

**NET OPERATING LOSS DEDUCTION COMPUTATION**

**2020**

FOR UNINCORPORATED BUSINESS TAX FOR INDIVIDUALS, SINGLE-MEMBER LLCs, ESTATES AND TRUSTS

Attach to Form NYC-202 or NYC-202-EIN

For CALENDAR YEAR 2020 or FISCAL YEAR beginning \_\_\_\_\_ 2020 and ending \_\_\_\_\_

Print or Type ▼

Name as shown on NYC-202 or NYC-202-EIN:

INDIVIDUALS AND LLCs - ENTER YOUR SOCIAL SECURITY NUMBER:

\_\_\_\_ - \_\_\_\_ - \_\_\_\_\_

ESTATES AND TRUSTS - ENTER YOUR EMPLOYER IDENTIFICATION NUMBER:

\_\_\_\_ - \_\_\_\_\_

	YEAR 1		YEAR 2		YEAR 3		YEAR 4		YEAR 5	
	MM-DD-YYYY		MM-DD-YYYY		MM-DD-YYYY		MM-DD-YYYY		MM-DD-YYYY	
1a. Loss year ended										
1b. Allocated NYC net operating loss incurred										
2. Amount of Line 1b previously absorbed by year ended	MM-DD-YYYY:	AMOUNT:	MM-DD-YYYY:	AMOUNT:	MM-DD-YYYY:	AMOUNT:	MM-DD-YYYY:	AMOUNT:	MM-DD-YYYY:	AMOUNT:
3. Add line 2 plus any additional year(s) (Attach schedules)										
4. Subtract Line 3 from Line 1b										
5. Enter the amount from Form NYC-202 or NYC-202-EIN, Page 1, Schedule A, Line 10 (See instructions)										
6. Enter the lesser of Line 4 or Line 5										
7. Sum of the amounts on line 6. Enter here and on Form NYC-202 or NYC-202-EIN, Page 1, Schedule A, Line 11. This is your Net Operating Loss Deduction.	→									

**Note:** According to the federal Tax Cuts and Jobs Act of 2017, net operating losses (NOL) generated during or after 2018 generally may no longer be carried back. These losses may be carried forward indefinitely; however each year's NOL deduction will be limited to 80% of taxable income (without regard to the deduction).

Note further that for UBT purposes, Admin. Code §11-507(2)(c) decouples from the federal Coronavirus Aid, Relief, and Economic Security Act (CARES Act) provisions that temporarily reversed the Tax Cuts and Jobs Act changes relating to net operating losses for federal purposes. See Finance Memorandum 20-6 for more information.

*The schedule allows for up to five (5) loss years. If the current year's net operating loss deduction is derived from more years, please complete and attach separate schedule(s).*

The net operating loss deduction allowable on Form NYC-202 and NYC-202-EIN is computed in the same manner for unincorporated business tax purposes as it would be for federal income tax purposes, but taking into account only unincorporated business gross income and unincorporated business deductions allocated to New York City of the unincorporated business.

If the unincorporated business was carried on both inside and outside New York City during the year in which the net operating loss was sustained, the allowable current year's net operating loss deduction is to be determined by reference to the allocation basis or method used in the year the loss was sustained, regardless of whether the unincorporated business was carried on both inside and outside New York City during the current year

**LINE1a**

Enter the year ended date (MM-DD-YYYY) for the earliest loss year in column Year 1.

**LINE 1b**

Enter the amount of loss allocated to New York City.

**LINE 5**

If the amount on Schedule A, line 10 is a loss, enter "0." For Loss Years beginning on or prior to December 31, 2017 (pre-TCJA years), enter on line 5 the amount from Schedule A, line 10 reduced by the sum of the amounts entered on line 6, for any earlier loss years. For Loss Year beginning on or after January 1, 2018 (post-TCJA years), enter on line 5 80% of the amount from Form NYC-202 or NYC-202-EIN, Schedule A, line 10, reduced by the sum of the amounts en-

tered on line 6, for any earlier loss years. If utilizing losses from both pre- and post-TCJA years, the total amount carried from post-TCJA years may not exceed 80% of Schedule A, line 10, and the total combined deduction cannot exceed the amount of Form NYC-202 or NYC-202-EIN, Schedule A, line 10.

**Line 7**

Add the amounts on Line 6 and enter the total here and on Form NYC-202 or NYC-202-EIN, Page 1, Schedule A, Line 11.