reasonable:

- Separate accounting, except with respect to an Arizona affiliated group, as defined in A.R.S. § 43-947.
- The exclusion of any one or more of the factors.
- The inclusion of one or more additional factors which will fairly represent the taxpayer's business activity in this state.

- The employment of any other method to effectuate an equitable allocation and apportionment of the taxpayer's income, other than disallowance of a properly elected consolidated return.

This section permits a departure from the allocation and apportionment provisions only in limited cases. A.R.S. § 43-1148 may be invoked only if unusual fact situations produce incongruous results under the apportionment and allocation provisions. Taxpayers seeking such relief should submit a letter to the Corporate Income Tax Audit Section 60 days prior to the filing of the return setting forth the relief that is requested and the justification for the relief.

The department normally makes such determinations only upon audit of the taxpayer. Such a detailed examination of the facts and circumstances reveals whether such unusual fact situations and incongruous results exist.

COMPUTING THE APPORTIONMENT RATIO

When computing the factors of the apportionment ratio, carry the result out to six (6) places after the decimal. If the seventh (7th) place after the decimal is five (5) or more, round the sixth (6th) decimal place up to the next higher digit. If the seventh (7th) place after the decimal is less than five (5), leave the sixth (6th) place decimal as it is.

Example #1:

Arizona Factor	<u>123,456</u>
Everywhere Factor	789,654
Average	.1563418

The seventh (7th) digit after the decimal is "8". Since "8" is greater than "5", the sixth (6th) digit after the decimal is increased to the next higher digit, "2".

The average rounded to six (6) decimal places is .156342.

Example #2:

Total Ratio	<u>.179865</u>
Divided by	4
Average	.0449662

The seventh (7th) digit after the decimal is "2". Since "2" is less than "5", the sixth (6th) digit after the decimal remains "6". No increase to the sixth (6th) digit after the decimal is made.

The average rounded to six (6) decimal places is .044966.

SCHEDULE ACA - AIR CARRIER APPORTIONMENT FORMULA (MULTISTATE AIR CARRIERS ONLY)

A.R.S. § 43-1139 requires a taxpayer that is a qualifying air carrier to use revenue miles to apportion its business income to Arizona. The taxpayer must be engaged in air commerce. "Air commerce" means transporting persons or property for hire by aircraft in interstate, intrastate or international transportation. If the taxpayer files a combined or consolidated return, the combined group or the Arizona affiliated group must use this method of apportionment if 50% or more of the taxpayer's gross income is derived from air commerce. The taxpayer will apportion its business income by means of a single apportionment ratio computed under this method for all group members.

Check the box labeled "AIR Carrier" on line E on page 1 of the return. Do not complete Schedule E on page 3 of the return.

Complete Schedule ACA and include with the return. Schedule ACA is available on the department's website at: <http://www.azdor.gov/Forms/Corporate.aspx>.

NON-AIR CARRIER APPORTIONMENT FORMULA (MULTISTATE CORPORATIONS ONLY)

Non-air carrier multistate corporations have the opportunity to choose one of two apportionment formulas for calculating the apportionment ratio:

- Non-air carrier multistate corporations may elect the enhanced apportionment formula.
- The standard apportionment formula must be used by non-air carrier multistate corporations not electing to use the enhanced apportionment formula.

Check the box on line E of page 1 of the return to indicate which apportionment formula, "Standard", or "Enhanced", will be used to calculate the apportionment ratio on the corporation's return. Whichever apportionment method is indicated, the taxpayer must complete the apportionment ratio using that formula. (The taxpayer cannot use "Standard" to calculate one portion of the ratio, and "Enhanced" to calculate another portion of the ratio.)

For the standard apportionment ratio, the numerator of the fraction of the standard apportionment formula is the property factor plus the payroll factor plus two (2) times the sales factor. The denominator of the fraction is four (4). Use the numbers located on the left-hand side of Schedule E, column A, to double-weight the sales factor.

For the enhanced apportionment ratios, the numerator of the fraction is five (5) times the property factor plus five (5) times the payroll factor plus ninety (90) times the sales factor. The denominator of the fraction is 100. Use the numbers located on the right-hand side of Schedule E, column A to weight the property, payroll, and sales factors respectively.

Line A1 - Property Factor

The Property Factor is a fraction that represents the average value of the taxpayer's property owned or rented and used in Arizona to the total average value of the taxpayer's property owned or rented and used during the tax period.

The value of tangible personal property and real property owned by the taxpayer is its original cost. The taxpayer normally determines the average value of its owned property by averaging the values at the beginning and ending of the tax period. Property used to generate non-apportionable or non-taxable income is not included in the property factor.

The value of tangible personal property and real property rented by the taxpayer is eight times its net annual rental rate. The net annual rental rate is the annual rental rate paid by the taxpayer for rented property, less the aggregate annual subrental rates paid by subtenants of the taxpayer. The taxpayer automatically achieves averaging for rented property by the method of determining the net annual rental rate of such property.

For a discussion of the treatment of computer software in the property factor, refer to Corporate Tax Ruling (CTR) 01-2.

Report real property situated, and tangible personal property permanently located, in Arizona as property within Arizona during the tax year. Attribute the value of mobile property to Arizona based on the total time that the property was within Arizona.

Taxpayers Electing “STANDARD APPORTIONMENT”

- Check the box on Line E of the return labeled “STANDARD”.
- Divide the numerator of the property factor by the denominator. The result is the “Standard” property factor. Express the ratio as a decimal carried out to six (6) places. The property factor will not exceed 100%.

Taxpayers Electing “ENHANCED APPORTIONMENT”

- Check the box on Line E of the return labeled, “ENHANCED”.
- Multiply the numerator of the property factor by five (5). Divide that result by the denominator. The result is the “Enhanced” property factor. Express the ratio as a decimal carried out to six (6) places. The property factor may exceed 100%

For additional information on the property factor, refer to: A.R.S. §§ 43-1140 through 1142
A.A.C. R15-2D-601 through R15-2D-607 and R15-2D-902
Corporate Tax Ruling (CTR) 01-2

Line A2 - Payroll Factor

The Payroll Factor is a fraction that represents the compensation paid in Arizona by the taxpayer to the total compensation paid by the taxpayer during the tax year.

Report the salaries, wages, or other compensation of officers, employees, etc., as being within Arizona if the performance of those services occurs entirely in Arizona. This rule applies regardless of where payment is made or control exercised. This rule also applies regardless of whether the performance of the services is partly or wholly in connection with the apportionable business carried on outside the state or in interstate or foreign commerce. Payroll used to generate non-apportionable or non-taxable income is not included in the payroll factor.

Allocate the compensation of officers and employees who perform services partly within and partly without Arizona to this state when:

- The services performed outside of Arizona are incidental to the employee's service within Arizona; or
- The employee's base of operation is in Arizona; or
- The employee has no base of operation in any state but the direction or control of the employee is from Arizona; or
- The employee has no base of operation in any state, and there is no direction or control from a state in

which the employee performs some part of his services, but the employee's residence is in Arizona.

Taxpayers Electing “STANDARD APPORTIONMENT”

- Check the box on Line E of the return labeled “STANDARD”.
- Divide the numerator of the payroll factor by the denominator. The result is the “Standard” payroll factor. Express the ratio as a decimal carried out to six (6) places. The payroll factor will not exceed 100%.

Taxpayers Electing “ENHANCED APPORTIONMENT”

- Check the box on Line E of the return labeled, “ENHANCED”.
- Multiply the numerator of the payroll factor by five (5). Divide that result by the denominator. The result is the “Enhanced” payroll factor. Express the ratio as a decimal carried out to six (6) places. The payroll factor may exceed 100%

For additional information on the payroll factor, refer to: A.R.S. §§ 43-1143, 1144
A.A.C. R15-2D-701 through R15-2D-705

Line A3 - Sales Factor

The Sales Factor is a fraction that represents the total sales of the taxpayer in Arizona to the total sales of the taxpayer during the tax period.

"Sales" includes all gross receipts from transactions and activities in the course of the regular trade or business that produce income. Gross receipts from non-apportionable or non-taxable income are not included in the sales factor.

Determine sales of tangible personal property on a destination sales basis. Determine sales of real property based on the location of the property. Determine sales of other than tangible personal property based on the location where the income producing activity occurs.

TAXPAYERS THAT QUALIFY AS MULTISTATE SERVICE PROVIDERS ELECTING TO SOURCE SALES OF SERVICES TO ARIZONA USING A COMBINATION OF INCOME PRODUCING ACTIVITY SALES AND MARKET SALES

For taxable years beginning from and after December 31, 2013, taxpayers that qualify as a Multistate Service Provider (MSP) may elect to treat sales from service as being sourced to Arizona based on a combination of income-producing activity sales and market sales. Multistate taxpayers complete Schedule MSP to determine if they qualify as an MSP. If the taxpayer qualifies, and wishes to make the election, the completed Schedule MSP must be included with the taxpayer's original, timely-filed tax return. *(The election to be treated as an MSP cannot be made on an amended return.)* Once made, the election is binding for five (5) years. For each year of the election period, Schedule MSP must be completed by the taxpayer to source sales from services to Arizona. Once Schedule MSP is completed, the taxpayer can compute the sales factor.

Taxpayers that qualify, and who want to make the election, should:

- Ensure the completed Schedule MSP is included with the return.
- Ensure the box on Line F of the return is checked
- Ensure the box indicating the year of the taxpayer’s election cycle is checked.
- Enter on line A3b, column A, the Arizona sales from services from the completed Schedule MSP, line B5.
- Complete the calculation of the sales factor following the instructions for the taxpayer’s choice of the “STANDARD” or “ENHANCED” apportionment formula.

Taxpayers qualifying as an MSP, and electing to be treated as an MSP:

- Enter the Arizona sales from services on line A3b from the completed Schedule MSP, line B5.

Taxpayers not making the election to be treated as an MSP:

- Include Arizona sales from services on line A3c.

Taxpayers Electing “STANDARD APPORTIONMENT”

- Check the box on Line E of the return labeled “STANDARD.
- Multiply the numerator of the sales factor by two (2). Divide that result by the denominator. The result is the “Standard” sales factor. Express the ratio as a decimal carried out to six (6) places. The sales factor will not exceed 100%.

Taxpayers Electing “ENHANCED APPORTIONMENT”

- Check the box on Line E of the return labeled “ENHANCED”.
- Multiply the numerator of the sales factor by ninety (90). Divide that result by the denominator. The result is the “Enhanced” sales factor. Express the ratio as a decimal carried out to six (6) places. The sales factor may exceed 100%.

For more information on the sales factor, refer to:
 A.R.S. §§ 43-1145 – 1147
 A.A.C. R15-2D-801 through R15-2D-807, and R15-2D-903
 Corporate Tax Ruling (CTR) 02-2
 CTR 07-1

Line A4 – Total Ratio

Add the ratios for the property factor, the payroll factor, and the sales factor in Column C. Enter the result.

Line A5 - Average Apportionment Ratio

NOTE: Taxpayers must exclude a factor if both the numerator and the denominator of a factor are zero (0). Do not exclude a factor if the numerator of the factor is zero (0) and the denominator of a factor is greater than zero (0).

Taxpayers Electing “STANDARD APPORTIONMENT”

If either the property or the payroll factor is excluded, determine the average ratio by dividing the total ratio by three (3). If the sales factor is excluded, determine the average ratio by dividing the total ratio by two (2). If two of the factors are excluded, the remaining factor, without respect to any weighting, is the apportionment ratio.

Taxpayers Electing “ENHANCED APPORTIONMENT”

If the either property or the payroll factor is excluded, determine the average ratio by dividing the total ratio by ninety-five (95.0). If the sales factor is excluded, determine the average ratio by dividing the total ratio by ten (10). If two of the factors are excluded, the remaining factor, without respect to any weighting, is the apportionment ratio.

Taxpayers Electing “STANDARD APPORTIONMENT”

Divide the total ratio, line A4, column C, by four (4). Express the ratio as a decimal carried out to six (6) places. Enter the average ratio here and on page 1, line 9.

Taxpayers Electing “ENHANCED APPORTIONMENT”

Divide the total ratio, line A4, column C by 100. Express the ratio as a decimal carried out to six (6) places. Enter the average ratio here and on page 1, line 9.

Schedule B – Schedule of Payments

List the payment sent with the original return and all payments made by the taxpayer after the original return was filed.

If additional space is required to list all of the payments, prepare a schedule (in the same format) labeled “Schedule B – Schedule of Payments” and include the schedule with the Form 120X.

DO NOT include the claim of right credit computed under A.R.S. § 43-1130.01 in this schedule.

DO NOT include amounts paid for penalties and interest or payments reported on page 1, line 23.

Enter the total on Schedule B, line B4, and on page 1, line 24.

Schedule C – Explanation of Changes

Explain the changes made in this return. If additional space is needed, prepare a schedule (in the same format) labeled “Schedule C – Explanation of Changes” and include the schedule with the Form 120X. Include any necessary supporting documentation with the return.

Certification

One or more of the following officers (president, treasurer, or any other principal officer) must sign the return.

Paid preparers: Sign and date the return. Complete the firm name and address lines (the paid preparer’s name and address, if self-employed). Enter the paid preparer’s TIN, which is the firm’s EIN or the individual preparer’s social security number.

Interest

The department will calculate any interest due and will either include it in the refund or bill the taxpayer for the interest.

Obtain information and current interest rates by contacting one of the numbers listed on page 1 of these instructions. Interest rate tables are also available on the department’s website at the address listed on page 1 of these instructions.