New York State Department of Taxation and Finance

Claim for QETC Employment Credit

Tax Law – Articles 9-A and 22

DTF-621

2012

All filers must enter tax period: beginning [   ] ending [   ]

Name as shown on return	Taxpayer identification number

File this form with corporate franchise tax return Form CT-3, CT-3-A, or CT-3-S, or with personal income tax return Form IT-201, IT-203, IT-204, or IT-205.

Mark with an **X** the tax year for which you are claiming the qualified emerging technology company (QETC) employment credit on this return: 1st ● ☐   2nd ● ☐   3rd ● ☐

Line A – Partner in a partnership, S corporation shareholder, or a beneficiary of an estate or trust:
enter your share of the QETC employment credit *(see instructions, Form DTF-621-I)* .... ● **A** [   ]

Business name of the partnership, S corporation, estate, or trust	Taxpayer identification number
	●

Schedule A – Eligibility requirements (All the questions in Schedule A pertain to the tax year for which you are claiming the credit.)

Part 1 – Location and sales *(mark X in the appropriate boxes)*

1 Is the company located in New York State? .... Yes ● ☐   No ● ☐

2 Are the total annual product sales of the company $10,000,000 or less? .... Yes ● ☐   No ● ☐

If you answered *Yes* to questions 1 and 2, continue with Part 2. If you answered *No* to either question 1 or 2, you do not qualify for a QETC employment credit for the current tax year.

Part 2 – QETC business activities *(see instructions)*

Research and development (R&D) activities

3 Does the company have R&D activities in New York State? .... Yes ☐   No ☐
    If *No,* skip lines 4 through 7 and continue with question 8. If *Yes,* continue with line 4.

4 Enter the amount of R&D funds .... ● **4** [   ]

5 Enter the amount of net sales *(if you have any amount of R&D funds but zero net sales, you are a QETC; skip line 6 and mark the* Yes *box on line 7)* .... ● **5** [   ]

6 R&D funds percentage *(divide line 4 by line 5; round the result to the fourth decimal place)* .... ● **6** [%]

7 Does the percentage on line 6 equal or exceed 3.0%? .... Yes ☐   No ☐
    If *Yes*, you are a QETC; continue with Part 3. If *No*, continue with question 8.

Primary products and services

8 Does the company develop or create products or services that are classified as emerging technologies? ...... Yes ☐   No ☐
    If *Yes*, enter in the box below a description of the company's emerging technology products or services, and continue with line 9.
    ● [   ]

    If you answered *No* to lines 3 and 8 or lines 7 and 8, you cannot claim this credit.

9 Enter the gross receipts or sales from the company's emerging technology products or services described on line 8 .... ● **9** [   ]

10 Enter from your federal return the gross receipts or sales from all the company's products or services ● **10** [   ]
    If line 10 is zero, skip lines 11 and 12 and continue with line 13.
    If line 10 is greater than zero, continue with line 11.

11 Divide line 9 by line 10 *(round the result to the fourth decimal place)* .... ● **11** [%]

12 Is the percentage on line 11 greater than 50%? .... Yes ☐   No ☐
    If *Yes*, continue with Part 3. If *No*, you cannot claim this credit.

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13 Enter the total expenditures attributable to the development or creation of emerging
technology products or services included on your federal return .... ● **13** [   ]

14 Enter the total expenditures included on your federal return... ● **14** [   ]

15 Divide line 13 by line 14 *(round the result to the fourth decimal place)*.. ● **15** [   ] **%**

16 Is the percentage on line 15 greater than 50%? .... Yes [   ]   No [   ]
If *Yes*, continue with Part 3. If *No*, stop. You cannot claim this credit.

**Part 3 – Computation of average number of full-time employees in New York State for the current tax
year and three-year base period** *(see instructions)*

Current tax year	March 31	June 30	Sept. 30	Dec. 31	Total	
Number of full-time employees in New York State						

17 Average number of full-time employees in New York State for the current tax year
(see instructions) .... ● **17** [   ]

Number of full-time employees in New York State for three-year base period	March 31	June 30	Sept. 30	Dec. 31	Total
First year					
Second year					
Third year					

Total number of full-time employees in New York State for the three-year base period ...... [   ]

18 Average number of full-time employees in New York State for the three-year base
period *(see instructions)* .... ● **18** [   ]

19 Percentage of employment for full-time employees in New York State *(divide line 17 by line 18; round
the result to the fourth decimal place)* .... ● **19** [   ] **%**

If your percentage of employment for full-time employees in New York State on line 19 **is less than 101%, do not complete
Schedule B;** see instructions.
If your percentage of employment is at least 101%, continue with Schedule B.

Schedule B – Computation of credit for the current tax year *(see instructions)*

20 Enter amount from line 17 *(include only those employees listed on page 3)* .... ● **20** [   ]

21 Enter amount from line 18 .... ● **21** [   ]

22 Subtract line 21 from line 20 .... ● **22** [   ]

23 Credit per employee .... **23** [**1000**|**00**]

24 Credit computed for the current tax year *(multiply line 22 by line 23; see instructions)* .... ● **24** [   ]

Additional information for Schedule B – Employee listing

List below each employee used to compute the average number of full-time employees on line 17.

Employee's name	Social security number	Employee's name	Social security number

Schedule C – Computation of QETC employment credit

25 Enter the amount from page 1, line A *(Fiduciaries: see instructions.)* .... | **25** | |

26 QETC employment credit computed for the current tax year *(from Schedule B, line 24)* .... | **26** | |

27 QETC employment credit *(add lines 25 and 26; see instructions)* .... ● | **27** | |

Schedule D – Computation of QETC employment credit limitation (Article 9-A only)

28 Current year's tax *(see instructions)* .... ● | **28** | |

29 Enter other credits used *(see instructions)* .... ● | **29** | |

30 Net tax *(subtract line 29 from line 28)* .... ● | **30** | |

31 Enter the larger of the tax on minimum taxable income base or fixed dollar minimum
     (from Form CT-3, line 81, or Form CT-3-A, line 80) .... ● | **31** | |

32 Credit limitation. Subtract line 31 from line 30 *(if less than zero, enter 0)*. If your franchise tax on
     Form CT-3, line 78; or Form CT-3-A, line 77, is the tax on minimum taxable income base
     or fixed dollar minimum, enter *0*. .... ● | **32** | |

33 QETC employment credit to be used for the current tax year *(see instructions)* .... ● | **33** | |

34 Unused QETC employment credit *(subtract line 33 from line 27)* .... ● | **34** | |

35 Amount of unused credit on line 34 to be refunded *(see instructions)* .... ● | **35** | |

36 Amount of unused, nonrefunded credit to be applied as an overpayment to the next year's
     tax return *(subtract line 35 from line 34; see instructions)* .... ● | **36** | |