



FINANCE  
NEW YORK  
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NYC  
3360

GENERAL CORPORATION TAX REPORT  
OF CHANGE IN TAX BASE MADE BY  
INTERNAL REVENUE SERVICE  
AND/OR NEW YORK STATE DEPARTMENT  
OF TAXATION AND FINANCE

▲ DO NOT WRITE IN THIS SPACE - FOR OFFICIAL USE ONLY ▲

TO BE FILED WITHIN 90 DAYS (120 DAYS FOR A COMBINED GROUP) AFTER A FINAL DETERMINATION

For CALENDAR YEAR \_\_\_\_\_ or FISCAL YEAR beginning \_\_\_\_\_ and ending \_\_\_\_\_

ARE YOU REPORTING A CHANGE  
IN FILING STATUS? (SEE INSTR.)  
 YES  NO

NEW FILING STATUS:

SEPARATE  COMBINED  CHANGE IN  
COMBINED GROUP

ORIGINAL RETURN WAS FILED ON:

NYC-4S  NYC-3L  NYC-3A

▼ Print or Type

Name \_\_\_\_\_

Address (number and street) \_\_\_\_\_

City and State \_\_\_\_\_

Zip Code \_\_\_\_\_

Business Telephone Number \_\_\_\_\_

Person to contact \_\_\_\_\_

EMPLOYER IDENTIFICATION NUMBER

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Date of Final Determination:

●  Federal ● \_\_\_\_/\_\_\_\_/\_\_\_\_  
●  New York State ● \_\_\_\_/\_\_\_\_/\_\_\_\_

Payment Enclosed

A. **Payment** Pay amount shown on line 18 - Make check payable to: NYC Department of Finance ● \_\_\_\_\_

Calculation of General Corporation Tax	COLUMN 1 As Originally Reported		COLUMN 2 Net Change		COLUMN 3 Correct Amount	
1. Net income allocated to New York City..... 1.					● 1.	
2. Tax at _____% (see instructions)..... 2.					● 2.	
3. Total capital allocated to New York City.. 3.					● 3.	
4. Tax at _____% (see instructions)..... 4.					● 4.	
5a. Alternative tax base (see instructions)..... 5a.					● 5a.	
5b. Alternative tax (see instructions)..... 5b.					● 5b.	
6. Minimum tax (see instructions)..... 6.					● 6.	
7. Subsidiary capital..... 7.					● 7.	
8. Tax at _____% (see instructions)..... 8.					● 8.	
9. Tax, (line 2, 4, 5b, or 6, whichever is largest, plus line 8)..... 9.					9.	
10. Minimum tax for subsidiaries ..... 10.					● 10.	
11. Total tax (line 9 plus line 10)..... 11.					● 11.	
12. Other adjustments (see instructions) ..... 12.					● 12.	
13. Net tax (see instructions) ..... 13.					● 13.	

Additional Tax (or Refund) Due	COLUMN A Additional Tax Due		COLUMN B Refund Due	
14. If line 13 (col. 3) exceeds line 13 (col. 1), enter the difference in column A ... ● 14.				
15. If line 13 (col. 3) is less than line 13 (col. 1), enter the difference in column B		● 15.		
16. Interest (see instructions) ..... ● 16.				
17. Additional charges (see instructions) ..... ● 17.				
18. Total amount due (add lines 14, 16, and 17) ..... ● 18.				
19. Refund due (enter amount from line 15 above) ..... ● 19.				

**CERTIFICATION OF AN ELECTED OFFICER OF THE CORPORATION**

I hereby certify that this report, including any accompanying rider, is, to the best of my knowledge and belief, true, correct and complete.  
I authorize the Dept. of Finance to discuss this return with the preparer listed below. (see instructions) .....YES

SIGN HERE →	Signature of officer _____	Title _____	Date _____	Preparer's Social Security Number or PTIN ● _____ - _____ - _____
	PREPARER'S USE ONLY →	Preparer's signature _____	Check if self-employed <input checked="" type="checkbox"/> _____ <input type="checkbox"/>	Date _____
	▲ Firm's name (or yours, if self-employed) _____	▲ Address _____	▲ Zip Code _____	Firm's Employer Identification Number ● _____ - _____

MAILING INSTRUCTIONS →  
NYC DEPARTMENT OF FINANCE  
FEDERAL/STATE AMENDED RETURNS SECTION  
25 ELM PLACE, 3RD FLOOR  
BROOKLYN, NY 11201  
30010191

Attach copies of federal and/or New York State changes and explanation of items. Make remittance payable to the order of:  
**NYC DEPARTMENT OF FINANCE**  
Payment must be made in U.S. dollars, drawn on a U.S. bank.

To receive proper credit, you must enter your correct Employer Identification Number on your form and remittance.

(Pursuant to Title 11, Chapter 6 of the Administrative Code of the City of New York)

**Form NYC-3360 must be filed within 90 days (120 days for taxpayers filing a combined return) after a final federal and/or New York State determination is issued, or as required by the Department of Finance. Attach a copy of the final determination.** If you disagree with the results of a final determination in a federal or State audit reported on this form, complete the form reporting the changes in accordance with the final determination and attach a statement explaining why you believe the adjustments are erroneous. If no such statement is attached, the amount of the New York City tax resulting from the federal or State determination reported on this form as due will be deemed assessed on the date this form is filed. **This form is to be filed separately. Do not attach it to any tax return.**

**An amended New York City return Form NYC-3L, 3A or 4S must be filed within 90 days after filing an amended federal or New York State return.**

**If you are filing this form to report a change in filing status of the taxpayer from filing on a separate basis on a Form NYC-4S or NYC-3L to filing as a member of a combined group on Form NYC-3A, from filing on a combined basis to filing on a separate basis or a change in the composition of your combined group, check the box marked "YES" on the top of the form and check the appropriate box for the new filing status.**

**LINE 1**

For information regarding depreciation deductions for property placed in service outside New York after 1984 and before 1994, see Finance Memorandum 99-4 "Depreciation for Property Placed in Service Outside New York After 1984 and Before 1994".

If the increase (decrease) in taxable income includes an adjustment to the depreciation of property on which optional depreciation has been claimed, the federal or New York State depreciation adjustment should be eliminated and the deduction for optional depreciation corrected.

If the corporation disposed of property on which optional depreciation has been claimed and a federal or New York State adjustment was made to either the cost basis or the selling price, a recomputation of the New York City capital gain must be submitted.

Submit schedule showing computation and enter the net increase or decrease in allocated income at column 2. Enter in column 3 the correct amount of allocated income.

Submit schedule of allocation percentages (if any) utilized in making entries in column 2 of this report.

**Note:** For years beginning on or after July 1, 1996, a corporation without a regular place of business outside the city may allocate its income within and without the city. Additionally, a manufacturing corporation may elect to calculate its allocation percentage using a four-factor formula by double-weighting the receipts factor. Certain restrictions apply in the case of corporations filing a combined report. See Administrative Code section 11-604 (3) (a) (8) and instructions to form NYC-3L.

**LINES 2, 4, 5b, 6, 8 and 10**

Use the tax rate schedule to determine the applicable rates for the taxable year covered by this report. If this form is being filed with respect to a corporation filing a combined report, on line 10 enter the total minimum tax of each corporation included in the combined report with the exception of any corporation not otherwise subject to the tax.

**TAX RATE SCHEDULE**

Taxable Years Beginning on or After...	...and Before	Allocated Net Income/ Alternative Tax	Allocated Business and Investment Capital	Minimum Tax	Allocated Subsidiary Capital
1-1-77	1-1-78	9.5%	0.15%	\$125	.075%
1-1-78	1-1-87	9.0%	0.15%	\$125	.075%
1-1-87	7-1-89	8.85%	0.15%	\$125	.075%
7-1-89	1-1-02	8.85%	0.15%	\$300	.075%

**NOTE:** The rate of tax on capital for cooperative housing corporations is 4/10 mill (.0004). For all other corporations subject to tax on capital (other than cooperative housing corporations) the rate of tax on capital is 1 1/2 mills (.0015).

**LINE 5a - ALTERNATIVE TAX BASE**

Submit schedule showing computation of alternative tax base. To compute the alternative tax base:

- a) add to the amount of corrected taxable net income (loss), column 3, all salaries and compensation paid to officers and to every stockholder owning more than five percent of the issued capital stock. For taxable years beginning on or after July 1, 1996 and before July 1, 1998, the amount of officer compensation added is reduced to 75% (50% for years beginning on or after July 1, 1998 and before July 1, 1999, and 0% for years beginning after June 30, 1999) of the salaries and compensation paid, unless the officer was a more than five percent stockholder at any time during the taxable year.
- b) deduct from such total the statutory exemption amount, which is \$15,000 for taxable years beginning before July 1, 1997, \$30,000 for taxable years beginning on or after July 1, 1997 and before July 1, 1999, and \$40,000 for taxable years beginning on or after July 1, 1999 (a proportionate part is deducted in the case of a return for less than a year);
- c) multiply the resulting total by 30%. (Apply allocation percentage where applicable.)

The alternative tax base is computed based on revised entire net income (entire net income per original return plus or minus change in taxable income).

**LINE 5b - ALTERNATIVE TAX**

To determine the alternative tax, apply the appropriate tax rate shown in the schedule above to the tax base determined in line 5a.

**LINE 12 - OTHER ADJUSTMENTS**

Enter on line 12, column 1 the total amounts from Form NYC-3L or NYC-3A for Sales Tax Addback, UBT Paid Credit from Form NYC-9.7, credit from Forms NYC-9.5 and/or 9.6, and Energy Cost Savings Credit. Enter in column 2 all changes to these amounts and enter the corrected amount in column 3.

**LINE 13 - NET TAX**

Enter the difference between the amounts on line 12 and line 11 on line 13.

**LINE 15 - CLAIM FOR REFUND**

Where the federal or New York State or change would result in a refund, Form NYC-3360 may be used as a claim for refund, provided it is accompanied by a complete copy of the federal and/or New York State Audit Report or Statement of Adjustment.

Effective for taxable years beginning on or after January 1, 1989, if this report is not filed within 90 days after the notice of the final federal (or New York State) determination, interest due, if any, on the resulting refund will only be paid from the filing date of the report.

In addition, no interest shall be paid if the refund of the resulting overpayment is issued within three months of the prescribed date for filing the report. (Section 11-679.3 of the Administrative Code).

**LINE 16 - INTEREST**

Enter at line 16, column A, interest owed on the additional tax due computed at the rate prescribed in the interest rate table from the due date of the General Corporation Tax Return (without regard to any extension of time for payment) to the date of payment. (Section 11-675 of the Administrative Code)

Effective September 1, 1983, interest is compounded on a daily basis at the applicable rate. In addition, all interest owed through August 31, 1983, is to be included in the principal for the purpose of compounding interest thereafter.

For the rate of interest on overpayments, for a rate of interest not shown in the table below and for interest calculations, contact Taxpayer Assistance at (718) 935-6000.

**INTEREST RATE TABLE - Additional Tax Due**

Beginning		Ending	Rate of Interest
March 1, 1984	through	February 28, 1985	11%
March 1, 1985	through	February 28, 1986	11.8%
March 1, 1986	through	February 28, 1987	9.5%
March 1, 1987	through	February 29, 1988	7.5%
March 1, 1988	through	February 28, 1989	8.9%
March 1, 1989	through	August 31, 1989	10.2%
September 1, 1989	through	September 30, 1989	12%
October 1, 1989	through	June 30, 1991	11%
July 1, 1991	through	December 31, 1991	10%
January 1, 1992	through	March 31, 1992	9%
April 1, 1992	through	September 30, 1992	8%
October 1, 1992	through	June 30, 1994	7%
July 1, 1994	through	September 30, 1994	8%
October 1, 1994	through	March 31, 1995	9%
April 1, 1995	through	June 30, 1995	10%
July 1, 1995	through	March 31, 1996	9%
April 1, 1996	through	June 30, 1996	8%
July 1, 1996	through	March 31, 1998	9%
April 1, 1998	through	December 31, 1998	8%
January 1, 1999	through	March 31, 1999	7%
April 1, 1999	through	March 31, 2000	8%
April 1, 2000	through	March 31, 2001	9%
April 1, 2001	through	June 30, 2001	8%
July 1, 2001	through	December 31, 2001	7%

**LINE 17 - ADDITIONAL CHARGES**

- a) A **late filing penalty** is assessed if you fail to file this form when due, unless the failure is due to reasonable cause. For every month or partial month that this form is late, add to the tax (less any payments made on or before the due date) 5%, up to a total of 25%.
- b) If this form is filed more than 60 days late, you will be subject to the **minimum late filing penalty**. This penalty is the lesser of (1) \$100 or (2) 100% of the amount required to be shown on the form (less any payments made by the due date or credits claimed on the return).
- c) A **late payment penalty** is assessed if you fail to pay the tax shown on this form by the prescribed filing date, unless the failure is due to reasonable cause. For every month or partial month that your payment is late, add to the tax (less any payments made) 1/2%, up to a total of 25%.
- d) The total of the additional charges in a and c may not exceed 5% for any one month except as provided for in b.

If you claim not to be liable for these additional charges, attach a statement to your return explaining the delay in filing, payment or both.

**Preparer Authorization:** If you want to allow the Department of Finance to discuss your return with the paid preparer who signed it, you must check the "yes" box in the signature area of the return. This authorization applies only to the individual whose signature appears in the "Preparer's Use Only" section of your return. It does not apply to the firm, if any, shown in that section. By checking the "Yes" box, you are authorizing the Department of Finance to call the preparer to answer any questions that may arise during the processing of your return. Also, you are authorizing the preparer to:

- Give the Department any information missing from your return,
- Call the Department for information about the processing of your return or the status of your refund or payment(s), and
- Respond to certain **notices that you have shared with the preparer** about math errors, offsets, and return preparation. The notices **will not** be sent to the preparer.

**You are not authorizing** the preparer to receive any refund check, bind you to anything (including any additional tax liability), or otherwise represent you before the Department. The authorization cannot be revoked, however, the authorization will automatically expire no later than the due date (without regard to any extensions) for filing next year's return. **Failure to check the box will be deemed a denial of authority.**