



# CT-33.1

Staple forms here |  
New York State Department of Taxation and Finance

## Claim for CAPCO Credit

Tax Law — Article 1 and Article 33

All filers must enter tax period:

beginning	<input type="text"/>	ending	<input type="text"/>
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Legal name of corporation	Employer identification number (EIN)
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File this form with Form CT-33, *Life Insurance Corporation Franchise Tax Return*, Form CT-33-NL, *Non-Life Insurance Corporation Franchise Tax Return*, or Form CT-33-A, *Life Insurance Corporation Combined Franchise Tax Return*.

### Part 1 — Computation of certified capital company (CAPCO) credit (see instructions)

1	Allocated CAPCO credit available for the current tax year (enter amount from line 21 if applicable; otherwise enter 0) .....	•	1.	
2	Allocated CAPCO credit transferred to affiliates for the current tax year (enter amount from line 27 if applicable; otherwise enter 0) .....	•	2.	
3	Subtract line 2 from line 1 .....	•	3.	
4	Allocated CAPCO credit transferred from affiliates for the current tax year (enter amount from line 28 if applicable; otherwise enter 0) .....	•	4.	
5	Total CAPCO credit from the current tax year (add lines 3 and 4).....	•	5.	
6	Unused CAPCO credit carryforward from the previous tax years .....	•	6.	
7	Amount of unused CAPCO credit carryforward transferred from affiliates (enter amount from line 29 if applicable; otherwise enter 0) .....	•	7.	
8	Total CAPCO credit carryforward available from the previous tax years (add lines 6 and 7) .....	•	8.	
9	Total CAPCO credit available before recapture (add lines 5 and 8).....	•	9.	
10	Recapture of CAPCO credit (enter amount from line 26 if applicable; otherwise enter 0) .....	•	10.	
11	Net CAPCO credit available for the current tax year (subtract line 10 from line 9) .....	•	11.	

### Part 2 — Computation of CAPCO credit used and carried forward (see instructions)

12	Tax (see instructions) .....	12.		
13	Tax credits claimed before the CAPCO credit (see instructions) .....	• 13.		
14	Tax after application of all other credits (subtract line 13 from line 12) ..	• 14.		
15	Minimum tax (see instructions) .....	• 15.		
16	Limitation on CAPCO credit to be used this period (subtract line 15 from line 14) .....	• 16.		
17	CAPCO credit to be used in the current tax year (see instructions) .....	• 17.		
18	Total unused CAPCO credit carryforward available (subtract line 17 from line 11) .....	• 18.		
19	Amount of unused CAPCO credit carryforward transferred to affiliates (enter amount from line 30 if applicable; otherwise enter 0).....	• 19.		
20	Unused CAPCO credit to be carried forward to the next tax year (subtract line 19 from line 18) .....	• 20.		

### Part 3 — Allocated CAPCO credit available for the current tax year (see instructions)

A	B	C	D	E
Description of CAPCO (Attach additional sheets if necessary)	Total credit allocated by the Superintendent of Insurance	% of credit available for the current tax year	Accumulated credit available in prior tax years	Allocated credit available for the current tax year (column B x column C)
		0.1		
		0.1		
		0.1		
		0.1		

21	Total allocated CAPCO credit available for the current tax year (add column E amounts; enter here and on line 1) .....	21.	
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**Part 4 – Computation of CAPCO credit recapture**

<b>22</b> 100% recapture of CAPCO credit for failure to meet requirement of Tax Law, Article 1, section 11(c)(1)(A)...	● <b>22.</b>	
<b>23</b> 85% recapture of CAPCO credit for failure to meet requirements of Tax Law section 11(c)(1)(B).....	● <b>23.</b>	
<b>24</b> 70% recapture of CAPCO credit for failure to meet requirements of Tax Law section 11(c)(1)(C) .....	● <b>24.</b>	
<b>25</b> 100% recapture of CAPCO credit if CAPCO certificate is revoked (see instructions) .....	● <b>25.</b>	
<b>26</b> Total recapture of CAPCO credit taken in previous tax years (add lines 22 through 25; enter here and on line 10) ....	● <b>26.</b>	

**Part 5 – Allocated CAPCO credit transferred to affiliates for the current tax year (see instructions)**

<b>A</b> Description of CAPCO (Attach additional sheets if necessary)	<b>B</b> Transferee corporation name	<b>C</b> EIN	<b>D</b> Unused credit allocated by the Superintendent of Insurance transferred <b>to</b> affiliates	<b>E</b> % of credit available for the current tax year	<b>F</b> Allocated credit transferred <b>to</b> affiliates for the current tax year (column D x column E)
<b>27</b> Total allocated CAPCO credit transferred <b>to</b> affiliates for the current tax year (add column F amounts; enter here and on line 2) .....					● <b>27.</b>

**Part 6 – Allocated CAPCO credit transferred from affiliates for the current tax year (see instructions)**

<b>A</b> Description of CAPCO (Attach additional sheets if necessary)	<b>B</b> Transferor corporation name	<b>C</b> EIN	<b>D</b> Unused credit allocated by the Superintendent of Insurance transferred <b>from</b> affiliates	<b>E</b> % of credit available for the current tax year	<b>F</b> Allocated credit transferred <b>from</b> affiliates for the current tax year (column D x column E)
<b>28</b> Total allocated CAPCO credit transferred <b>from</b> affiliates for the current tax year (add column F amounts; enter here and on line 4) .....					● <b>28.</b>

**Part 7 – CAPCO credit carryforward transferred from affiliates for the current tax year (see instructions)**

<b>A</b> Description of CAPCO (Attach additional sheets if necessary)	<b>B</b> Transferor corporation name	<b>C</b> EIN	<b>D</b> Date of transfer or sale	<b>E</b> Credit carryforward transferred <b>from</b> affiliates
<b>29</b> Total CAPCO credit <b>carryforward</b> transferred <b>from</b> affiliates for the current tax year (add column E amounts; enter here and on line 7) .....				● <b>29.</b>

**Part 8 – CAPCO credit carryforward transferred to affiliates for the current tax year (see instructions)**

<b>A</b> Description of CAPCO (Attach additional sheets if necessary)	<b>B</b> Transferee corporation name	<b>C</b> EIN	<b>D</b> Date of transfer or sale	<b>E</b> Credit carryforward transferred <b>to</b> affiliates
<b>30</b> Total CAPCO credit <b>carryforward</b> transferred <b>to</b> affiliates for the current tax year (add column E amounts; enter here and on line 19) .....				● <b>30.</b>