



# Estimated Tax Penalties for Partnerships and New York S Corporations

(For underpayment or nonpayment of estimated tax required to be paid on behalf of partners and shareholders who are corporations or nonresident individuals)

For calendar year 2003 or fiscal year beginning **03** and ending

<b>Print or type</b>	Legal name	Employer identification number
	Trade name of business if different from legal name above	
	Address (number and street or rural route)	
	City, village, or post office                      State                      ZIP code	

Complete Schedules A through D on pages 2 and 3 as applicable to compute your penalty.

Staple check or money order here.

Pay amount shown on page 3, line 49. Include **only** the line 49 amount in this check. Make your check or money order payable to: **Commissioner of Taxation and Finance**

Payment enclosed

File Form IT-2659 by the later of May 30, 2004, or the due date of the partnership or S corporation tax return for the year (determined with regard to any extension of time to file).

Do **not** attach or file Form IT-2659 with any other form.

<b>Paid preparer's use only</b>	Preparer's signature	Preparer's SSN or PTIN	
	Firm's name (or yours, if self-employed)	Employer identification number	
Address	Date	Mark <b>X</b> if self-employed <input type="checkbox"/>	

<b>Sign here</b>	Signature of general partner or member, elected officer, or authorized person	
	Date	Daytime phone number (optional) (      )

**Mail this form to:** NYS TAX DEPARTMENT - IT-2659  
PO BOX 397  
ALBANY NY 12201-0397

**Schedule A — Computation of estimated tax underpayment (if any).** All filers must complete this part. Only include partners and shareholders who are subject to estimated tax paid on their behalf by the partnership or New York S corporation (see instructions).

**Current year**

1	Total of all nonresident individual partners' or shareholders' distributive or pro rata shares of 2003 income earned from New York sources .....	1.			
2	Total of all nonresident individual partners' or shareholders' shares of 2003 partnership deductions allocated to New York (see instructions) .....	2.			
3	Subtract line 2 from line 1 .....	3.			
4	Individual rate (7.7%) .....	4.		.077	
5	Multiply line 3 by line 4 .....	5.			
6	Total of all nonresident individual partners' or shareholders' distributive or pro rata shares of 2003 partnership or S corporation credits .....	6.			
7	2003 estimated tax required to be paid on behalf of nonresident individuals (subtract line 6 from line 5) .....	7.			
8	Total of all corporate partners' distributive shares of 2003 income earned from New York sources .....	8.			
9	Corporation rate (7.5%) .....	9.		.075	
10	Multiply line 8 by line 9 .....	10.			
11	Total of all corporate partners' distributive shares of 2003 partnership credits .....	11.			
12	2003 estimated tax required to be paid on behalf of corporations (subtract line 11 from line 10) .....	12.			
13	Total estimated tax required to be paid for 2003 (add lines 7 and 12) .....	13.			
14	90% of the estimated tax required to be paid for 2003 (multiply line 13 by 90% (.90)) .....	14.			

**Prior year**

15	Total of all nonresident individual partners' or shareholders' distributive or pro rata shares of 2002 income earned from New York sources .....	15.			
16	Total of all nonresident individual partners' or shareholders' shares of 2002 partnership deductions allocated to New York (see instructions) .....	16.			
17	Subtract line 16 from line 15 .....	17.			
18	Individual rate (7.7%) .....	18.		.077	
19	Multiply line 17 by line 18 .....	19.			
20	Total of all nonresident individual partners' or shareholders' distributive or pro rata shares of 2002 partnership or S corporation credits .....	20.			
21	2002 estimated tax computed for individuals as if the estimated tax requirement were in effect for 2002 (subtract line 20 from line 19) .....	21.			
22	Total of all corporate partners' distributive shares of 2002 income earned from New York sources .....	22.			
23	Corporation rate (7.5%) .....	23.		.075	
24	Multiply line 22 by line 23 .....	24.			
25	Total of all corporate partners' distributive shares of 2002 partnership credits .....	25.			
26	2002 estimated tax computed for corporations as if the estimated tax requirement were in effect for 2002 (subtract line 25 from line 24) .....	26.			
27	Total estimated tax computed for 2002 (add lines 21 and 26) .....	27.			
28	Multiply line 27 by 110% (1.10) .....	28.			

**If the sum of lines 17 and 22 is more than \$150,000, and the entity is not primarily engaged in farming or fishing, complete line 28 and continue with Schedule B. If the sum of lines 17 and 22 is \$150,000 or less, skip line 28 and continue with Schedule B.**

**Schedule B — Short method for figuring the penalty.** Complete lines 29 through 34 if you paid 3/4 of the estimated tax paid for the year on September 15, 2003, and 1/4 of the estimated tax paid for the year on January 15, 2004 (on the due dates), or if you made no payments of estimated tax. Otherwise, you must complete Schedule C.

29	If you were not required to make an entry on line 28, enter the lesser of lines 14 or 27. If you were required to make an entry on line 28, enter the lesser of lines 14 or 28 .....	29.			
30	Enter the total amount of estimated tax payments made for 2003 .....	30.			
31	Total underpayment for the year (subtract line 30 from line 29; if zero or less you do not owe the penalty) .....	31.			
32	Multiply line 31 by .029932 and enter the result .....	32.			
33	If the amount on line 31 was paid on or after April 15, 2004, enter 0. If the amount on line 31 was paid before April 15, 2004, make the following computation to find the amount to enter on this line: Amount on line 31 x number of days before April 15, 2004 x .00016 = .....	33.			
34	<b>Penalty</b> (subtract line 33 from line 32; enter here and on line 48) .....	34.			

**Schedule C — Regular method for figuring your underpayment**

	A September 15, 2003	B January 15, 2004
<b>Payment due dates</b>		
35 Required first installment payment. Enter 3/4 of the lesser of line 14, line 27, or line 28 .....	35.	
36 Required second installment payment. Enter 1/4 of the lesser of line 14, line 27, or line 28 .....		36.
37 Estimated tax paid .....	37.	
<b>Complete lines 38 through 41, one column at a time, starting in column A.</b>		
38 Overpayment or underpayment from prior period .....	38.	
39 If line 38 is an overpayment, add lines 37 and 38. If line 38 is an underpayment, subtract line 38 from line 37 .....	39.	
40 Underpayment (subtract line 39 from line 35) or overpayment (subtract line 35 from line 39) for first payment .....	40.	
41 Underpayment (subtract line 39 from line 36) or overpayment (subtract line 36 from line 39) for second payment .....		41.
<b>First installment (September 15, 2003 - January 15, 2004)</b>		
42 September 15 - December 31 = $\frac{107}{365} \times 6\% = .01758$ January 1 - January 15 = $\frac{15}{366} \times 6\% = .00245$ Total = $.02003$		
or September 15 - _____ = $\frac{\square}{365} \times 6\% = \square$ January 1 - _____ = $\frac{\square}{366} \times 6\% = \square$ Total = $\square$		
43 Multiply line 40 by line 42 .....	42.	
	43.	
<b>Second installment (January 15 - April 15, 2004)</b>		
44 January 15 - April 15 = $\frac{91}{366} \times 6\% = .01491$		
or January 15 - _____ = $\frac{\square}{366} \times 6\% = \square$		
45 Multiply line 41 by line 44 .....		44.
		45.
46 <b>Penalty</b> (add lines 43 and 45) .....		46.

**Schedule D — Failure to pay estimated tax on behalf of partners or shareholders who are corporations or nonresident individuals.** Only include partners and shareholders who are subject to estimated tax paid on their behalf by the partnership or New York S corporation (see instructions). If you are listing more than three partners or shareholders, attach additional sheet(s) using the same four column format as in the chart below. Include all column D totals from additional sheets on the line provided.

A Name of partner/shareholder	B Identifying number (EIN/SSN)	C Number of quarters (1-4) during the year estimated tax was not paid	D (column C x \$50)
Column D total from attached sheet(s) (if any) .....			
47 <b>Penalty</b> (total of column D) .....			47.
48 <b>Penalty</b> (from line 34) .....			48.
49 <b>Total penalty</b> (add lines 46, 47, and 48, as applicable; enter here and in Payment enclosed box on the front page) .....			49.