



APPORTIONMENT AND ALLOCATION (For corporations and pass-through entities taxable both within and without Kentucky.)

2019

See instructions.

>	Attach to Form 720, 7	20S, 720U (P	rovider	s only), 725, 765	, or	70	65-GP.					
N	ame of Corporation or Pas	ss-through Ent	ity			ı	Federal Identification N	umb	er Ken		Corporation/LLET	Γ
	Check this box and com or member of a limited l tax return is a partner of tax return per KRS 141.2	liability pass-th r member of a	nrough e	ntity or general pa	artne	ers	hip doing business in K	entu	ıcky; or (ii) if the p	ass-tl	nrough entity filing	g thi
lf a	apportionment method ot	her than statu	tory for	nula is used:								
	Check this box: (i) if the I (a), and attach a copy of and apportionment met	the approval l	etter to t	he tax return; or (i	i) if t	the	company has made an	irre	vocable five year			
_	PART I—COMPUTATIO	N OF APPORTIC	ONMENT	FRACTION	P/	٩R	T II—APPORTIONMENT	AND	ALLOCATION OF I	NCON	ME (FORM 720 ONL	Y)
	Required for All Compa	nies-Receipts	Factor Co	omputation	1	Ne	t income (from Form 720, Pa	rt III,	line 17)	1		00
_				<u> </u>	2	De	duct non-apportionable inco	me (i	f applicable):			
Co	onvert line 3 to a percentage car	ried to four decim	iai piaces.			(a)	Interest		2(a)	00		
1	Kentucky receipts 1		00			(b)	Rents		(b)	00		
2	Total receipts 2		00				Royalties		(c)	00		
					1	(d)	Net gain or loss on sale or exchange of capital assets.		(d)	00		
3	Receipts factor (line 1 divided Required for PROVIDER		3 1 coo in	structions)		(e)	Total (lines (a) through (d))		(e)	00		
	(For informational p					(f)	Less related expenses		(5)	00)		
Co	onvert lines 4, 7, 10, 11, and 12 to	a percentage car	ried to fou	r decimal places.			(attach schedule)		(f) (Т
4	Double-weighted receipts fact	or [l		t non-apportionable income					00
_	(line 3 multiplied by 2)		4	%	ı		portionable income (line 1 le			4		00
5	Average value of Kentucky real/tangible] 3	mı	portionable income apportion Iltiplied by Part I, line 3)(prov	iders	s see instructions)	5		00
6	property (Part III) 5 Average value of total		00		6	Ad	d Kentucky non-apportionab	le ind	come (if applicable):			
Ü	real/tangible property (Part IV)		00			(a)	Interest		6(a)	00		
	(Fait IV)		00			(b)	Rents		(b)	00		
7	Property factor (line 5 divided	by line 6)	7	%			Royalties		(c)	00		
8	Kentucky payrolls 8		00			(d)	Net gain or loss on sale or exchange of capital assets.		(d)	00		
9	Total payrolls 9		00			(e)	Total (lines (a) through (d))		(e)	00		
	. ,				1	(f)	Less Kentucky					
10	Payroll factor (line 8 divided by	y line 9)	10	%			related expenses (attach schedule)		(f) (00)		
11	Total (add lines 4, 7, and 10)		11	%	7	Ke	ntucky net non-apportionabl	e inco	ome	7		00
12	Apportionment fraction—line by 4 or number of factors pres					т.,	kable net income (line 5 plus	lina -	7) (antar hara and			
	representing 2 factors)		12	%	8		Form 720, Part III, line 18)			8		00
_	PART III—KENTU	JCKY REAL/TAI	NGIBLE P	ROPERTY		╀		TOT	AL REAL/TANGIBL	E PRO	PERTY	
	PROPERTY	A. Beginning	of Year	B. End of Year	r	╀	PROPERTY		A. Beginning of `	Year	B. End of Year	
	Inventories 1		00		00	1	Inventories	1		00		00
	Buildings 2		00		00	1	Buildings	2		00		00
	Machinery and equipment 3 Land		00		00	1	Machinery and equipment	3		00		00
	Other tangible assets 5		00		00	1	Cand	5		00		00
	Total (lines 1 through 5) 6		00		00	1	Total (lines 1 through 5)	6		00		00
						1			•			
7	Average value of real/tangible p Kentucky, total of line 6, column					7	Average value of real/tang everywhere, total of line 6					
	divided by 2		7		00		divided by 2			. 7		00
8	Leased property (Eight times th	e annual rental				8	Leased property (Eight tim	es th	e annual rental			
	rate less subrentals)		8		00	-	rate less subrentals)			8		00
9	Total (lines 7 and 8) (enter on Pa	art I, line 5)	9		00	9	Total (lines 7 and 8) (enter	on Pa	art I, line 6)	9		00

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SCHEDULEA	(2019)

Schedule A—Apportionment and Allocation Continuation Sheet

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		Required	Required by All Companies	anies			Required for Provi (For informational purpos	Required for Providers (KRS 141.121) (For informational purposes for all other companies)	
	4	ω	ပ	۵	ш	L	g	I	-
	Name	Federal Identification Number	Kentucky Corporation/LLET Account Number	Kentucky Receipts	Total Receipts	Average Value of Kentucky Real/Tangible Property	Average Value of Total Real/Tangible Property	Kentucky Payrolls	Total Payrolls
<u></u>	1 Taxpayer								
<u>"</u>	ELECTIVE CONSOLIDATED GROUP	ED GROUP							
'\	2								
(7)	3								
	4								
	5								
ш (9								
	7								
	8								
	6								
N 10	0								
1	1								
A 12	2								
13	3								
1	14 Intercompany Eliminations	•							
1	15 Section A Subtotal (add lines 2 through 14 of this page only)	nes 2 through 14 of thi	is page only)						
10	16 Section A Total (Sum line 15 of all pages)	15 of all pages)							
-	PASS-THROUGH ENTITIES	IES							
''	2								
(*)	3								
	4								
Ш	5								
	9								
	00								
၈ ၁	6								
	10								
B	11								
 	12								
~									
Ė	14 Section B Subtotal (add lines 2 through 13 of this page only)	ines 2 through 13 of th	is page only)						
Ę	15 Section B Total (Sum line 14 of all pages)	14 of all pages)							
S	GRAND TOTAL (add Line 1, Section A, Line 16, and Section B, Line 15)	section A, Line 16, an	d Section B, Line 15)						
	Carry GRAND TOTAL To Schedule A, Part I	L To Schedule A, F	artl	Line 1	Line 2	Line 5	Line 6	Line 8	Line 9

General—A corporation that is taxable in this state and another state must apportion and allocate net income to Kentucky per KRS 141.120. A pass–through entity doing business within and without the state must compute an apportionment fraction per KRS 141.206(11)(b). Public service companies (defined in KRS 136.120) and financial organizations must apportion and allocate net income per KRS 141.121(5). The apportionment fraction for a Provider, as defined in KRS 141.121, continues to be calculated using a three (3)-factor formula as provided in KRS 141.901 for tax years beginning on or after January 1, 2018. Regulatory guidance on the sourcing of receipts in accordance with KRS 141.120 is provided in 103 KAR 16.270. Visit www.lrc. ky.gov to view this regulation along with the latest on regulatory proposals.

A corporation must use the statutory formula unless the corporation has been required or granted approval in writing by the Department of Revenue to use an alternative method per KRS 141.120(12) or the corporation qualifies for and elects an alternative apportionment per KRS 141.121(4). A copy of the letter from the Department of Revenue requiring or granting approval to use a method other than the statutory formula or a statement electing an alternative apportionment method per KRS 141.121(4) must be attached to the return when filed.

Elective Consolidated Returns—An affiliated group filing an elective consolidated return is treated as a single corporation. All transactions between members of the affiliated group must be eliminated in determining the receipts, property, and payroll factors.

Unitary Combined Returns—Attach to Form 720U if you are a provider included in a unitary combined return in accordance with KRS 141.201. All other members that are not providers will compute their apportionment factors on Form 720U, Schedule U5.

Use page 2, Section A, Apportionment and Allocation Continuation Sheet, to show the consolidated factors computation.

PART I—COMPUTATION OF APPORTIONMENT FRACTION

Schedule A must be submitted with the applicable tax return (Form 720, 720S, 720U (Providers only), 725, 765, or 765-GP). If the corporation or any corporation in an affiliated group filing Schedule A owns an interest in a limited liability pass-through entity or a general partnership doing business in Kentucky, complete page 2, Section B, Apportionment and Allocation Continuation Sheet. If the pass-through entity filing Schedule A owns an interest in a pass-through entity doing business in Kentucky, complete page 2, Section B, Apportionment and Allocation Continuation Sheet.

If page 2 is required, enter the amounts from Section C, Columns D and E on the corresponding lines of Schedule A, page 1. "Providers," as defined in KRS 141.121(1)(e), must enter the amounts from Section C, Columns D through I on the corresponding lines of Schedule A, page 1. The apportionment fraction is then determined by completing Schedule A, Part I, Line 3 for all companies. For Providers the apportionment fraction is determined by completing Schedule A, Part I, Lines 3, 4, 7, 10, 11, and 12.

A corporation or pass-through entity not required to complete page 2 must compute its apportionment fraction as follows:

Lines 1 through 3—Receipts—Total receipts include all gross receipts, other than non-apportionable receipts. Receipts of tangible personal property sales are assigned to Kentucky if the property is delivered or shipped to a purchaser in Kentucky, regardless of the f.o.b. point or other conditions of sale. Receipts of tangible personal property sales to the U.S. government are assigned to Kentucky if the property is shipped from Kentucky.

KRS 141.120(11) provides that receipts other than receipts of tangible personal property sales are assigned to Kentucky if the taxpayer's market for the sales is in Kentucky.

The following are general guidelines for assigning receipts to Kentucky, but should not be considered all-inclusive. Receipts are assigned to Kentucky in the following instances:

- A. Real property that is sold, rented, leased, or licensed to the extent the property is located in Kentucky.
- B. <u>Tangible personal property</u> that is rented, leased, or licensed to the extent the property is located in Kentucky.
- C. A <u>service</u> that is provided to the extent it is delivered to a location in Kentucky.
- D. 1. Intangible property that is rented, leased, or licensed if and to the extent the property is used in Kentucky, provided that intangible property utilized in marketing a good or service to a customer is used in Kentucky if that good or service is purchased by a consumer who is in Kentucky; and
 - 2. Intangible property that is sold, if and to the extent the property is used in Kentucky, provided that:
 - A contract right, government license, or similar intangible property that authorizes the holder to conduct a business activity in a specific geographic area is used in this state if the geographic area includes all or part of this state;
 - ii. Receipts from intangible property sales that are contingent on the productivity, use, or disposition of the intangible property shall be treated as receipts from the rental, lease, or licensing of the intangible property under KRS 141.120(11)(a)4.a.; and
 - All other receipts from a sale of intangible property shall be excluded from the numerator and denominator of the receipts factor.

Receipts Factor—For all companies except Providers (KRS 141.121), apportionable income must be multiplied by a fraction, the numerator of which is the total Kentucky receipts and the denominator of which is the total everywhere receipts.

Lines 4 through 10—Required to be completed by Providers per KRS 141.121(1)(e). For all other companies, these lines must be completed for informational purposes. The apportionment fraction for a Provider continues to be calculated using a

three (3)-factor formula as provided in KRS 141.901 for tax years beginning on or after January 1, 2018. Provider means any corporation engaged in the business of providing: (1) Communications service as defined in KRS 136.602; (2) Cable service as defined in KRS 136.602; or (3) Internet access as defined in 47 U.S.C. sec. 151.

Property—Total property includes all real and tangible personal property owned or rented and used during the taxable year. Property owned is valued at original cost. Leased property is valued at eight times the annual rental rate less any non-apportionable subrentals. Real and tangible personal properties are assigned to Kentucky if owned or rented and used in Kentucky. Exclude (1) construction in progress and (2) property which has been certified by Kentucky as a pollution control facility and is owned or leased by the corporation.

Payroll—Total payroll includes all compensation paid or payable by the corporation during the tax period. Kentucky payroll is that portion of total payroll that is paid or payable for services performed within the state. Compensation is paid or payable in this state if: (1) the individual's service is performed entirely within the state; (2) the individual's service is performed both within and without the state, but the service performed without the state is incidental to the individual's service within the state; or (3) some of the service is performed in the state and the base of operations or, if there is no base of operations, the place from which the service is directed or controlled is in the state, or the base of operations or the place from which the service is directed or controlled is not in any state in which some part of the service is performed, but the individual's residence is in this state.

Lines 11 and 12—To be completed by a Provider (KRS 141.121) with a valid REASON CODE entered in the PROVIDER BUSINESS box located on Page 1 of the return. See Item H for Form 720, Item G for Forms 720S and 765, Item F for Form 725, and Item D for Form 765-GP. The apportionment fraction for a provider continues to be calculated using a three (3)-factor formula as provided in KRS 141.901.

PART II—APPORTIONMENT AND ALLOCATION OF INCOME

Apportionable income arises from transactions and activities in the regular course of the corporation's trade or business and includes income from tangible and intangible property if the acquisition, management, or disposition of the property is or was related to the operation of the taxpayer's trade or business.

Classifying income by categories (such as interest, rents, royalties, and capital gains) does not determine whether income is apportionable or non-apportionable. For example, gain or loss recognized on the sale of property may be apportionable income or non-apportionable income depending upon its relationship to the corporation's trade or business.

Non-apportionable income means all income other than apportionable income less all direct or indirect expenses attributable to the production of this income. Rents and royalties

from real or tangible personal property, capital gains, interest, or patent or copyright royalties, to the extent that they constitute nonapportionable income, shall be allocated as provided in KRS 141.120 (5) through (8).

Line 5—Apportionable Income Apportioned to Kentucky for Providers (KRS 141.121) Only—Line 4 multiplied by Part I, Line 12. APPORTIONMENT AND ALLOCATION—CONTINUATION SHEET

Line 1—Enter the parent company FEIN and information on Line 1 and the subsidiaries and pass-through entities on Lines 2 through 13 of the applicable section. If multiple continuation pages are needed, Line 1 should only be filled out on the first page.

Columns F through I—Required to be completed by Providers per KRS 141.121(1)(e). For all other companies these lines must be completed for informational purposes. The apportionment fraction for a Provider continues to be calculated using a three (3)- factor formula as provided in KRS 141.901 for tax years beginning on or after January 1, 2018.

ELECTIVE CONSOLIDATED GROUP

Section A, Lines 2 through 14—Report the apportioned factors for the members of an Elective Consolidated Group, including Kentucky Schedules K-1 received from pass-through entities. Report all member information in the total, and enter intercompany transactions as a negative amount on Line 14 per KRS 141.201.

Line 15—Section A Subtotal—Add Lines 2 through 14 of this page only.

Line 16—Section A Total—If multiple continuation pages are needed, add the subtotals from Line 15 of each page and reflect the total of all pages on the first continuation page.

PASS-THROUGH ENTITIES

Section B, Lines 2 through 13—Report the apportioned factors received from pass-through entities on Schedule K-1.

Note: If a subsidiary receives a Kentucky Schedule K-1, the pass-through items should be reported in Section A only.

Line 14—Section B Subtotal—Add Lines 2 through 13 of this page only.

Line 15—Section B Total—If multiple continuation pages are needed, add the subtotals from Line 14 of each page and reflect the total of all pages on the first continuation page.

GRAND TOTAL

Section C—Add Line 1, Section A, Line 16, and Section B, Line 15 then carry the Grand Total to Schedule A, Part I. Check the appropriate box at the top of Schedule A, Page 1, and enter all apportionment and allocation calculations.