

2016 Credit for Employing National Guard Members

For information or help, call one of the numbers listed:

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

Tax forms, instructions, and other tax information

If you need tax forms, instructions, and other tax information, go to the department's website at www.azdor.gov.

Income Tax Procedures and Rulings

These instructions may refer to the department's income tax procedures and rulings for more information. To view or print these, go to our website and click on *Legal Research* then click on *Procedures* or *Rulings* and select a tax type from the drop down menu.

Publications

To view or print the department's publications, go to our website and click on *Publications*.

General Instructions

Individuals: *You must also complete Arizona Form 301, Nonrefundable Individual Tax Credits and Recapture, and include Forms 301 and 333 with your tax return to claim this credit.*

Corporate taxpayers including exempt organizations with unrelated business taxable income: *You must also complete Arizona Form 300, Nonrefundable Corporate Tax Credits and Recapture, and include Forms 300 and 333 with your tax return to claim this credit.*

Arizona law provides a credit for employers who have an employee that is a member of the Arizona National Guard if the employee is placed on active duty.

The credit is \$1,000 for each employee who is placed on active duty by the Arizona National Guard.

To qualify for the credit, all of the following must apply:

- The employee must be a member of the Arizona National Guard.
- The employee must be in a full time equivalent position when the employee is placed on active duty.
- Each member of the Arizona National Guard who is employed must have served during the taxable year on active duty for training that exceeds the required annual training period, including any activation for federal or state contingencies or emergencies.

You may claim this credit only once in any taxable year with respect to each employee who is placed on active duty by the Arizona National Guard. However, you may claim the credit again for that employee in a subsequent year if that employee remains on active duty or is placed again on active duty in a subsequent taxable year.

If the allowable credit exceeds your income tax liability, you may carry over any unused amount for the next five consecutive taxable years.

This credit is available to individuals, corporations, and S corporations. A partnership may pass the credit through to its partners. An S corporation may pass the credit through to its shareholders.

This credit is also available to an exempt organization that is subject to corporate income tax on unrelated business taxable income (UBTI). The credit must result from the activities that generate the UBTI.

Line-by-Line Instructions

Enter your name and Social Security Number (SSN) or Employer Identification Number (EIN) as shown on Arizona Forms 140, 140PY, 140NR, 140X, 99T, 120, 120A, 120S, 120X, or 165.

All returns, statements, and other documents filed with the department require a taxpayer identification number (TIN). The TIN for an individual is the taxpayer's SSN or an Internal Revenue Service (IRS) individual taxpayer identification number (ITIN). The TIN for a business is the EIN. Taxpayers that fail to include their identification number may be subject to a penalty.

Part 1 - Business Information

S corporations, who elect to pass through the credit to its shareholders, must complete Form 333, Parts 1 through 3.

Lines 1 through 3 -

Enter the name, address, and employer identification number of the business that employs qualifying employees.

Part 2 - Credit Computation

Before completing lines 4 through 6, complete Form 333-1. Form 333-1 is a listing of all employees for which you are claiming the credit. If you have more than 16 qualifying employees, complete additional schedule(s) and include with the credit form.

Form 333-1 Qualifying Employees

Complete Form 333-1 as instructed on the form.

Form 333 -

Lines 4 through 6 -

The credit is \$1,000 for each qualifying employee that is placed on active duty by the Arizona National Guard.

Complete lines 4 through 6 as instructed on the form.

Part 3 - S Corporation Credit Election and Shareholder's Share of Credit

Line 7 -

The S corporation must complete this portion of Form 333 in order for the S corporation or its shareholders to claim this credit. The S corporation must make an irrevocable election either to claim the credit or to pass the credit through to its shareholders.

The election statement must be signed by one of the officers of the S corporation who is also a signatory to the Arizona Form 120S.

Lines 8 through 10 -

If the S corporation elects to pass the credit through to its shareholders, it must also complete lines 8 through 10 separately for each shareholder.

Each shareholder may claim only a pro rata share of the credit based on the shareholder's ownership interest in the S corporation. The S corporation must furnish each shareholder with a copy of pages 1 and 2 of Form 333.

Each shareholder must complete Parts 5 and 6.

Part 4 - Partner's Share of Credit

Lines 11 through 13 -

Partnerships must complete Form 333, Parts 1 and 2. Then complete Part 4, lines 11 through 13, separately for each partner. Each partner may claim only a pro rata share of the credit based on the partner's ownership interest in the partnership. The partnership must furnish each partner with a copy of pages 1 and 2 of Form 333.

Each partner must complete Parts 5 and 6.

Part 5 – Available Credit Carryover

Lines 14 through 19 -

Complete Part 5, lines 14 through 19 to figure your available credit carryover from taxable years 2011 through 2015.

- In column (b), enter the credit originally computed for the taxable year listed in column (a).
- In column (c), enter the amount of the credit from that taxable year which you have already used.
- In column (d), subtract the amount in column (c) from the amount in column (b) and enter the difference.
- Add the amounts entered on lines 14 through 18 in column (d).

Enter the total on line 19, column (d).

Part 6 - Total Available Credit

Line 20 -

Individuals, corporations, S corporations claiming the credit, or exempt organizations with UBTI, enter the amount from Part 2, line 6.

S corporation shareholders, enter the amount from Part 3, line 10.

Partners of a partnership, enter the amount from Part 4, line 13.

- Individuals: Also, enter this amount on Form 301, Part 1, line 18, column (a).
- Corporations, S corporations claiming the credit, and exempt organizations with UBTI claiming the credit: Also, enter this amount on Form 300, Part 1, line 12, column (a)

Line 21 -

Enter the amount from Part 5, line 19, column (d).

- Individuals: Also, enter this amount on Form 301, Part 1, line 18, column (b).
- Corporations, S corporations claiming the credit, and exempt organizations with UBTI claiming the credit: Also, enter this amount on Form 300, Part 1, line 12, column (b)

Line 22 -Total Available Credit

Add lines 20 and 21. Enter the total.

- Individuals: Also, enter this amount on Form 301, Part 1, line 18, column (c).
- Corporations, S corporations claiming the credit, and exempt organizations with UBTI claiming the credit: Also, enter this amount on Form 300, Part 1, line 12, column (c).