

Amended Corporation Franchise or Income Tax Return

For calendar year or fiscal year beginning month _____ day _____ year _____, and ending month _____ day _____ year _____.

California corporation number										Federal employer identification number (FEIN)									
Corporation name																			
Address										PMB no.									
City					State					ZIP Code									

C Is this amended return based on a final federal determination(s)?	<input checked="" type="radio"/>	<input type="checkbox"/>	<input type="checkbox"/>
If so, what was the final federal determination date(s)? _____			
D Is this return an amended Form 100?	<input checked="" type="radio"/>	<input type="checkbox"/>	<input type="checkbox"/>
E Is this return an amended Form 100W?	<input checked="" type="radio"/>	<input type="checkbox"/>	<input type="checkbox"/>
F Is this return an amended Form 100S?	<input checked="" type="radio"/>	<input type="checkbox"/>	<input type="checkbox"/>
G Is this return a protective claim?	<input checked="" type="radio"/>	<input type="checkbox"/>	<input type="checkbox"/>
H Was the corporation's original return filed pursuant to a water's-edge election?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
I Was 50% or more of the stock of this corporation owned by another corporation during this taxable year?	<input checked="" type="radio"/>	<input type="checkbox"/>	<input type="checkbox"/>
J During this taxable year, were gross receipts (less returns and allowances) of this corporation more than \$1 million?	<input checked="" type="radio"/>	<input type="checkbox"/>	<input type="checkbox"/>

Questions

A Did this corporation file an amended return with the IRS for the same reason?

B Has the IRS advised this corporation that the original federal return is, was, or will be audited?

		(a) Originally reported/adjusted	(b) Net change	(c) Correct amount
1 Net income (loss) before state adjustments	1			
2 Additions to net income	2			
3 Deductions from net income	3			
4 Net income (loss) after state adjustments. Subtract line 3 from the sum of line 1 and line 2	4			
5 Net income from Schedule R, line 24. Apportioning corporations, see instructions	5			

Part II Computation of Tax, Penalties, and Interest. See instructions.

6 Net income (loss) for state purposes (from Part I, line 4 or line 5)	<input checked="" type="radio"/> 6		<input checked="" type="radio"/>					
7 Net operating loss (NOL) carryover deduction	7							<input checked="" type="radio"/>
8 Pierce's disease, EZ, LARZ, TTA, or LAMBRA NOL carryover deduction	8							<input checked="" type="radio"/>
9 Disaster loss deduction	9							<input checked="" type="radio"/>
10 Net income for tax purposes. Subtract the sum of line 7, line 8, and line 9 from line 6	10							<input checked="" type="radio"/>
11 Tax _____% x line 10 (not less than minimum franchise tax, if applicable)	<input checked="" type="radio"/> 11							<input checked="" type="radio"/>
12 Tax Credits: _____	12							<input checked="" type="radio"/>
13 Tax after credits (not less than minimum franchise tax, if applicable)	13							<input checked="" type="radio"/>
14 Alternative minimum tax. See instructions	14							<input checked="" type="radio"/>
15 Tax from Schedule D (Form 100S filers only)	15							<input checked="" type="radio"/>
16 Excess net passive income tax (Form 100S filers only)	16							<input checked="" type="radio"/>
17 Other adjustments to tax. See instructions	17							<input checked="" type="radio"/>
18 Total tax. Combine line 13 through line 17	<input checked="" type="radio"/> 18							<input checked="" type="radio"/>
19 Penalties and Interest. See instructions	19		(a)					<input checked="" type="radio"/>
			(b)					(c)
20 Revised balance. Add line 18 and line 19 (c)	20							<input checked="" type="radio"/>

Part III Payments and Credits

21 Estimated tax payments (include overpayment from prior year allowed as a credit)	<input checked="" type="checkbox"/> 21	
22 Amount paid with extension of time to file tax return	<input checked="" type="checkbox"/> 22	
23 Payment with original tax return	<input checked="" type="checkbox"/> 23	
24 Other payments. Explain: _____	<input checked="" type="checkbox"/> 24	
25 Total payments. Add line 21 through line 24	<input checked="" type="checkbox"/> 25	
26 Overpayment, if any, shown on original tax return, or as later adjusted	<input checked="" type="checkbox"/> 26	
27 Balance. Subtract line 26 from line 25	<input checked="" type="checkbox"/> 27	

Part IV Amount Due or Refund

28 Amount due. If line 20 is more than line 27, subtract line 27 from line 20. See instructions	<input checked="" type="checkbox"/> 28	
29 Refund. If line 27 is more than line 20, subtract line 20 from line 27	<input checked="" type="checkbox"/> 29	

Instructions for Form 100X

Amended Corporation Franchise or Income Tax Return

General Information

Income year vs. taxable year

Effective for years beginning on or after January 1, 2000, references to "income year" were replaced with "taxable year" in all provisions of the Corporation Law (CTL), the Administration of the Franchise and Income Tax Law (AFITL), and the Personal Income Tax Law (PITL). When referring to an income measurement period beginning before January 1, 2000, the term "taxable year" should be interpreted to mean "income year".

Statute of limitation

California Revenue and Taxation Code Section 19306 was amended to provide that the statute of limitation (SOL) for a refund will be four years from the later of the original due date or the date the tax return was filed. This law change is effective for any year with an open SOL for issuing a refund as of January 1, 2000. If the tax return is delinquent, the SOL for refund will revert back to four years from the original due date, not the extended due date.

Preparer Tax Identification Number (PTIN)

Beginning January 1, 2000, tax professionals have the option of providing their individual Social Security Number (SSN) or Preparer Tax Identification Number (PTIN) on returns they prepare. Preparers who want a PTIN must complete and submit federal Form W-7P, Application for Preparer Tax Identification Number, to the IRS.

A Purpose

Use Form 100X to amend a previously filed Form 100, California Corporation Franchise or Income Tax Return; Form 100W, California Corporation Franchise or Income Tax Return – Water's-Edge Filers; or Form 100S, California S Corporation Franchise or Income Tax Return.

A claim for refund of an overpayment of tax should be made by filing a Form 100X.

If the corporation is filing an amended tax return in response to a billing notice the corporation received, the corporation will continue to receive billing notices until the amended tax return is accepted. In addition, the corporation must pay the assessed tax before the corporation can claim a refund for any part of the assessed tax.

Note: Do not use this form to change the corporate filing status. If changing corporate status from a C corporation to an S corporation, or vice versa, file form FTB 3560, S Corporation Election or Termination/Revocation.

Unless otherwise stated, the term "corporation" as used in Form 100X and in these instructions includes banks, financial corporations, S corporations, exempt homeowners' associations, political organizations, limited liability companies; and limited liability partnerships classified as corporations.

B When to File

File Form 100X only after the original tax return has been filed. Corporations must file a claim for refund within four years from the original due date of the tax return, the date the tax return was filed, or within one year from the date the tax was paid, whichever is later. Tax returns filed before the due date are considered as filed on the original due date.

If the federal corporate tax return is examined and changed by the Internal Revenue Service (IRS), report these changes to the Franchise Tax Board (FTB) within six months of the final federal determination by either:

- Filing Form 100X, Amended Corporation Income Tax Return; or
- Sending a letter with copies of the federal changes to:

CORPORATION RAR
FRANCHISE TAX BOARD
PO BOX 942857
SACRAMENTO CA 94257-0501

With either method, you must include a copy of the final federal determination, all underlying data and schedules that explain or support the federal adjustments. Please note that most penalties assessed by the IRS also apply under California law. If penalties are included in a payment with the amended return, see the instructions for line 19, Penalties and Interest.

C Where to File

Tax Due

If tax is due, and the corporation is not required to use electronic funds transfer (EFT), make check or money order payable to the Franchise Tax Board. Write the California corporation number and "2001 Taxable Year Form 100X" on the check or money order.

Mail Form 100X with the check or money order to:

FRANCHISE TAX BOARD
PO BOX 942857
SACRAMENTO CA 94257-0501

Note: If the corporation must pay its tax liability using EFT, all payments must be remitted by EFT to avoid penalties. See the instructions for line 28, Amount Due.

Refund

Mail Form 100X to:

FRANCHISE TAX BOARD
PO BOX 942857
SACRAMENTO CA 94257-0500

Private Delivery Services

California law conforms to federal law regarding the use of certain designated private delivery services to meet the "timely mailing as timely filing/paying" rule for tax returns and payments. See federal Form 1120, U.S. Corporation Income Tax Return, for a list of designated delivery services. Private delivery services cannot deliver items to PO boxes. If using one of these services to mail any item to the FTB, DO NOT use an FTB PO box. Address the amended tax return to:

FRANCHISE TAX BOARD
SACRAMENTO CA 95827

Private Mailbox (PMB) Number

If the corporation leases a PMB from a private business rather than a PO box from the United States Postal Service, include the box number in the field labeled "PMB no." in the address area.

Specific Line Instructions

Questions

B and C – The corporation must report any changes made by the IRS that result in additional tax to the FTB within six months of the date of the final federal determination in the following instances:

- Based on a federal audit;
- Reporting a final federal determination; or
- The IRS asked for information to establish the accuracy of specific items on the federal return and a change was made.

If the IRS changes result in a refund for California, generally the corporation must file a claim within two years of the IRS final determination date.

Be sure to include a complete copy of the final federal determination and all supporting computations and schedules, along with a schedule of the adjustments as applicable to the corporation's California tax liability. For more information, get FTB Pub. 1008, Federal Tax Adjustments and Your Notification Responsibilities to California.

D, E, and F – Check the appropriate box to indicate whether this Form 100X is being filed to amend a Form 100, Form 100W, or Form 100S.

G – Check the "Yes" box if this Form 100X is being filed as a protective claim for refund. A protective claim is a claim for refund filed before the expiration of the statute of limitations for which a determination of the claim depends on the resolution of some other disputed issues, such as pending state or federal litigation or audit.

H – Corporations are not allowed to elect or terminate a water's-edge election on an amended return. For information on how to elect or terminate a water's-edge election, get the Form 100-W, Water's-Edge Booklet.

I and J – If this amended return is being filed to report an increase or decrease to the prepaid minimum franchise tax, answer question I and question J.

Columns (a), (b), and (c)

Column (a) – Enter the amounts as shown on the original or last previously amended tax return or, if the tax return was adjusted or examined, enter the amounts that were determined by the FTB as a result of the examination, whichever occurred later.

Column (b) – Enter the net increase or the net decrease for each line changed. List each change on Side 2, Part V, question 2 and provide an explanation and supporting schedules for each change.

Column (c) – Add any increase in column (b) to the amount in column (a) or subtract any decrease in column (b) from the amount in column (a) and enter the result in column (c). If there is no change, enter the amount from column (a) in column (c).

Part I Income and Deductions

Line 5 – Net income from Schedule R

If the corporate taxpayer apportions its business income to California and there is a net change in the amount of net business income (loss) after state adjustments apportioned to the corporate taxpayer, then the corporate taxpayer must recompute and attach Schedule R, Apportionment and Allocation of Income.

Part II Computation of Tax, Penalties, and Interest

For additional information (such as applicable tax rates or instructions on how to determine net operating loss carryover, alternative minimum tax (AMT), excess net passive income tax, etc.) refer to Form 100, Form 100W, or Form 100S instructions for the taxable year being amended.

Line 14 – Alternative minimum tax (AMT)

Note: This applies to Form 100 or Form 100W filers only.

Enter in column (b) the net increase or net decrease in AMT between the original Schedule P (100), Alternative Minimum Tax and Credit Limitations – Corporations, or Schedule P (100W), Alternative Minimum Tax and Credit Limitations – Water’s-Edge Filers, and the amended Schedule P (100) or Schedule P (100W). Be sure to attach the amended Schedule P (100) or Schedule P (100W) to Form 100X.

Line 17 – Other adjustments to tax

For interest adjustments under the “look-back” method of completed long-term contracts, enter the net increase or net decrease in column (b). Be sure to sign the amended form FTB 3834, Interest Computation Under the Look-Back Method for Completed Long-Term Contracts, and attach it to Form 100X.

Also, enter in column (b) the net increase or net decrease of any credit recapture, LIFO recapture, or tax on installment sales. For more information, get Form 100, Form 100W, or Form 100S, Schedule J, Add-on Taxes and Recapture of Tax Credits, for taxable years 1991 through 2001 or get Form 100 or Form 100S instructions for taxable years 1988 through 1990.

Enter the increase or decrease to the \$600 prepayment minimum franchise tax for qualified new corporations per California Revenue and Taxation Code Section 23221,

effective for taxable years beginning on or after January 1, 1997, and before January 1, 1999. Enter the increase or decrease to the \$300 prepayment for taxable years beginning on or after January 1, 1999, and before January 1, 2000. (For corporations incorporating on or after January 1, 2000, there is no prepayment.)

Line 19 – Penalties and Interest

Line 19 (a) – In column (b) enter the net increase or net decrease of any penalties being reported on the amended return.

Line 19 (b) – In column (b) enter the net increase or net decrease of interest being reported on the amended return.

Line 19 (c) – In column (c) enter the total of line 19 column (a) and column (b).

If the corporation does not compute the interest due, FTB will figure any interest due and bill the corporation. Interest accrues on the unpaid tax from the original due date of the return to the date paid. For the applicable interest rates, get FTB Pub. 1138A, Bank and Corporation Billing Information.

Part III Payments and Credits

Enter any payments or credits on the appropriate line.

Part IV Amount Due or Refund

Line 28 – Amount due

Make the check or money order payable to the “Franchise Tax Board” for the amount shown on line 28. Write the California corporation number and taxable year on the check. Attach the check to the front of Form 100X.

Note: A corporation required to pay its taxes through EFT must make all payments by EFT, even if the tax due on the original tax return was paid by check or money order. Indicate which taxable year the payment should be applied to when paying by EFT.

Line 29 – Refund

If the corporation is entitled to a refund larger than the amount claimed on the original tax return, line 29 will show the amount of refund. The FTB will figure any interest due and will include it in the refund. If you are claiming a refund for interest previously paid, include the interest amount on line 19.

Part V Explanation of Changes

Line 1

If the original tax return was filed using a different Corporation name, address, and/or California corporation number, enter the name, address, and California corporation number used on the original tax return on this line.

Line 2

Explain in detail any changes made to the amounts listed in Side 1, column (a). Include in your explanation the line number references for both the original and amended tax

returns and any detailed computations. Include a copy of the federal Form 1120X and schedules if a change was made to the federal return. Include the corporation’s name and California corporation number on all attachments.

Where to Get Tax Forms and Publications

By Internet – You can download, view, and print California bank and corporation tax forms and publications. Go to our Website at: www.ftb.ca.gov

By phone – To order 2001 business entity tax forms call (800) 338-0505 and follow the recorded instructions. This service is available to callers with touchtone phones from 6 a.m. to 8 p.m., Monday through Friday except state holidays. Please allow two weeks to receive your order. If you live outside of California, please allow three weeks to receive your order.

By mail – Write to:

TAX FORMS REQUEST UNIT
FRANCHISE TAX BOARD
PO BOX 307
RANCHO CORDOVA CA 95741-0307

General Toll-Free Phone Service

Our general toll-free phone service is available Monday through Friday, from 7 a.m. until 8 p.m. and from 8 a.m. until 5 p.m. on Saturdays.

Note: We may modify these hours without notice to meet operational needs.

From within the

United States (800) 852-5711

From outside the

United States (916) 845-6500
(not toll-free)

Assistance for persons with disabilities

The FTB complies with the Americans with Disabilities Act. Persons with hearing or speech impairments call:

From voice phone

(California Relay Service) (800) 735-2922

From TTY/TDD

(Direct line to FTB
customer service) (800) 822-6268

For all other assistance or

special accommodations . . (800) 852-5711