

A Technical Information Release is designed to provide immediate information of changes in tax laws administered by the Department for the policy positions of the Department as a service to taxpayers and practitioners. A Technical Information Release represents the position of the Department on the limited issues discussed herein based on current law and Department interpretation. For the current status of any tax law, practitioners and taxpayers should consult the source documents (i.e., Revised Statutes Annotated, Rules, Case Law, Session Laws, etc.)

The purpose of this information release is to notify business owners of a change in the law pertaining to the sales factor in the business profits tax apportionment fraction to a weight of 2, effective July 1, 1999. For additional information call Taxpayer Assistance at (603) 271-2186.

IMPORTANT NOTICE OF CHANGE IN BPT APPORTIONMENT FACTOR

On July 1, 1999, by operation of law, the sales factor in the business profits tax apportionment fraction reverted to a weight of 1.5, for returns and taxes due on account of taxable periods ending on or after July 1, 1999.

On November 19, 1999, the General Court enacted Chapter 346, amending RSA 77-A: 3, II(a) which changed the sales factor in the business profits tax apportionment fraction to a weight of 2, effective July 1, 1999.

This change occurred after the 1999 forms were printed, and the form DP-80, Business Profits Tax Apportionment, sent out in the 1999 business booklets did not reflect this change. Revised forms DP-80, reflecting the sales factor weight of 2, are now available:

on this web site at <http://www.nh.gov/revenue>
by calling the forms line at (603)271-2192, or
in our office located at 45 Chenell Drive, Concord, NH.

A taxpayer who has already filed, or will file a return before March 10, 2000, using the form DP-80, reflecting the sales factor weight of 1.5, will not have to file an amended return. The department will reprocess the return and advise the taxpayer of the change, if any. For all returns received on or after March 10, 2000, the revised form DP-80 must be used.

Questions or concerns should be directed to Taxpayer Assistance at 603-271-2186, or visit our office at 45 Chenell Drive, Concord, NH.