



**Note:** *The draft you are looking for begins on the next page.*

## **Caution: DRAFT—NOT FOR FILING**

This is an early release draft of an IRS tax form, instructions, or publication, which the IRS is providing for your information. **Do not file draft forms** and do **not** rely on draft forms, instructions, and publications for filing. We do **not** release draft forms until we believe we have incorporated all changes (except when explicitly stated on this coversheet). However, unexpected issues occasionally arise, or legislation is passed—in this case, we will post a new draft of the form to alert users that changes were made to the previously posted draft. Thus, there are never any changes to the last posted draft of a form and the final revision of the form. Forms and instructions generally are subject to OMB approval before they can be officially released, so we post only drafts of them until they are approved. Drafts of instructions and publications usually have some changes before their final release.

Early release drafts are at [IRS.gov/DraftForms](https://www.irs.gov/DraftForms) and remain there after the final release is posted at [IRS.gov/LatestForms](https://www.irs.gov/LatestForms). All information about all forms, instructions, and pubs is at [IRS.gov/Forms](https://www.irs.gov/Forms).

Almost every form and publication has a page on IRS.gov with a friendly shortcut. For example, the Form 1040 page is at [IRS.gov/Form1040](https://www.irs.gov/Form1040); the Pub. 501 page is at [IRS.gov/Pub501](https://www.irs.gov/Pub501); the Form W-4 page is at [IRS.gov/W4](https://www.irs.gov/W4); and the Schedule A (Form 1040/SR) page is at [IRS.gov/ScheduleA](https://www.irs.gov/ScheduleA). If typing in a link above instead of clicking on it, be sure to type the link into the address bar of your browser, not a Search box.

If you wish, you can submit comments to the IRS about draft or final forms, instructions, or publications at [IRS.gov/FormsComments](https://www.irs.gov/FormsComments). We cannot respond to all comments due to the high volume we receive and may not be able to consider many suggestions until the subsequent revision of the product.

If you have comments on reducing paperwork and respondent (filer) burden, with respect to draft or final forms, please respond to the relevant information collection through the Federal Register process; for more info, click [here](#).

**Limitation on Business Losses**

Department of the Treasury  
Internal Revenue Service

Attach to your tax return.

Go to [www.irs.gov/Form461](http://www.irs.gov/Form461) for instructions and the latest information.

Attachment  
Sequence No. **64**

Name(s) shown on return

Identifying number

**Part I Total Income/Loss Items**  
See instructions if you are filing a tax return other than Form 1040 or 1040-SR.

<b>1</b>	Reserved for future use	<b>1</b>
<b>2</b>	Enter amount from Schedule 1 (Form 1040), line 3	<b>2</b>
<b>3</b>	Enter amount from Form 1040 or 1040-SR, line 7	<b>3</b>
<b>4</b>	Enter amount from Schedule 1 (Form 1040), line 4	<b>4</b>
<b>5</b>	Enter amount from Schedule 1 (Form 1040), line 5	<b>5</b>
<b>6</b>	Enter amount from Schedule 1 (Form 1040), line 6	<b>6</b>
<b>7</b>	Reserved for future use	<b>7</b>
<b>8</b>	Enter other income, gain, or losses from a trade or business not reported on lines 1 through 7	<b>8</b>
<b>9</b>	Combine lines 1 through 8	<b>9</b>

**Part II Adjustment for Amounts Not Attributable to Trade or Business**  
See instructions if you are filing a tax return other than Form 1040 or 1040-SR.

<b>10</b>	Enter any income or gain reported on lines 1 through 8 that is not attributable to a trade or business	<b>10</b>
<b>11</b>	Enter any losses or deductions reported on lines 1 through 8 that are not attributable to a trade or business. See instructions	<b>11</b>
<b>12</b>	Subtract line 11 from line 10	<b>12</b>

**Part III Limitation on Losses**

<b>13</b>	If line 12 is a negative number, enter it here as a positive number. If line 12 is a positive number, enter it here as a negative number	<b>13</b>
<b>14</b>	Add lines 9 and 13	<b>14</b>
<b>15</b>	Enter \$270,000 (or \$540,000 if married filing jointly)	<b>15</b>
<b>16</b>	Add lines 14 and 15. If less than zero, enter the amount from line 16 as a positive number on Schedule 1 (Form 1040), line 8p. See instructions if you are filing a tax return other than a Form 1040 or 1040-SR. If zero or greater, do not attach this form to your tax return	<b>16</b>