



2009
WORKSHEET FOR MAINE FORM 1120ME
SCHEDULE B, LINE 20
MODIFICATION FOR ALTERNATIVE MINIMUM TAX

ADDITIONS:

- 1. Income taxes imposed by Maine or any other state (attach schedule)1. _____
- 2. Unrelated expenses (attach schedule)2. _____
- 3. Interest from state and municipal bonds other than Maine3. _____
- 4. Net operating loss adjustments4. _____
- 5. Domestic production activities deduction add-back5. _____
- 6. Bonus depreciation/section 179 expense add-back (see instructions)6. _____
- 7. Discharge of indebtedness deferred for federal tax purposes7. _____
- 8. Other (see instructions)8. _____
- 9. TOTAL ADDITIONS (add lines 1 through 8)9. _____

SUBTRACTIONS:

- 10. Nontaxable interest10. _____
- 11. Foreign dividend gross-up 11. _____
- 12. Work Opportunity Credit and Empowerment Zone Credit Deduction
(attach federal Form 5884 and/or Form 8844, as appropriate)12. _____
- 13. Income not taxable under the Constitution of Maine or the U.S.13. _____
- 14. Dividends from certain affiliated corporations (limitations - see instructions)14. _____
- 15. Income from ownership interest in pass-through entity financial institutions
subject to Maine Franchise Tax (see instructions)15. _____
- 16. State income tax refunds16. _____
- 17. Bonus depreciation/Section 179 expense recapture (see instructions)17. _____
- 18. Other (see instructions)18. _____
- 19. TOTAL DEDUCTIONS (add lines 10 through 18)19. _____
- 20. ADJUSTMENT FOR MAINE INCOME MODIFICATIONS (line 9 minus line 19)
Enter here and on Form 1120ME, Schedule B, line 20 (may be a negative number)20. _____

Instructions for calculating Maine income Modifications for purposes of alternative minimum tax

Addition Modifications

Line 1. State income taxes imposed by Maine or any other state. Maine does not permit a deduction for income taxes imposed by Maine or any other state. Enter income taxes taken as a deduction on federal Form 1120 that are also deducted in calculating federal alternative minimum taxable income ("AMTI") on Form 4626, line 7.

Line 2. Unrelated expenses. If the corporation listed on Form 1120ME is part of a federal consolidated group, but filing separately for Maine and is not a member of a unitary business group, any expenses incurred by the corporation on behalf of subsidiaries or other members of a group that are not included on this return must be added back to the extent that those expenses are included in Form 4626, line 7. ATTACH SUPPORTING SCHEDULES.

Line 3. Interest from state and municipal bonds other than Maine. Enter the amount from Maine Form 1120ME, line 4c, less interest from private activity bonds already included in federal AMTI. This is interest from municipal and state bonds and private activity bonds, other than Maine, that are not included in your Federal AMTI. For example, enter interest from City of New York bonds on this line. However, do not enter interest from Portland, Maine bonds (see Figure 1 below).

Line 4. Net operating loss adjustments. (See 36 MRSA § 5200-A). Enter on this line any operating loss carryover included in federal taxable income. For more information on Maine's treatment of NOLs, go to www.maine.gov/revenue/forms (select Income Tax Guidance Documents). Also, enter on this line any amount included in federal ATNOL deduction relating to amounts carried back to this tax year. For example, if the taxpayer has an ATNOL of \$1,000 in 2009, the year of the loss, and that amount is carried back to the 2008 tax year, the \$1,000 must be added back on this line for 2008. The amount of the add-back can be recovered in future tax years.

Additionally, for tax years beginning in 2008, corporate taxpayers must increase Maine taxable income by 10% of any federal net operating loss carryover in excess of \$100,000 used in calculating federal taxable income.

Line 5. Domestic production activities deduction add-back. Federal taxable income must be increased by the amount claimed as a domestic production activities deduction. Enter the amount from federal Form 1120, line 25.

Line 6. Bonus depreciation/section 179 expense add-back. Enter on this line the amount from Form 1120ME, line 4f. For more information on this modification, see Form 1120ME, line 4f instructions and the MRS web site at www.maine.gov/revenue, select "Income/Estate," then select "Guidance Documents," and then select "Maine Income Modifications Related to Bonus Depreciation and Section 179 Expense" from the list of documents.

Line 7. Discharge of indebtedness deferred for federal tax purposes. A federal law change allows certain businesses to defer the recognition of gain due to the discharge of indebtedness occurring during the tax year. For tax years beginning in 2009 and 2010, Maine law decouples from this deferral through the requirement of an addition income modification. To avoid duplicating the income for Maine tax purposes, a deduction modification will be allowed in future years when the income is claimed on the federal tax return.

Line 8. Other. Include on this line the following items:

- Ownership interest in a pass-through entity financial institution. Enter any loss or deduction included in federal AMTI attributable to an ownership interest in a pass-through entity financial institution.
- High-technology credit add-back. Enter the high-technology investment credit base also claimed as a business expense deduction for purposes of calculating federal AMTI.

Figure 1

Interest type/action	Maine	Non-Maine
Private activity bonds	deduct*	no adjustment
State & Municipal bonds	deduct*	add**

* If included in federal AMTI

** If not included in federal AMTI

Subtraction Modifications

Line 10. Nontaxable interest. To the extent included in federal AMTI and net of related expenses, enter interest on U.S. bonds, U.S. Treasury notes, or other obligations of the U.S. government which, by law, are exempt from state taxes, but taxable by the federal government. Also include interest from bonds issued by the State of Maine or Maine municipalities if included in

federal AMTI. Include on this line interest from Maine private activity bonds included in alternative minimum taxable income. Taxpayers may subtract from federal AMTI interest income and capital gains from the sale of bonds issued by the Maine Waste Management Agency to the extent included in federal AMTI on Form 4626, line 7 (see Figure 1 above).

Line 11. Foreign dividend gross-up. Enter the amount from federal Form 1120, Schedule C, line 15.

Line 12. Work Opportunity Credit/Empowerment Zone Credit Deduction. Enter on this line an amount equal to your federal Work Opportunity Credit salaries and wages deduction and/or federal Empowerment Zone Credit salaries and wages deduction (from Maine Form 1120ME, line 2c) to the extent allowed against federal AMT.

Line 13. Income not taxable under the Constitution of Maine or the

U.S. Enter income this state is prohibited from taxing under the constitution or laws of the United States or the constitution of the State of Maine, to the extent included in federal AMTI. The amount entered on this line must be decreased by any expenses incurred in the production of that income to the extent that these expenses are deductible in determining federal AMTI. Attach a worksheet detailing the amount claimed on this line.

Line 14. Dividends from affiliates. Enter 50% of the apportionable dividend income the taxpayer received during the taxable year from an affiliated corporation that is not included with the taxpayer in a Maine combined report. Dividends must be included on Form 4626, line 7. In order to be affiliated, a corporation must be more than 50% owned. Although this may include domestic entities, most affiliated corporations not included in a combined report are foreign entities.

Line 15. Income from financial institutions. Financial institutions are subject to Maine's franchise tax, regardless of organizational structure. If federal AMTI includes income from ownership of a financial institution that is a pass-through entity (partnership, S corporation, entity disregarded as separate from its owner), enter the amount on this line. Attach federal Schedule K-1 reporting this amount.

Line 16. State income tax refund. Enter the amount of state income tax refunds from Form 1120ME, line 2h and included in federal AMTI provided the amount has already been taxed by Maine. This modification may not reduce Maine AMTI to less than zero, and the amount refunded from this state or another state must not have been previously used as a modification. Any unused portion of the modification may be carried forward 20 years.

Line 17. Bonus depreciation/Section 179 expense recapture. The recapture amount claimed in any year is based on the addition modification for which the recapture relates. The recapture amount for minimum tax is the same as the recapture amount as calculated for regular tax on Form 1120ME, line 2i. For more information go to the MRS web site at www.maine.gov/revenue, select "Income/Estate," then select "Guidance Documents," and then select "Examples of Bonus Depreciation/Section 179 Expense Modifications" from the list of documents.

Line 18. Other. Include on this line the following items:

- Northern Maine Transmission Corporation adjustment. Income, including gain from sale of bonds, notes or other evidences of indebtedness and any other income or money of the Northern Maine Transmission Corporation are exempt from state income tax (see 10 MRSA § 9205). Enter only if included in federal AMTI.
- Gain on sale of multifamily affordable housing. This modification equals the total of capital gains and ordinary income resulting from depreciation recapture pursuant to Code sections 1245 and 1250 realized on the sale of multifamily affordable housing property. Enter amount included in federal AMTI. Qualified property must be certified by the Maine State Housing Authority ("MSHA"). A copy of the MSHA certificate must be attached to the return.

NOTE: NET OPERATING LOSSES: Corporations that were subject to the 10% reduction of federal NOL carryovers in excess of \$100,000 for 2008 under § 5200-A(1)(U) are allowed a subtraction modification under § 5200-A(2)(S). All other NOL subtraction modifications are deferred until tax year 2012 (see note below).

NOL carryover deductions are not allowed on the Maine return for tax years beginning in 2009, 2010 and 2011. This includes no deductions for federal net operating loss carryforwards and no deductions for Maine recapture modifications related to denial of federal NOL carrybacks. Thus, the subtraction modification recapture of previously denied federal NOL carrybacks is disallowed and an addition modification is required equal to any federal carryforward amount. The disallowance of NOL deductions in 2009, 2010 and 2011 may be recaptured through subtraction modifications that will be allowed for tax years beginning after 2011. The recapture must be made during the federal carryover period plus the number of years the NOL deduction was disallowed. For more information on Maine's treatment of NOLs, go to www.maine.gov/revenue/forms (select Income Tax Guidance Documents).