**810-3-82-.02 Declaration of Estimated Tax for Corporations. (REPEALED)**

(1) Every corporation whose income tax liability for the taxable year can reasonably be expected to exceed $5,000 must file Form 20-CD "Declaration of Estimated Tax". This includes new corporations filing their first return, foreign corporations previously not required to file returns in Alabama, and corporations which had in effect an election to be an Alabama S corporation for the prior year.

(a) No substitute for Form 20-CD will be accepted unless prior approval has been obtained from the Department.

(2) A corporation, filing on a calendar year basis, required to file a declaration of estimated tax under paragraph (1) shall file Form 20-CD on or before April 15th of the taxable year, except:

(a) if the requirement of paragraph (1) is first met after April 1st and before June 2nd, Form 20-CD shall be filed on or before June 15th of the taxable year;

(b) If the requirement of paragraph (1) is first met after June 1st and before September 2nd, Form 20-CD shall be filed on or before September 15th of the taxable year;

(c) if the requirement of paragraph (1) is first met after September 1st, Form 20-CD shall be filed on or before December 15th of the taxable year.

(d) For fiscal year taxpayers, substitute the 15th of the fourth, sixth, ninth or twelfth months of the fiscal year in place of April, June, September and December respectively of subparagraphs (a), (b) and (c) above.

(3) No refund will be made of any amount paid on a declaration of estimated tax except when such amount is taken as a credit on an income tax return for the taxable year. Amounts paid on declarations include overpayments from prior years credited to the declaration.

(4) (a) A corporation should file an amended declaration of estimated tax if there is reason to believe that the tax liability for the taxable year will be different than the amount originally estimated. Form 20-CD, marked "Amended Estimate," should be used to amend a declaration of estimated tax.

(b) If the amended declaration indicates an increase in the estimated liability, payment should be submitted with the amended declaration in an amount equal to all payments that would have been due to date had the amount of the amended estimate been estimated originally.

(c) If the amended declaration results in a decrease in the estimated liability, the subsequent payments should be reduced accordingly.

(5) (a) A corporation must file Form 20-CD "Declaration of Estimated Tax" for a period of less than one year, but four or more months, if the corporation will be required to file an income tax return for the period and can reasonably expect to have a tax liability of more than $5,000 prorated by the ratio which the number of months in the taxable period bears to twelve (12).

1. EXAMPLE: A corporation receives permission to change its taxable year from a fiscal year ending July 31 to a calendar year. A tax return would be required for the period August 1 through December 31. If the corporation can reasonably expect to have a tax liability of at least $2,083 (5/12 of $5,000), Form 20-CD must be filed and the estimated amount paid in installments.

(b) If the requirement of paragraph (1) is met on or before the 1st day of the 4th month, Form 20-CD must be filed on or before the 15th day of the 4th month of the taxable period. Payments on the declaration must be made in equal installments on the 15th day of the 4th, 6th, 9th, and last month of the taxable period, or on as many of those dates as falls within the taxable period.

1. EXAMPLE: For a taxable period January 1 through May 31, Form 20-CD must be filed on or before April 15th and the amount estimated paid in two (2) equal installments on April 15th and May 15th.

(c) All declarations of estimated tax for a period of less than twelve (12) months should be clearly marked "Short Tax Period", and the taxable period clearly indicated.

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