NYC -2.1
Department of Finance

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INVESTMENT AND OTHER EXEMPT INCOME AND INVESTMENT CAPITAL

You MUST attach this form to Form NYC-2 or NYC-2A if you have any entries on Form NYC-2 or NYC-2A, Schedule B, line 25, 27 or 29 or Schedule D, line 1,2,3 or 5

Name	Employer Identification Number
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SCHEDULE A - 40% safe harbor election *(see instructions)*

1. If making the election to reduce your gross investment income and gross other exempt income (other than gross exempt unitary insurance or utility dividends) by 40% in lieu of direct or indirect attribution, mark an X in the box *(see instructions)*.....1.

SCHEDULE B - Other exempt income *(see instructions)*

Part 1 - Gross exempt controlled foreign corporation (CFC) income, gross exempt unitary corporation dividends, and 40% safe harbor reduction

1. Gross exempt CFC income *(do not enter less than zero)* .....1.
2. Gross exempt unitary corporation dividends *(do not enter less than zero)* ..... 2.
3. Add lines 1 and 2 *(if safe harbor election is made, completed lines 4 and 5; otherwise, skip to Part 2)* .... 3.
4. **40% safe harbor reduction** *(if safe harbor election is made, multiply line 3 by 40%; see instructions)*.... 4.
5. Exempt CFC income and exempt unitary corporation dividends after safe harbor reduction *(subtract line 4 from line 3; **do not complete Parts 3, 4, or 5 below**)* ..... 5.

Part 2 - Gross exempt unitary insurance or utility dividends and deductions attributable to gross exempt unitary insurance and utility dividends

6. Gross exempt unitary insurance or utility dividends.....6.
7. Interest deductions **directly** attributable to gross exempt unitary insurance or utility dividends ..... 7.
8. Interest deductions **indirectly** attributable to gross exempt unitary insurance or utility dividends..... 8.
9. Total interest deductions attributable to gross exempt unitary insurance or utility dividends *(add lines 7 and 8)*... 9.
10. Exempt unitary insurance or utility dividends *(if line 9 is less than line 6, subtract line 9 from line 6; otherwise enter **0**)* 10.
11. Excess interest deductions attributable to gross exempt unitary insurance or utility dividends *(if line 9 is more than line 6, subtract line 6 from line 9; otherwise enter **0**)*..... 11.

Part 3 - Deductions attributable to gross exempt CFC income - only if safe harbor election is **not** made *(see instructions)*

12. Interest deductions **directly** attributable to gross exempt CFC income..... 12.
13. Interest deductions **indirectly** attributable to gross exempt CFC income..... 13.
14. Total interest deductions attributable to gross exempt CFC income *(add lines 12 and 13)*..... 14.

Part 4 - Deductions attributable to gross exempt unitary corporation dividends - only if safe harbor election is **not** made *(see instructions)*

15. Interest deductions **directly** attributable to gross exempt unitary corporation dividends..... 15.
16. Interest deductions **indirectly** attributable to gross exempt unitary corporation dividends ..... 16.
17. Total interest deductions attributable to gross exempt unitary corporation dividends *(add lines 15 and 16)*. 17.

Part 5 - Total other exempt income and excess deductions attributable - only if safe harbor election is **not** made

18. Total gross other exempt income *(add lines 3 and 6)*.....18.
19. Interest deductions attributable to gross other exempt income *(add lines 9, 14, and 17)* ..... 19.
20. Other exempt income *(if line 19 is less than line 18, subtract line 19 from line 18; otherwise, enter **0**)*.... 20.
21. Excess interest deductions attributable to gross other exempt income *(if line 19 is more than line 18, subtract line 18 from line 19; otherwise, enter **0**)* ..... 21.

Part 6 - Total other exempt income and excess deductions attributable - only if safe harbor election is **not** made

22. Add lines 5 and 10 .....22.
23. Excess interest deductions attributable to gross exempt unitary insurance or utility dividends *(from line 11)*. 23.
24. Other exempt income *(if line 23 is less than line 22, subtract line 23 from line 22; otherwise, enter **0**)* ... 24.
25. Excess interest deductions attributable to gross exempt income *(if line 23 is more than line 22, subtract line 22 from line 23; otherwise enter **0**)* ..... 25.

SCHEDULE B continued - Other exempt income *(see instructions)*

Part 7 - Entire net income (ENI) limitation on other exempt income

26. ENI *(from Form NYC-2 or NYC-2A, Schedule B, line 24)* ..... 26.
27. Other exempt income (if the safe harbor election is **not** made, enter the amount from line 20; if the safe harbor election is made, enter the amount from line 24) 27.
28. Total other exempt income allowed after ENI limitation *(enter the lesser of line 26 or line 27; if zero or less, enter **0**)* ..... 28.
29. Remaining ENI limitation *(subtract line 28 from line 26; if zero or less, enter **0**)* ..... 29.

SCHEDULE C - Investment income *(see instructions)*

Part 1 - 8% limitation on gross investment income *(see instructions)*

1. ENI *(from Form NYC-2 or NYC-2A, Schedule B, line 24)* ..... 1.
2. 8% of ENI *(multiply line 1 by 8% (.08); do not enter less than zero)* ..... 2.
3. Gross investment income from investments generating income **not** apportionable to New York under the U.S. Constitution. 3.
4. 8% limitation on gross investment income *(enter the greater of line 2 or line 3)* ..... 4.
5. Remaining 8% limitation *(subtract line 3 from line 4; if zero or less, enter **0**)* ..... 5.
6. Dividend income from investment capital from stocks **actually** held more than one year .. 6.
7. Net capital gains in excess of losses from investment capital from stocks **actually** held more than one year ..... 7.
8. Add lines 6 and 7 ..... 8.
9. Gross investment income from stocks **actually** held more than one year **after** 8% limitation *(enter the lesser of line 5 or line 8)* ..... 9.
10. Remaining balance of 8% limitation on gross investment income *(subtract line 9 from line 5; if zero or less, enter **0**)*.... 10.
11. Dividend income from investment capital from stocks **presumed** held more than one year 11.
12. Gross investment income from stocks **presumed** held more than one year **after** 8% limitation *(enter the lesser of line 10 or line 11)* ..... 12.
13. Total gross investment income *(add lines 3, 9 and 12)* ..... 13.

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Part 2 - 40% safe harbor reduction for gross investment income *(see instructions)*

14. **40% safe harbor reduction** *(if the safe harbor election is made, multiply line 13 by 40%; see instructions)*... 14.
15. Investment income after safe harbor reduction *(subtract line 14 from line 13; **skip Part 3 below and continue with Part 4**)* ..... 15.

Part 3 - Deductions attributable to investment capital to gross investment income - only if the safe harbor election is not made *(see instructions)*

16. Interest deductions **directly** attributable to investment capital or to gross investment income ..... 16.
17. Interest deductions **indirectly** attributable to investment capital or to gross investment income ..... 17.
18. Total interest deductions attributable to investment capital or to gross investment income *(add lines 16 and 17)*. 18.
19. Investment income *(if line 18 is less than line 13, subtract line 18 from line 13; otherwise, enter **0**)* ..... 19.
20. Excess interest deductions attributable to investment capital or to gross investment income *(if line 18 is more than line 13, subtract line 13 from line 18; otherwise enter **0**)* ..... 20.

Part 4 - Total investment income and excess deductions attributable

21. Investment income *(if the safe harbor election is made, enter the amount from line 15; if the safe harbor election is **not** made, enter the amount form line 19)* ..... 21.
22. Excess interest deductions attributable to investment capital or to gross investment income *(if the safe harbor election is made, enter **0**; if the safe harbor election is **not** made, enter the amount from line 20)*. 22.

Part 5 - ENI limitation on investment income

23. Total investment income allowed after ENI limitation *(enter the lesser of line 21 or Schedule B, line 29)*..... 23.

SCHEDULE D - Total investment and other exempt income and excess interest deductions attributable

1. Total investment and other exempt income *(add Schedule B, line 28 and Schedule C, line 23; enter here and on Form NYC-2 or NYC-2A, Schedule B, line 25)*.....1.		
2. Total excess interest deductions attributable to gross investment income, investment capital, and gross other exempt income *(add Schedule C, line 22, and either Schedule B, line 21 (if the safe harbor election is **not** made) or Schedule B, line 25 (if the safe harbor election is made); enter here and on NYC-2 or NYC-2A, Schedule B, line 27)*..... 2.		

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SCHEDULE E - Investment capital *(see instructions)*

Part 1 - Investment capital that generates income claimed not apportionable to New York under the U. S. Constitution

Description of asset *(identify each asset, and enter number of shares (if applicable) and date acquired here; for each asset complete columns D through H on the corresponding lines below)*

Item	A Description of asset	B Number of shares acquired, if applicable	C Date acquired	D Number of shares sold, if applicable	E Date sold	F Average FMV reported	G Liabilities attributable	H Net average FMV
A								
B								
C								
D								
E								
F								
Total from additional sheet(s)								
1. **Total columns F, G and H; enter here and on Form NYC-2 or NYC-2A, Schedule D, line 1** .....1.								

Part 2 - Investment capital - stocks actually held more than one year

Description of investment *(identify each investment, and enter number of shares and date acquired here; for each investment complete columns D through H on the corresponding lines below)*

Item	A Name/CUSIP/CINS/lot number	B Number of shares acquired	C Date acquired	D Number of shares sold	E Date sold	F Average FMV reported	G Liabilities attributable	H Net average FMV
A								
B								
C								
D								
E								
F								
Total from additional sheet(s)								
2. **Total columns F, G and H; enter here and on Form NYC-2 or NYC-2A, Schedule D, line 2** .....2.								

Part 3 - Investment capital - stocks presumed held more than one year

Description of investment (identify each investment, and enter number of shares and date acquired here; for each investment complete columns D through H on the corresponding lines below)

Item	A Name/CUSIP/CINS/lot number	B Number of shares acquired	C Date acquired	D Number of shares sold	E Date sold	F Average FMV reported	G Liabilities attributable	H Net average FMV
A								
B								
C								
D								
E								
F								
Total from additional sheet(s)								
3. **Total columns F, G and H; enter here and on Form NYC-2 or NYC-2A, Schedule D, line 3** .....3.								

Part 4 - Total Investment capital

4. **Total of all investment capital *(add lines 1, 2 and 3 in columns F, G and H)***.....4.			

SCHEDULE F - Current year addback of prior year presumed investment capital and investment income *(see instructions)*

A. If you have prior year presumed investment capital that failed to meet the holding period presumption, and if you amended your prior year return to reflect the fact that the stock was **not** investment capital (and that any related income was not investment income), mark an **X** in the box *(if you marked this box, do not complete Parts 1 and 2 below)* ..... **A.** ☐

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Part 1 - Addback of prior year presumed investment capital for stocks that did not meet the holding period requirement *(see instructions)*

Description of investment (identify each investment, and enter number of shares and date acquired here; for each investment complete columns D through H on the corresponding lines below)

Item	A Name/CUSIP/CINS/lot number	B Number of shares acquired	C Date acquired	D Number of shares sold	E Date sold	F Average FMV, as previously reported	G Liabilities attributable, as previously reported	H Net average FMV, as previously reported
A								
B								
C								
D								
E								
F								
Total from additional sheet(s)								
1.	**Total columns F, G and H; enter here and on Form NYC-2 or NYC-2A, Schedule D, line 5** ..... **1.**							

Part 2 - Addback of prior year presumed investment income for stocks that did not meet holding period requirement *(see instructions)*

2. Prior year **presumed** gross investment income **after** the 8% limitation for stocks presumed in the prior year to be held more than one year that failed to meet the holding period presumption *(see instructions)* ..... **2.**		
3. If the safe harbor election was made on the **prior year** return, multiply line 2 by 40% (.40) and enter the result; if the safe harbor election was **not** made on the prior year return, enter the amount of interest deductions directly and indirectly attributable on the **prior year** return to the specific stocks listed in Part 1 above or to the prior year income from those stocks shown on line 2 above *(see instructions)*..... **3.**		
4. Prior year **presumed** investment income from stocks presumed in the prior year to be held more than one year that failed to meet the holding period presumption *(subtract line 3 from line 2; if zero or less, enter **0**)* ..... **4.**		
5. Maximum addback based on prior year limitations *(enter the amount from prior year Form NYC-2.1, Schedule C, line 12)* ..... **5.**		
6. Addback of **prior** year presumed investment income for stocks not held more than one year *(Enter the lesser of line 4 or 5; enter here and on Form NYC-2 or NYC-2A, Schedule B, line 29. If zero or less, enter **0**)* ..... **6.**		