



CT-33.1

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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		ending	
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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

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

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

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

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

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

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

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

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

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