



Election or Revocation of Election By Railroad and Trucking Corporations To Be Taxable Under Article 9

Form with fields for Employer identification number, File number, Business telephone number, Legal name of corporation, Trade name/DBA, Mailing name, State or country of incorporation, Date received, Date of incorporation, City, State, ZIP code, Foreign corporations: date began business in NYS, and Audit (for Tax Department use only).

Election (see instructions)

I certify that I am an authorized person of the corporation named above. On behalf of the corporation, I elect that it be subject to Tax Law, Article 9, sections 183 and 184 for _____ and subsequent years. This election will remain in effect until revoked.

Authorized person information table with fields for Printed name of authorized person, Signature of authorized person, Official title, E-mail address of authorized person, Telephone number, and Date.

Revocation of election (complete this section to revoke a previously made election)

I certify that I am an authorized person of the corporation named above. On behalf of the corporation, I revoke the election to be subject to Tax Law, Article 9, sections 183 and 184 made for the corporation on _____. I understand that by making this revocation, the corporation will become subject to Tax Law, Article 9-A, Franchise Tax on Business Corporations. I also understand that this revocation is permanent.

Authorized person information table with fields for Printed name of authorized person, Signature of authorized person, Official title, E-mail address of authorized person, Telephone number, and Date.

Instructions

General information

Railroad and trucking corporations include corporations, joint-stock companies, limited liability companies, publicly traded partnerships that are taxed as corporations under the Internal Revenue Code, and associations formed for, or principally engaged in, the conduct of a railroad, palace car, sleeping car, or trucking business, or formed for, or principally engaged in, the conduct of two or more such businesses.

Railroad and trucking corporations are subject to tax under Article 9-A, unless they elect to be taxed under Article 9, sections 183 and 184. For more information, see Filing requirements for railroad and trucking corporations in Form CT-183/184-I, Instructions for Forms CT-183 and CT-184, or see TSB-M-97(8)C, Railroad and Trucking Corporations Subject to Tax under Article 9, 9-A or 32 of the Tax Law.

Election

To be taxed under Article 9, sections 183 and 184, mark an X in the box and complete the Election section. To be taxed under Article 9, sections 183 and 184, you must file Form CT-187 no later than the due date (without extensions) of the first return that would be due under Article 9, section 183 or 184; or Article 9-A. This election will remain in effect until revoked by the taxpayer.

Revocation of election

To revoke an election, mark an X in the box and complete the Revocation of election section. You must file Form CT-187 by April 15 of the first year your corporation is not to be taxed under Article 9. If April 15 falls on a Saturday, Sunday, or legal holiday, the revocation is due on the next business day. The revocation will be effective as of January 1 of that year. A revocation filed after the due date will take effect the following January 1. This revocation is permanent; once you revoke an election, you may not later elect again to be taxed under Article 9, sections 183 and 184.

Where to mail

NYS TAX DEPARTMENT CORPORATION TAX ACCOUNT RESOLUTION W A HARRIMAN CAMPUS ALBANY NY 12227-0852

Private delivery services

See Publication 55, Designated Private Delivery Services.

Need help? and Privacy notification

See Form CT-1, Supplement to Corporation Tax Instructions.