

2007 Form 2210, Underpayment of Estimated Tax by Individuals, Estates, and Trusts

Purpose: This is the first circulation draft of the 2007 Form 2210 for your review and comments. See below for a discussion of the major changes.

TPCC Meeting: None, but one may be arranged if requested.

Prior Versions: The 2006 Form 2210 is available at:
<http://www.irs.gov/pub/irs-pdf/f2210.pdf>

Instructions: The 2007 Instructions for Form 2210 will be circulated at a later date. The 2006 instructions are available at:
<http://www.irs.gov/pub/irs-pdf/i2210.pdf>

Other products: Circulation of draft tax forms, instructions, notices, and publications are posted at:
http://taxforms.web.irs.gov/draft_products.html

Comments: Please email, fax, call or mail me using information below and Judy Pohlmann, (Reviewer) judith.l.pohlmann@irs.gov, with any comments by **July 23, 2007**.

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Description of Major Changes for 2007 Form 2210, Underpayment of Estimated Tax by Individuals, Estates, and Trusts

Page 1

- On line 3, the refundable credit for prior year minimum tax was added to the list of refundable credits. P.L. 109-432, Div A, Title IV, § 402 and IRC 6654(f)(3)
- Part II, item D, has been clarified. Federal income tax withheld on income from all sources can be treated as paid on the date withheld, not only tax withheld from wages.

Page 2

- The second item under "You may use the short method if:" has been clarified.
- On line 15, the factor is yet to be determined. The line 15 factor is the sum of all the factors for all rating periods for all installments applicable to the rate period (rounded to 5 decimal places). The factor will be computed as follows: interest rate for the rate period x the number of days that rate is applicable for that installment/total days in the year (365 for 2007 / 366 for 2008) ÷ by 4.

- The information concerning the special rate for Katrina was deleted as that is no longer applicable.
- On line 16, the factor is yet to be determined. This factor is determined by dividing the interest rate for the first quarter of 2008 (TBD) by the number of days in 2008 (366).
- On line 17, the references for Forms 1040A and 1040NR-EZ were revised to reflect changes on those forms.

Page 3

- Section B: the rate is only available for April 16 – September 30. This section will need to be adjusted as interest rates are known. The latest possible date on Rate Period 1 will be December 31, 2007.
 - On line 28, rate for quarters 1 – 3 is .08. (Quarters 1 and 2, Rev. Rul. 2007-16)(Quarter 3, per Raymond Bailey(CC:PA:01))
- On line 31, the references for Forms 1040A and 1040NR-EZ were revised to reflect changes on those forms.

Page 4

- On line 6, the itemized deduction limitation amount was revised. (Rev. Proc. 2006-53)
- On line 10, the exemption amount and phase out amount was revised. (Rev. Proc. 2006-53)
- On Line 27, the prorated social security amount was revised for each period. (Notice 2006-102)

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**Underpayment of
Estimated Tax by Individuals, Estates, and Trusts**

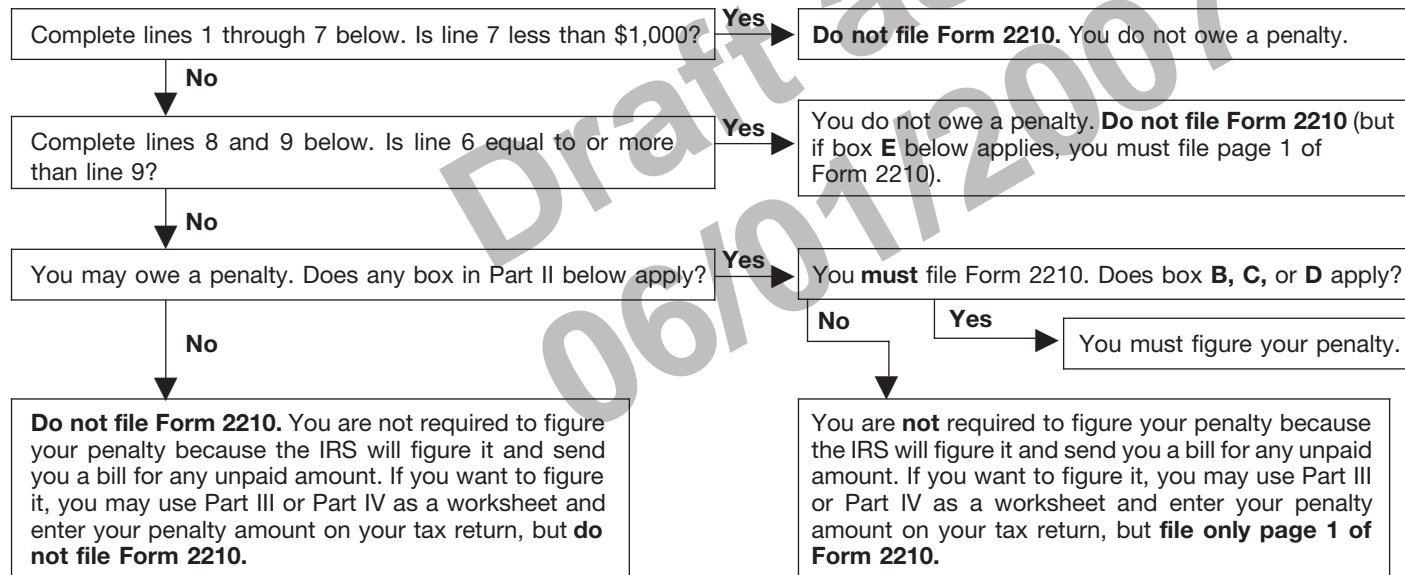
▶ See separate instructions.

▶ Attach to Form 1040, 1040A, 1040NR, 1040NR-EZ, or 1041.

Name(s) shown on tax return

Identifying number

Do You Have To File Form 2210?



Part I Required Annual Payment (see page 2 of the instructions)

1	Enter your 2007 tax after credits from Form 1040, line 57 (or comparable line of your return)		
2	Other taxes, including self-employment tax (see page 3 of the instructions)		
3	Refundable credits. Enter the total of your earned income credit, additional child tax credit, credit for federal tax paid on fuels, health coverage tax credit, and refundable credit for prior year minimum tax	()
4	Current year tax. Combine lines 1, 2, and 3. If less than \$1,000, you do not owe a penalty; do not file Form 2210		
5	Multiply line 4 by 90% (.90)	5	
6	Withholding taxes. Do not include estimated tax payments. See page 3 of the instructions		
7	Subtract line 6 from line 4. If less than \$1,000, you do not owe a penalty; do not file Form 2210		
8	Maximum required annual payment based on prior year's tax (see page 3 of the instructions)		
9	Required annual payment. Enter the smaller of line 5 or line 8		

Next: Is line 9 more than line 6?

- No.** You **do not** owe a penalty. **Do not file Form 2210** unless box **E** below applies.
- Yes.** You may owe a penalty, but **do not file Form 2210** unless one or more boxes in Part II below applies.
 - If box **B, C, or D** applies, you must figure your penalty and file Form 2210.
 - If only box **A or E** (or both) applies, file only page 1 of Form 2210. You are **not** required to figure your penalty; the IRS will figure it and send you a bill for any unpaid amount. If you want to figure your penalty, you may use Part III or IV as a worksheet and enter your penalty on your tax return, but **file only page 1 of Form 2210**.

Part II Reasons for Filing. Check applicable boxes. If none apply, **do not file Form 2210**.

- A** You request a **waiver** (see page 2 of the instructions) of your entire penalty. You must check this box and file page 1 of Form 2210, but you are not required to figure your penalty.
- B** You request a **waiver** (see page 2 of the instructions) of part of your penalty. You must figure your penalty and waiver amount and file Form 2210.
- C** Your income varied during the year and your penalty is reduced or eliminated when figured using the **annualized income installment method**. You must figure the penalty using Schedule AI and file Form 2210.
- D** Your penalty is lower when figured by treating the federal income tax withheld from your income as paid on the dates it was actually withheld, instead of in equal amounts on the payment due dates. You must figure your penalty and file Form 2210.
- E** You filed or are filing a joint return for either 2006 or 2007, but not for both years, and line 8 above is smaller than line 5 above. You must file page 1 of Form 2210, but you are **not** required to figure your penalty (unless box **B, C, or D** applies).

Part III Short Method

You may use the short method if:

- You made no estimated tax payments (or your only payments were withheld federal income tax), **or**
- You paid the same amount of estimated tax on each of the four payment due dates.

You must use the regular method (Part IV) instead of the short method if:

- You made any estimated tax payments late,
- You checked box **C** or **D** in Part II, **or**
- You are filing Form 1040NR or 1040NR-EZ and you did not receive wages as an employee subject to U.S. income tax withholding.

Note: If any payment was made earlier than the due date, you may use the short method, but using it may cause you to pay a larger penalty than the regular method. If the payment was only a few days early, the difference is likely to be small.



You do not need to file Form 2210 unless you checked a box in Part II on page 1.

10	Enter the amount from Form 2210, line 9				10		
11	Enter the amount, if any, from Form 2210, line 6	11					
12	Enter the total amount, if any, of estimated tax payments you made	12					
13	Add lines 11 and 12				13		
14	Total underpayment for year. Subtract line 13 from line 10. If zero or less, stop here; you do not owe the penalty. Do not file Form 2210 unless you checked box E on page 1				14		
15	Multiply line 14 by .0XXXX				15		
16	<ul style="list-style-type: none"> ● If the amount on line 14 was paid on or after 4/15/08, enter -0-. ● If the amount on line 14 was paid before 4/15/08, make the following computation to find the amount to enter on line 16. 						
	Amount on line 14 × Number of days paid before 4/15/08 × .000XX				16		
17	Penalty. Subtract line 16 from line 15. Enter the result here and on Form 1040, line 77; Form 1040A, line 47; Form 1040NR, line 75; Form 1040NR-EZ, line 26; or Form 1041, line 26 . . . ▶				17		

Part IV Regular Method (See page 3 of the instructions if you are filing Form 1040NR or 1040NR-EZ.)

Section A—Figure Your Underpayment		Payment Due Dates			
		(a) 4/15/07	(b) 6/15/07	(c) 9/15/07	(d) 1/15/08
18	Required installments. If box C in Part II applies, enter the amounts from Schedule AI, line 25. Otherwise, enter 25% (.25) of line 9, Form 2210, in each column	18			
19	Estimated tax paid and tax withheld (see page 3 of the instructions). For column (a) only, also enter the amount from line 19 on line 23. If line 19 is equal to or more than line 18 for all payment periods, stop here; you do not owe a penalty. Do not file Form 2210 unless you checked a box in Part II Complete lines 20 through 26 of one column before going to line 20 of the next column.	19			
20	Enter the amount, if any, from line 26 in the previous column	20			
21	Add lines 19 and 20	21			
22	Add the amounts on lines 24 and 25 in the previous column	22			
23	Subtract line 22 from line 21. If zero or less, enter -0-. For column (a) only, enter the amount from line 19	23			
24	If line 23 is zero, subtract line 21 from line 22. Otherwise, enter -0-	24			
25	Underpayment. If line 18 is equal to or more than line 23, subtract line 23 from line 18. Then go to line 20 of the next column. Otherwise, go to line 26	25			
26	Overpayment. If line 23 is more than line 18, subtract line 18 from line 23. Then go to line 20 of the next column	26			

Section B—Figure the Penalty (Complete lines 27 through 30 of one column before going to the next column.)

		4/15/07	6/15/07	9/15/07	
Rate Period 1	April 16, 2007—September 30, 2007				
	27 Number of days from the date shown above line 27 to the date the amount on line 25 was paid or 9/30/07, whichever is earlier	Days:	Days:	Days:	
	28 Underpayment on line 25 (see page 4 of the instructions) × $\frac{\text{Number of days on line 27}}{365} \times .08$				
Rate Period 2	January 1, 2008—April 15, 2008				
	29 Number of days from the date shown above line 29 to the date the amount on line 25 was paid or 4/15/08, whichever is earlier	Days:	Days:	Days:	Days:
	30 Underpayment on line 25 (see page 5 of the instructions) × $\frac{\text{Number of days on line 29}}{366} \times .08$				
31	Penalty. Add all amounts on lines 28 and 30 in all columns. Enter the total here and on Form 1040, line 77; Form 1040A, line 47; Form 1040NR, line 75; Form 1040NR-EZ, line 26; or Form 1041, line 26; but do not file Form 2210 unless you checked a box in Part II				31 \$

Schedule AI—Annualized Income Installment Method (See pages 5, 6, and 7 of the instructions.)

Estates and trusts, **do not** use the period ending dates shown to the right. Instead, use the following: 2/28/07, 4/30/07, 7/31/07, and 11/30/07.

	(a) 1/1/07-3/31/07	(b) 1/1/07-5/31/07	(c) 1/1/07-8/31/07	(d) 1/1/07-12/31/07
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Part I Annualized Income Installments

1	Enter your adjusted gross income for each period (see instructions). (Estates and trusts, enter your taxable income without your exemption for each period.)			
2	4	2.4	1.5	1
3	Annualized income. Multiply line 1 by line 2			
4	Enter your itemized deductions for the period shown in each column. If you do not itemize, enter -0- and skip to line 7. (Estates and trusts, enter -0-, skip to line 9, and enter the amount from line 3 on line 9.)			
5	4	2.4	1.5	1
6	Multiply line 4 by line 5 (see instructions if line 3 is more than \$78,200)			
7	In each column, enter the full amount of your standard deduction from Form 1040, line 40, or Form 1040A, line 24 (Form 1040NR or 1040NR-EZ filers, enter -0-. Exception: Indian students and business apprentices, enter standard deduction from Form 1040NR, line 37, or Form 1040NR-EZ, line 11.)			
8	Enter the larger of line 6 or line 7			
9	Subtract line 8 from line 3			
10	In each column, multiply \$3,400 by the total number of exemptions claimed (see instructions if line 3 is more than \$117,300). (Estates and trusts and Form 1040NR or 1040NR-EZ filers, enter the exemption amount shown on your tax return.)			
11	Subtract line 10 from line 9			
12	Figure your tax on the amount on line 11 (see instructions)			
13	Self-employment tax from line 34 below (complete Part II)			
14	Enter other taxes for each payment period (see instructions)			
15	Total tax. Add lines 12, 13, and 14			
16	For each period, enter the same type of credits as allowed on Form 2210, lines 1 and 3 (see instructions)			
17	Subtract line 16 from line 15. If zero or less, enter -0-			
18	22.5%	45%	67.5%	90%
19	Multiply line 17 by line 18			
20	Complete lines 20–25 of one column before going to line 20 of the next column.			
20	Enter the total of the amounts in all previous columns of line 25			
21	Subtract line 20 from line 19. If zero or less, enter -0-			
22	Enter 25% (.25) of line 9 on page 1 of Form 2210 in each column			
23	Subtract line 25 of the previous column from line 24 of that column			
24	Add lines 22 and 23			
25	Enter the smaller of line 21 or line 24 here and on Form 2210, line 18			

Part II Annualized Self-Employment Tax (Form 1040 filers only)

26	Net earnings from self-employment for the period (see instructions)			
27	\$24,375	\$40,625	\$65,000	\$97,500
28	Enter actual wages for the period subject to social security tax or the 6.2% portion of the 7.65% railroad retirement (tier 1) tax			
29	Subtract line 28 from line 27. If zero or less, enter -0-			
30	0.496	0.2976	0.186	0.124
31	Multiply line 30 by the smaller of line 26 or line 29			
32	0.116	0.0696	0.0435	0.029
33	Multiply line 26 by line 32			
34	Add lines 31 and 33. Enter here and on line 13 above			