

North Dakota estimated income tax for corporations for the 2010 taxable year

General instructions

Who must pay estimated tax

If a corporation's estimated state income tax liability exceeds five thousand dollars (\$5,000) and previous year's state income tax liability exceeded five thousand dollars (\$5,000), the corporation is required to make an estimated tax payment of at least one-fourth of the amount due on each of four prescribed dates.

Where to file

Estimated income tax payments should be mailed to the State Tax Commissioner, 600 E. Boulevard Ave., Dept. 127, Bismarck, ND 58505-0599.

Which form to use

If payment for estimated income tax is to be made by check or money order, the Form 40-ES voucher must be used to ensure that proper credit for the payment is applied to the correct account.

If payment is to be made using the Automated Clearing House (ACH) credit procedures, do not use the Form 40-ES voucher.

Time for filing

The first estimated income tax payment is due no later than April 15 following the close of the calendar year.

Corporations reporting on a fiscal year basis must pay the first estimated tax installment no later than the 15th day of the fourth month following the close of their fiscal year.

No less than one-fourth of the estimated income tax must be paid with the first installment and with each of the three remaining installments on the 15th day of the sixth and ninth months of the taxable year and the first month of the following year.

Estimated payments for short period returns

Estimated payments for short period returns of less than 120 days are not required. For short period returns in excess of 120 days, if the short period ends prior to any remaining due dates for payment of estimated tax, the final estimated tax payment is due on the 15th day of the last month of the short period.

No installment payment date is required on your estimated payment form. The payment will be applied to the quarter in which the payment is postmarked.

Extension of time to pay estimated tax cannot be granted.

How to pay

Do not comeingle estimated income tax payments with any other payment to the North Dakota Office of State Tax Commissioner.

If payment for estimated income tax is to be made by check or money order, make it payable to North Dakota State Tax Commissioner.

Payment for estimated income tax may be made by electronic funds transfer. Information regarding electronic payments can be found on the department's web site at www.nd.gov/tax, under Corporate Income, Electronic Payment, EFT.

Amendments to estimated income tax

If it is found that the total estimated income tax is more or less than originally determined, adjust the next installment accordingly.

Overpayment of estimated tax

An overpayment of estimated income tax from the prior taxable year may be credited to the current year's estimated payments. The amount of the 2009 overpayment will be applied to the first installment for 2010.

Application of estimated income tax payments

All payments submitted as 2009 estimated income tax and any overpayment credited from the 2008 taxable year must be reported on the 2009 North Dakota Corporation Income Tax Return Form 40.

Understatement of estimated income tax

If the estimated tax paid on or before each due date is computed using the annualization method provided in the IRC of 1986, as amended, no interest is due. Also no interest is due if the underpayment of any installment comes within the exception provided in the IRC of 1986, as amended, Section 6655(e) for income qualifying as recurring seasonal income. Aside from these exceptions, interest charges will apply if the estimated income tax payment for any quarter (including overpayment credits from prior quarters) is less than 90% of the quarterly income tax liability or is less than the prior year's North Dakota income tax liability divided by four.

The Underpayment of Estimated North Dakota Income Tax by Corporations Form 40-UT must be attached to the North Dakota Corporation Income Tax Return, Form 40 when filing. The Form 40-UT is located within the Form 40 booklet.

Interest

The State Tax Commissioner will notify the taxpayer of any interest owed on any underpayment of estimated income tax. If desired, interest owed may be computed by the taxpayer on Form 40-UT and added to the 2009 corporation income tax liability on Form 40, Page 1. Interest is calculated at the rate of 12% per annum from the installment due date to the earlier of the date the estimated tax is paid or the due date (without extension) of the return.

40-ES

Form North Dakota Office of State Tax Commissioner
40-ES Estimated tax payment voucher — corporation



Calendar year: **2010**
 Fiscal year ending _____, _____
 Name as shown on North Dakota corporation income tax return

FEIN _____

Mailing address _____

 City, state and zip code _____ Phone Number _____

Amount of Payment \$ _____

For Tax Department use only

- Do not use this voucher if paying by means of an Automated Clearing House (ACH) credit.
- Make check or money order payable to "North Dakota State Tax Commissioner"
- Mail to: Office of State Tax Commissioner, 600 E. Boulevard Ave., Dept. 127, Bismarck, ND 58505-0599

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