

New York State Department of Taxation and Finance
Taxpayer Services Division
Technical Services Bureau

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(11) Corporation Tax
(5) Income Tax
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Filing Fee for Electing
New York S Corporations

Chapter 61 of the Laws of 1989 amended section 658(c)(2) of Article 22 of the Tax Law to increase the filing fee for electing New York S corporations that are exempt from the Corporate Franchise Tax under Article 9-A.

S corporations filing Form CT-3S will now be required to pay a filing fee of \$325 for each taxable year beginning after 1988. However, if an S corporation has a taxable period for New York purposes of not more than six months, the fee is \$162.50; if the period is more than six months but not more than nine months, the fee is \$243.75.

Electing New York S corporations organized outside New York State which are authorized to do business in New York State must pay the license fee imposed by section 181.1 and the annual maintenance fee imposed by section 181.2 of Article 9 of the Tax Law in addition to the S corporation filing fee. However, the maintenance fee may be allowed as a credit against the S corporation filing fee.

Failure to pay this fee when due may result in the imposition of penalties and interest.