

2008 MAINE MINIMUM TAX WORKSHEET

Use this Worksheet to complete:

Form 1040ME, Schedule A, Line 3a – Enclose a copy of your 2008 federal Form 6251



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0802124

Name(s) as shown on Form 1040ME

Your Social Security Number

Do you owe a Maine Minimum Tax? Maine taxpayers must complete the Maine Minimum Tax Worksheet to determine whether they owe a Maine minimum tax only if the total of Maine tentative alternative minimum taxable income ("AMTI") (federal Form 6251, line 29 plus Maine addition income modifications [see the Maine Minimum Tax Worksheet for line 2]) is greater than the applicable Maine minimum tax exemption amount shown on line 4 below. Individuals not required to file federal Form 6251 must complete a pro forma to determine the federal alternative minimum taxable income amount for Maine purposes. Taxpayers that do not owe a Maine minimum tax are not required to file the Maine minimum tax worksheet with their Maine income tax return.

1. Federal alternative minimum taxable income (Federal Form 6251, line 29) 1. _____
2. Modifications (May be a positive or negative number) - **See instructions** 2. _____
3. Maine tentative alternative minimum taxable income (line 1 plus or minus line 2). If zero or less, enter zero..... 3. _____
4. **Exemption.** Enter amount for your filing status shown below: 4. _____

If your filing status is:	and line 3 is not over:	Enter on line 4:
Single or Head of Household	\$112,500	\$33,750
Married filing Jointly or Qualifying Widow(er)	\$150,000	\$45,000
Married Filing Separately	\$75,000	\$22,500

If line 3 is more than the amount shown above for your filing status, see instructions.
5. Maine alternative minimum taxable income (subtract line 4 from line 3). If zero or less, enter zero 5. _____
6. Tentative minimum tax. **See instructions** 6. _____
7. Apportionment factor. Maine residents enter 100%. **Nonresident and part-year residents see instructions** 7. _____ %
8. Multiply line 6 by line 7, enter result here 8. _____
9. Maine income tax (Form 1040ME, line 20 less line 25) 9. _____
10. Alternative minimum tax (Subtract line 9 from line 8). If zero or less, enter zero 10. _____
11. Credit against the Maine minimum tax for minimum tax paid to other jurisdictions (For Maine residents only).
Enter line E from Worksheet below. 11. _____
12. Maine Minimum Tax (subtract line 11 from line 10. If zero or less, enter zero. Enter result on Form 1040ME, Schedule A, line 3a) .. 12. _____

Maine Minimum Tax — Worksheet for Line 11 above — Maine residents only

Credit Against the Maine Minimum Tax for minimum tax paid to other jurisdictions

- | | |
|--|-------------|
| A. Taxpayer's Maine tentative alternative minimum taxable income (Line 3 above) | A. _____ |
| B. Income included in line A above that is derived from other jurisdiction | B. _____ |
| C. Percentage of income taxed by other jurisdiction (Divide line B by line A)..... | C. _____ % |
| D. Limitation of credit: | |
| 1. Maine alternative minimum tax (Line 10 above) multiplied by percent on line C | D(1). _____ |
| 2. Minimum tax paid other jurisdiction on income taxed under the Maine minimum tax | D(2). _____ |
| E. Allowable credit, the lesser of lines D(1) or D(2). Enter here and on line 11 above | E. _____ |

2008 MAINE MINIMUM TAX CREDIT AND CARRYFORWARD TO 2009

Worksheet for Form 1040ME, Schedule A, Line 15

Enclose a copy of 2008 federal Form 8801

13. Enter the amount from the 2007 Maine Form 1040ME, Schedule A, line 3c 13. _____
14. Minimum tax credit carryforward from 2007 (2007 Maine Minimum Tax Worksheet, line 21) 14. _____
15. Enter 2007 net state minimum tax on federal exclusion items – From the worksheet for this line 15. _____
16. 2007 adjusted net state minimum tax (Line 13 plus line 14 minus line 15 – if zero or less, enter zero) 16. _____
17. Enter 2008 Maine income tax liability (2008 Form 1040ME, line 20 plus line 21 [except minimum tax] minus line 22 minus line 24 [except minimum tax credit] minus line 25) 17. _____
18. Enter 2008 Maine tentative minimum tax (Line 8 above) 18. _____
19. Subtract line 18 from line 17 (If zero or less, enter zero) 19. _____
20. **Maine minimum tax credit:** Enter the lesser of line 16 or 19 here and on Form 1040ME, Schedule A, line 15 20. _____
21. **Maine minimum tax credit carryforward to 2009** (Subtract line 20 from line 16)..... 21. _____

NOTE: If you have a Maine minimum tax credit carryforward to 2009, keep a copy of the worksheet to submit with your 2009 Maine individual income tax return.

Maine Minimum Tax — Income Modification Worksheet for Line 2

Federal Alternative Minimum Taxable Income ("FAMTI") (from federal Form 6251, line 29):

1. ADDITIONS to federal alternative minimum taxable income.

- a. Income from municipal and state bonds, other than Maine to the extent not included in FAMTI above **1a** _____
- b Net Operating Loss Recovery Adjustment (See instructions. Attach a schedule showing your calculation).... **1b** _____
- c Maine Public Employees Retirement System Contributions **1c** _____
- d Domestic Production Activities Deduction Add-back (See instructions) **1d** _____
- e Bonus Depreciation and Section 179 Add-back to the extent deducted in arriving at FAMTI (See instructions)... **1e** _____
- f **Fiduciary Adjustment - additions only** (Attach a copy of your federal Schedule K-1) **1f** _____
- g Other (See instructions). List the type and amount of income items included (attach a separate schedule, if necessary) _____ **1g** _____
- h Deductible costs included in FAMTI above (from Maine Schedule 2, line 5b), incurred in the production of Maine exempt income (See instructions) **1h** _____
- i Any loss, deduction or other expense included in FAMTI attributable to income from an ownership interest in a flow-through entity financial institution **1i** _____
- j **Total additions** (Add lines 1a through 1i) **1j** _____

2. SUBTRACTIONS from federal alternative minimum taxable income.

- a U.S. Government Bond interest included in FAMTI above **2a** _____
- b Social Security and Railroad Retirement Benefits included in FAMTI above **2b** _____
- c Pension Income Deduction (from Form 1040ME, Schedule 1, line 2d)..... **2c** _____
- d Interest from Maine Municipal General Obligation, Private Activity and Airport Authority Bonds included in FAMTI (See federal Form 6251, line 12) **2d** _____
- e Premiums for Long-Term Care Insurance (Do not include health insurance premiums on this line) (See instructions). **NOTE: If you itemize deductions, complete worksheet below** **2e** _____
- f Maine Public Employees Retirement System Pick-Up Contributions paid to the taxpayer during 2008 which have been previously taxed by the state **2f** _____
- g Contributions to Qualified Tuition Programs - 529 Plans (from Maine Schedule 1, line 2h)..... **2g** _____
- h **Fiduciary Adjustment-deductions only** (Attach a copy of your federal Schedule K-1) **2h** _____
- i Bonus Depreciation and Section 179 Recapture (See instructions)..... **2i** _____
- j Other. List (See instructions) (**Do not enter non-Maine income on line 2j**) **2j** _____
- k Deductible costs of producing income exempt from federal alternative minimum tax, but subject to the Maine alternative minimum tax (from Maine Schedule 2, line 6) (See instructions)..... **2k** _____
- l **Total Subtractions** (Add lines 2a through 2k) **2l** _____

3. Net Modification (Subtract line 2l from line 1j — enter here and on Minimum Tax Worksheet, line 2 [may be a negative amount]) **3** _____

Maine Minimum Tax — Worksheet for Line 2e above

For individuals claiming a deduction for long-term care insurance premiums. Complete this worksheet **only** if you claim Maine itemized deductions and federal Schedule A, line 4 is greater than zero or you are self-employed and federal Form 1040, line 29 is greater than zero.

- 1. Enter total amount of long-term care insurance premiums paid during 2008: \$
- 2. Enter amount from federal Schedule A, line 1 \$ _____
- 3. Enter amount of long-term care premiums included in line 2 above \$ _____
- 4. Divide line 3 by line 2..... _____
- 5. Enter federal Schedule A, line 4 minus federal Form 6251, line 2 \$ _____ .
Multiply this amount by percentage on line 4 above and enter result here \$ _____
- 6. Enter the amount of long-term care insurance premiums included on federal Form 1040, line 29..... \$ _____
- 7. Subtract line 5 and line 6 from line 1. Enter result here and on Maine Minimum Tax - Income Modification Worksheet, line 2e above \$ _____

Maine Minimum Tax — Exemption Worksheet for Line 4

Note: If the amount on line 3 of your Maine Minimum Tax Worksheet is equal to or more than: \$247,500 if single or head of household; \$330,000 if married filing jointly or qualifying widow(er); or \$165,000 if married filing separately, your exemption is zero. If your exemption amount is zero, **do not** complete this worksheet; instead, on the Maine Minimum Tax Worksheet, enter the amount from line 3 on line 5 and go to line 6.

- a. Enter: \$33,750 if single or head of household; \$45,000 if married filing jointly or qualifying widow(er);
\$22,500 if married filing separately **a.** _____
- b. Enter the amount from line 3 of your Maine Minimum Tax Worksheet..... **b.** _____
- c. Enter: \$112,500 if single or head of household; \$150,000 if married filing jointly or
qualifying widow(er); \$75,000 if married filing separately..... **c.** _____
- d. Subtract line c from line b. If zero or less, enter -0-..... **d.** _____
- e. Multiply line d by 25% (.25) **e.** _____
- f. Subtract line e from line a. If zero or less, enter -0-. If this form is for a child under age 18, go to
line g below. Otherwise, **stop here** and enter this amount on line 4 of the Maine Minimum Tax Worksheet..... **f.** _____
- g. Child's minimum exemption amount **g.** \$6,400
- h. Enter the **child's earned income**, if any..... **h.** _____
- i. Add lines g and h..... **i.** _____
- j. Enter the **smaller** of line f or line i here and on line 4 of the Maine Minimum Tax Worksheet **j.** _____

MAINE MINIMUM TAX WORKSHEET INSTRUCTIONS

Do you owe a Maine Minimum Tax?

Resident, part-year resident, nonresident and "Safe Harbor" resident individuals must complete the Maine Minimum Tax Worksheet to determine whether they owe a Maine minimum tax **only if** the total of Maine tentative alternative minimum taxable income ("AMTI") (federal Form 6251, line 29 plus Maine addition income modifications [see the Maine Minimum Tax Worksheet for line 2]) is greater than the applicable Maine minimum tax exemption amount shown below. Individuals not required to file federal Form 6251 must complete a pro forma Form 6251 to determine the federal alternative minimum taxable income amount for Maine purposes. Taxpayers that do not owe a Maine minimum tax are not required to file the Maine minimum tax worksheet with their Maine income tax return.

If your filing status is: and Maine tentative Exemption is:
AMTI is not greater than:

Single or Head of Household	\$112,500*	\$33,750
Married filing Jointly			
or Qualifying Widow(er)	\$150,000*	\$45,000
Married Filing Separately	\$75,000*	\$22,500

*If the total of federal Form 6251, line 29 and Maine positive income modifications is greater than the income amounts shown in the table above, use the worksheet for line 4 to determine the applicable exemption amount.

If you exceed these thresholds, you must complete a Maine Minimum Tax Worksheet to determine whether you owe Maine minimum tax. See instructions and supporting worksheets attached or call (207) 626-8475.

Line 2. The income modifications that apply to the Maine regular tax also apply to the Maine minimum tax. See the Worksheet for Line 2 and related instructions for a description of the Maine income modifications. **Enter only amounts not already added or subtracted in calculating federal alternative minimum taxable income. The amount you enter on line 2 may be either a positive or negative number.**

Line 4. Enter on line 4 the appropriate amount from the table at line 4 on the Worksheet. If line 3 is greater than the income amount in the table for your filing status, complete and attach the **Worksheet for line 4 (Maine Minimum Tax Exemption Worksheet)**.

Line 6. Use the following tables to calculate the Maine tentative minimum tax.

(For all taxpayers except married individuals filing separate returns)

<u>If line 5 is:</u>	<u>The Tax is:</u>
Not more than \$175,000	7.0% of the Maine alternative minimum taxable income
Greater than \$175,000	\$12,250 plus 7.6% of the excess over \$175,000

(For married taxpayers filing separate returns)

<u>If line 5 is:</u>	<u>The Tax is:</u>
Not more than \$87,500	7.0% of the Maine alternative minimum taxable income
Greater than \$87,500	\$6,125 plus 7.6% of the excess over \$87,500

Line 7. The **apportionment factor for nonresidents and part-year residents** is the amount of the taxpayer's *Maine-source* income included on line 3 **divided** by the *total* income on line 3.

MAINE MINIMUM TAX INSTRUCTIONS — Income Modification Worksheet for Line 2

Line 1. ADDITIONS to federal alternative minimum taxable income. *Also include the taxpayer's distributive share of addition modification items from partnerships and S corporations.* **Enter only amounts not already added in calculating federal alternative minimum taxable income.**

Line 1a. Income from municipal and state bonds, other than Maine. Enter the amount from Maine Schedule 1, line 1a. This is income from municipal and state bonds, other than Maine, that is not included in your federal alternative minimum taxable income. For example, enter interest from City of New York bonds on this line. However, do not enter interest from Portland, Maine bonds.

Line 1b. Net Operating Loss Recovery Adjustment. Enter any federal alternative minimum tax net operating loss carried to the tax year that has been previously used to offset Maine addition modifications under the Maine minimum tax. Attach a schedule showing the alternative minimum tax loss and use of modifications. See example at right.

Line 1c. Maine Public Employees Retirement System Contributions (MPERS). Enter the amount of your 2008 MPERS contributions from Maine Schedule 1, line 1c. To calculate this amount, subtract your federal wages from your state wages appearing on your 2008 State of Maine W-2 form. These contributions are tax deferred for federal tax, but are subject to Maine income tax.

Line 1d. Domestic Production Activities Deduction Add-back. Enter the amount claimed as a domestic production activities deduction on federal Form 1040, line 35.

The following example illustrates the NOL Recovery Adjustment:

Corresponding Line on Maine AMT Worksheet:	NOL Year 2008	Carryforward Years 2009	2010
Federal alternative minimum taxable income prior to NOL deduction	- 60,000	35,000	25,000
		- 35,000	- 25,000
1. FAMTI after NOL deduction	- 60,000	0	0
2. ADDITION Modification 5122(1)(E)			10,000
Addition Modifications:			
2. Other	10,000	10,000	8,000
3. Maine Adjusted Gross Income	-50,000	10,000	18,000

The original \$60,000 loss in 2008, all of which is carried forward for federal purposes, is allowed to offset Maine addition modifications in 2008. The amount of the federal NOL carryforward must, therefore, be reduced by the amount used in the loss year to offset addition modifications. In this example, \$10,000 of the federal NOL carryforward was used to offset Maine addition modifications in the year of the loss. Thus, the federal NOL carryforward is, for Maine purposes, reduced by an addition modification in 2010. For additional information concerning the NOL recovery adjustment, see www.maine.gov/revenue.

Line 1e. Bonus Depreciation/Section 179 Expense Add-back. Federal alternative minimum taxable income must be increased by the net effect in depreciation applicable to the 50% bonus depreciation claimed for federal alternative minimum tax purposes under section 103 of the Economic Stimulus Act of 2008 and section 179 expense increases due to federal law changes enacted during and since 2003. The amount of this modification is determined by first recalculating the depreciation and/or section 179 expense on federal Form 4562 exclusive of all 50% bonus depreciation and/or section 179 expense increases. Enter on line 1e the difference between this recalculated Form 4562 amount and the original Form 4562 amount claimed for federal alternative minimum tax purposes. **If the difference is less than zero, enter zero.** Enclose both the actual and pro forma versions of federal Form 4562 with the Maine return. Property expensed under the provisions of section 179 at the federal level cannot be capitalized for Maine purposes. For more information and examples, go to the MRS web site at www.maine.gov/revenue (select Income Tax Guidance Documents).

Line 1f. Fiduciary Adjustment - additions only. If applicable, enter your share of the fiduciary adjustment (36 M.R.S.A. § 5122(3)). Generally, this is the amount from Maine Schedule 1, line 1f. You must attach a copy of your federal Schedule K-1 to verify your share of income.

Line 1g. Other. Enter on this line: • amounts deducted as a business or other expense for federal tax purposes that are included in the credit base for the high-technology investment tax credit and the forest management planning credit • qualified tuition and other education expenses deducted on federal Form 1040 or Form 1040A • qualified mortgage insurance premiums deducted on line 13 of federal Form 1040, Schedule A to the extent not included on line 4 of federal Form 6251 • qualified payments and tax benefits from states or municipalities to firefighters and emergency medical responders that are excluded from federal gross income pursuant to Code section 139B. *List the source of each amount claimed in the space provided.*

Line 1h. Deductible costs, included in federal alternative minimum taxable income, incurred in the production of Maine exempt income. Enter any interest or other expense deductions reflected in federal alternative minimum taxable income attributable to income not taxable under Maine law. Generally, this is the amount from Maine Schedule 2, line 5b.

Line 1i. Ownership interest in a flow-through entity financial institution. Enter any loss, deduction or other expense included in federal alternative minimum taxable income attributable to an ownership interest in a flow-through entity financial institution.

Line 2. SUBTRACTIONS from federal alternative minimum taxable income. NOTE: You may only subtract the items listed below on this schedule. Also include the taxpayer's distributive share of subtraction modification items from partnerships and S Corporations. Enter only amounts not already subtracted in calculating federal alternative minimum taxable income.

Line 2a. U.S. Government Bond Interest. Enter income from direct obligations of the United States Government, such as Series EE and Series HH Savings bonds, U.S. Treasury bills and notes. Include on this line only the amount of interest included in your federal alternative minimum taxable income.

Line 2b. Social Security and Railroad Retirement Benefits included in federal alternative minimum taxable income. Social Security benefits issued by the U. S. Government and Railroad Retirement benefits (Tier 1 and Tier 2) issued by the U.S. Railroad Retirement Board are not taxed by the State of Maine. Also, unemployment and sick benefits issued by the Railroad Retirement Board are not taxable to Maine. However, benefits issued by the

Canadian Railroad Retirement Board are taxable as Maine income. Enter on this line amounts included in federal alternative minimum taxable income.

Line 2c. Pension Income Deduction. Enter on this line the amount of eligible pension income included in your federal alternative minimum taxable income. (See Maine Schedule 1, line 2d instructions for more information.) You must include copies of your 1099 forms to verify the deduction amounts claimed.

Line 2d. Interest from Maine Municipal General Obligation & Private Activity Bonds and bonds issued by a Maine Airport Authority to the extent included in federal alternative minimum taxable income. Interest from these bonds is exempt from state income tax, even if taxed on the federal return. If you have interest of this type included in your federal alternative minimum taxable income, enter the amount on this line. Generally, this is the amount from Maine Schedule 1, line 2e.

Line 2e. Premiums for Long-Term Care Insurance. Enter on this line premiums paid for long-term care insurance. If federal Form 6251, line 2 is zero, enter the amount from Maine Schedule 1, line 2f. If federal Form 6251, line 2 is greater than zero, complete the worksheet for line 2e on page 2. To qualify, the insurance policy on which the premiums are paid 1) must meet the federal definition for a long-term care insurance contract (IRC § 7702B(b)) (these are long-term care premiums that generally qualify for federal itemized deductions), or 2) *must be certified by the Maine Bureau of Insurance.* Premiums claimed must be reduced by any premiums claimed as Maine itemized deductions and by any premiums included in the federal self-employed health insurance deduction claimed on federal Form 1040, line 29.

Line 2f. Maine Public Employees Retirement System (MPERS) Pick-Up Contributions. Enter contributions paid to you in 2008 that have been previously taxed by the state under the Maine alternative minimum tax. Use this line only if you retired after 1988 and are receiving retirement benefits from the MPERS. To calculate the amount for this line, subtract the state taxable gross amount from the federal taxable gross amount shown on the check stub of your last pension check received from MPERS in 2008 (if you have a Form 1099-R issued by the MPERS, subtract the amount in box 12 from the amount in box 2a). Include on this line MPERS rollover amounts previously taxed by the state under the Maine alternative minimum tax, whether or not included in federal alternative minimum taxable income.

Line 2g. Qualified Tuition Program Contributions. Enter on this line up to \$250, per beneficiary, of contributions made to a Maine or non-Maine qualified state tuition program ("529 college savings plan"). Generally, this is the amount from Maine Schedule 1, line 2h.

Line 2h. Fiduciary Adjustment - subtractions only. Enter your share of the fiduciary adjustment (36 M.R.S.A. § 5122(3)) to the extent allowable for Maine alternative minimum tax purposes. You must attach a copy of your federal Schedule K-1 to verify your share of income. Generally, this is the amount from Maine Schedule 1, line 2i.

Line 2i. Bonus Depreciation/Section 179 Expense Recapture. Amounts required to be added to income under 36 M.R.S.A. § 5122(1)(N) (36 M.R.S.A. § 5200-A(1)(N) with respect to individual owners of certain electing S corporations) for Maine alternative minimum tax purposes may be recaptured over the life of the applicable asset. For property placed in service in 2002, addition modifications may be recaptured in equal amounts over the remaining life of the asset beginning in 2004. For assets placed in service in

2003 through 2007, 5% of the addition modification is recaptured in the tax year immediately following the year the asset was placed in service with the remaining 95% recovered in subsequent tax years, in equal installments, over the remaining life of the applicable asset. Generally, this is the amount from Maine Schedule 1, line 2j.

Line 2j. Other Deductions. Enter ONLY items specifically listed. List the source of each amount claimed in the space provided and attach supporting documentation when claiming an amount on this line. Except for net operating losses carried forward from previous tax years pursuant to 36 M.R.S.A. § 5122(2), enter only amounts included in federal alternative minimum taxable income. Enter on this line: • military compensation received by a nonresident servicemember • the amount of the reduction in your salaries and wages expense deduction directly related to claiming the federal Work Opportunity Credit or Empowerment Zone Credit to the extent allowed against federal alternative minimum tax. These amounts are reported on federal Form 5884, line 2b or federal Form 8844, line 2b (owners of pass-through entities, enter your share of the amount from line 3 of these forms to the extent not included on line 2b). Note: do not enter wage amounts from Form 8844 related to the federal Renewable Community credit. • settlement payments received by Holocaust victims that are included in federal alternative minimum taxable income • account proceeds from a Family Development Account administered by FAME • net operating losses carried forward from previous tax years pursuant to 36 M.R.S.A. § 5122(2)(H) or § 5122(2)(P) or, for individual owners of certain electing S corporations, net operating losses carried forward from previous tax years pursuant to 36 M.R.S.A. § 5200-A(2)(H) & § 5200-A(2)(L) • earnings from fishing operations that were contributed to a capital construction

fund • the amount of military retirement benefits not included in the pension income deduction on line 2c received by certain licensed dentists who practice an average of 20 hours or more per week in Maine and accept patients who receive MaineCare benefits • income from investments in the Northern Maine Transmission Corporation • up to \$750 of property tax benefits provided by municipalities to senior citizens pursuant to 36 M.R.S.A. § 6232(1-A) to the extent included in federal alternative minimum taxable income • interest income and capital gains from the sale of bonds issued relative to the Maine Waste Management & Recycling Program to the extent included in federal alternative minimum taxable income • all items of income, gain, interest, dividends, royalties and other items of income of a financial institution subject to the Maine franchise tax that are included in your federal alternative minimum taxable income due to an ownership share in the financial institution that is a partnership, S corporation, or entity disregarded as separate from its owner • 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 certified by the Maine State Housing Authority. A copy of the MSHA certificate must be attached to the return. Generally, this is the amount from Maine Schedule 1, line 2k.

Line 2k. Deductible costs of producing income exempt from federal alternative minimum tax but subject to the Maine alternative minimum tax. Enter any interest or other expense items attributable to income taxable under Maine alternative minimum tax law, but exempt from federal alternative minimum tax. Enter only amounts not included in federal alternative minimum taxable income.