

# Arkansas 2009

## Individual Income Tax

Forms and Instructions



## Short Booklet Full Year Resident Only

**Governor Mike Beebe**

### Using e-file will allow you to:

- ◆ Join the 791,500 who e-filed last year.
- ◆ Get a confirmation # proving you filed.
- ◆ Receive a refund in less than 10 days.
- ◆ Choose direct deposit option for faster refund and additional security.
- ◆ File your return free of math errors.

### Other E-Services available for all filers:

- ◆ On-line refund inquiry 24/7 to avoid time consuming phone calls
- ◆ Pay tax by credit card
- ◆ See page 6 of the booklet for details

### Free File Alliance:

- ◆ Want to file your return for free?
- ◆ Did you make \$54,000 or less?
- ◆ Are you eligible for the Federal Earned Income Tax Credit?
- ◆ Are you a member of the military?

As a member of the "Free File Alliance", the State of Arkansas is able to offer certain taxpayers the opportunity to electronically file their return with no fee. If you meet certain criteria you may be eligible for this program. Go to our website for details.

[www.arkansas.gov/dfa/income\\_tax/freefile.html](http://www.arkansas.gov/dfa/income_tax/freefile.html)

### Tax Tables:

The tax brackets are indexed for inflation. The highest tax rate on net income now begins at \$32,600 (increased from \$31,700 in 2008).

### For your questions/comments:

Manager, Individual Income Tax  
P. O. Box 3628  
Little Rock, AR 72203



# QUICK AND EASY ACCESS TO TAX HELP AND FORMS

**AUTOMATED REFUND INQUIRY (501) 682-0200 OR (800) 438-1992**



## Internet

You can access the Department of Finance and Administration's website at:

**[www.arkansas.gov/dfa](http://www.arkansas.gov/dfa)**

- Check the status of your refund
- Download current and prior year forms and instructions
- Access latest income tax news and archived news
- Get e-file information

You can e-mail questions to:

**[individual.income@dfa.arkansas.gov](mailto:individual.income@dfa.arkansas.gov)**



## Mail

Choose the appropriate address below to mail your return:

### TAX DUE RETURN:

Arkansas State Income Tax  
P.O. Box 2144  
Little Rock, AR 72203-2144

### REFUND RETURN:

Arkansas State Income Tax  
P.O. Box 1000  
Little Rock, AR 72203-1000

### NO TAX DUE RETURN:

Arkansas State Income Tax  
P.O. Box 8026  
Little Rock, AR 72203-8026

Be sure to apply sufficient postage or your return will not be delivered by the U.S. Postal Service.



## Phone

Automated Refund Inquiry..... (501) 682-0200  
**or** (800) 438-1992

By calling the automated refund lines, 24 hours a day, 7 days a week taxpayers may access general refund information.

Individual Income Tax Hotline..... (501) 682-1100  
**or** (800) 882-9275

Representatives are available to assist callers at the numbers above during normal business hours (Monday through Friday - 8:00 a.m. to 4:30 p.m.) with:

- Taxpayer Assistance
- Notices Received
- Forms
- Amended Returns
- Audit and Examination
- Payment Information

(For Hearing Impaired Access call (501) 682-4795 using a Text Telephone Device.)

Other Useful Phone Numbers:

Estimated Tax ..... (501) 682-7272  
Withholding Tax ..... (501) 682-7290  
Collections ..... (501) 682-4720  
Revenue Legal Counsel ..... (501) 682-7030  
Corporate Income Tax ..... (501) 682-4775  
Sales and Use Tax..... (501) 682-7104  
Office of Problem Resolution and... (501) 682-7751  
Tax Information Office (Offers In Compromise)

Internal Revenue Service ..... (800) 829-1040  
Social Security Administration ..... (800) 772-1213



## Walk-In

Representatives are available to assist walk-in taxpayers with income tax questions, but are not available to prepare your return.

No appointment is necessary, but plan to arrive before 4:00 p.m. to allow sufficient time for assistance.

The Individual Income Tax Office is located in Room 2300, Ledbetter Building, at 1816 W. 7th Street in Little Rock.

Office hours are Monday through Friday from 8:00 a.m. to 4:30 p.m.



## Forms

- Access our website at:  
**[www.arkansas.gov/dfa](http://www.arkansas.gov/dfa)**

- Call the Individual Income Tax Hotline (see "Phone")

- Obtain at county revenue offices

- Write to:

**Arkansas State Income Tax Forms  
P.O. 3628  
Little Rock, AR 72203-3628**

# CONTENTS

Access to Tax Help and Forms .....	2
Who Can Use the Short Form .....	4
Special Information for 2009.....	5
Frequently Asked Questions.....	5
In Case the IRS Audits You.....	5
Electronic Filing Information .....	6
Other E-Services .....	6
Consumer Use Form .....	7
Instructions (general information) .....	8-10
Instructions (line by line).....	11-13
Low Income Tax Tables .....	14-15
Regular Tax Table .....	16-18
Forms Inserts	
AR1000S	
AR1000-CO	
Voter Registration	
Before Mailing Your Return Checklist .....	Back Cover

# WHO CAN USE THE SHORT FORM

There are three types of income tax returns for individuals. Form AR1000NR is used by nonresidents and part-year residents. Form AR1000 and Form AR1000S are used only by full-year residents. All full-year residents may use Form AR1000, however, **if you qualify, you will save time by using Form AR1000S.** (Some people **must** use Form AR1000 as explained below.)

## YOU CAN USE THE SHORT FORM (AR1000S) IF:

### YOU ARE:

- Single
- Married
- Head of Household
- Married Filing Separately on the Same Return **or**
- Qualifying Widow(er)

### AND:

- You are a full-year Arkansas resident, **and**
- Your income is only from wages, salaries, tips, interest, dividends, and miscellaneous income (*See Line 10 instructions for examples of miscellaneous income*), **and**
- You do not itemize your deductions, **and**
- Your only credits are:
  - a) Personal Tax Credits (*except for a Developmentally Disabled Individual*) and
  - b) Child and Dependent Care Expenses or Early Childhood Program Credits.

## YOU CANNOT USE THE SHORT FORM (AR1000S) AND MUST USE THE LONG FORM (AR1000) IF:

- You file as Married Filing Separately on Different Returns (*Filing Status 5*).
- You had income other than wages, salaries, tips, interest, dividends, and/or miscellaneous income (such as pension or annuity income, gain from the sale of property, barter income, alimony, or self employment income, including farm income).
- You claim an exemption for military compensation.
- You claim an exemption for employment-related pension plan(s), qualified IRA(s), and/or military retirement.
- You are a minister claiming a housing allowance.
- You file Federal Schedules C or C-EZ, D, E, and/or F.
- You file Federal Form 2555, Foreign Earned Income.
- You must pay tax on an Individual Retirement Account (*IRA*) and file Federal Form 5329, Additional Taxes on Qualified Plans and Other Tax-Favored Accounts.
- You claim adjustments to gross income for the border city exemption, payments to an IRA, MSA, HSA, SEP, SIMPLE or Keogh plan, interest paid on student loans, contributions to an intergenerational trust, moving expenses, self-employed health insurance, forfeited interest penalty for premature withdrawal, alimony paid, a permanently disabled individual, organ donation, and/or for contributions to an Arkansas tax-deferred tuition savings plan.
- You have capital gain or loss income in 2009.
- You itemize your deductions.
- You file Form AR1000TD, Tax on Lump Sum Distributions.
- You claim any of the following credits against your tax:
  - a) Other State(s) Tax Credit
  - b) State Political Contributions Credit
  - c) Adoption Expense Credit
  - d) Phenylketonuria Disorder Credit
  - e) Business and Incentive Tax Credit(s), or
  - f) Developmentally Disabled Individual Credit.
- You made estimated tax payments.
- You file Form AR2210, Underpayment of Estimated Tax by Individuals, **or**
- You apply any part of your 2009 refund to your estimated taxes for 2010.



# SPECIAL INFORMATION FOR 2009



## **Due Date April 15, 2010**

If April 15 falls on a Saturday, Sunday, or legal holiday, the return will be considered timely filed if it is postmarked on the next succeeding business day.

## **New Check-off Added (Act 211 of 2009)**

Beginning with tax year 2009 taxpayers are allowed to divert all or part of their state income tax refund to an Arkansas Tax Deferred Tuition Savings Program account. See Form AR1000-CO for instructions.

## **New Set Off Added (Act 713 of 2009)**

This act authorizes a set off against an Arkansas income tax refund for a debt owed by an Arkansas taxpayer to the Internal Revenue Service. This act also provides a procedure for a non-debtor taxpayer or spouse to challenge the setoff of a joint tax refund. Effective January 1, 2009.

## **Low Income Tax Relief Tables (Act 195 of 2007)**

Low income tax relief replaces the previous low income tax tables with new tables that are indexed for inflation, a low income credit, and the standard deduction. This act is effective for tax years beginning on or after January 1, 2007.

## **Arkansas Extension to Correspond to the Federal Extension (Act 369 of 2007)**

This act increases the Arkansas extension for individual income tax returns from 120 days to 180 days. This act is effective for tax years beginning on or after January 1, 2007.

## **Set off Added (Act 553 of 2007)**

This act allows county tax collectors and treasurers to be treated as setoff agencies. This act applies to tax years beginning on or after January 1, 2007.

## **Check Off Added (Act 695 of 2007)**

This act creates the Newborn Umbilical Cord Blood Bank for postnatal tissue and fluid. The program provides for the Arkansas Commission for the Newborn Umbilical Cord Blood Initiative and an income tax check off option. This act applies to tax year beginning on or after January 1, 2007.



# FREQUENTLY ASKED QUESTIONS



**You may get additional information on the following topics by accessing our website at:**

**[www.arkansas.gov/dfa/income\\_tax/tax\\_individual\\_faqs.html](http://www.arkansas.gov/dfa/income_tax/tax_individual_faqs.html)**

## **TOPICS:**

### **FILING REQUIREMENTS**

- Who must file
- Which form - AR1000, AR1000NR, AR1000S
- When, where and how to file
- Which filing status
- Dependents defined
- Amended returns

### **INCOME DEFINITIONS**

- Wages, salaries and tips
- Interest received
- Dividends received
- Nontaxable income

### **TAX COMPUTATION**

- Choosing the correct table
- Standard deduction
- Tax credits, general
- Child care credit

## **TOPICS:**

### **GENERAL INFORMATION**

- Substitute tax forms
- Refunds - how long to wait
- How to request copies of tax returns
- Extensions of time to file
- Penalty for underpayment of estimated tax
- W-2 forms - what to do if not received

### **NOTICES AND LETTERS**

- Taxpayer Bill of Rights
- Billing procedures
- Penalty and interest charges
- Collection procedures

### **ELECTRONIC FILING**

- Arkansas electronic filing program

# IF THE IRS AUDITS YOU

If the Internal Revenue Service examines your return for any tax year and changes your net taxable income, you must report the changes to the Arkansas Department of Finance and Administration within ninety (90) days from the receipt of the notice and demand for payment by the Internal Revenue Service.

File Arkansas Form AR1000A/AR1000ANR Amended Individual Income Tax Return, for the year(s) involved reporting the changes to your state return. **Attach a copy of the federal changes.**

If you fail to notify this Department within ninety (90) days and do not file the required amended return, the Statue of Limitations will remain open for eight (8) years on the year(s) in question. Additional interest will be figured on any tax you owe the State of Arkansas.

# ELECTRONIC FILING

Begins January 15, 2010

[www.arkansas.gov/dfa/income\\_tax/tax\\_efile.html](http://www.arkansas.gov/dfa/income_tax/tax_efile.html)



- **E-file is hassle-free**—both your federal and Arkansas income tax returns are filed electronically in one transmission.
- **E-file is smart**—computer programs catch 98% of tax return errors.
- **E-file is worry-free**—receive acknowledgement within 2 days if your return has been received and accepted.
- **E-file gets your money to you fast**—refunds are issued within 10 days after you receive state acknowledgement.



Arkansas participates in the Federal/State Electronic Filing Program for Individual Income Tax. The program is available to most full year residents and certain qualifying nonresidents and part-year residents.

Since Arkansas is a member of the **“Free File Alliance,”** depending on the level of income, taxpayers may qualify to file returns for free. (Go to [www.arkansas.gov/dfa/income\\_tax/freefile.html](http://www.arkansas.gov/dfa/income_tax/freefile.html) for details.)



Over 150,600 taxpayers took advantage of On-Line Filing last year. The same advantages are obtained by On-Line Filing as by Electronic Filing, but it does not require a preparer. For a nominal fee your federal and state returns can be prepared and filed electronically.

## OTHER E-SERVICES

These services are available for all filers **(paper and electronic)**

### Available Now:

- Refund Inquiry
- Pay by Credit Card  
(vendor charges nominal fee)

### Coming Soon:

- Pay by E-check

OFFICIAL PAYMENTS CORP.



Cards



[www.officialpayments.com](http://www.officialpayments.com)  
or call (800) 272-9829



**State of Arkansas**  
 Department of Finance and Administration  
 Sales and Use Tax Section  
 P. O. Box 8054, Little Rock, AR 72203  
 Internet site: <http://www.state.ar.us/salestax>  
 (501) 682-7104

If you purchased taxable merchandise outside the State of Arkansas for use, storage, consumption or distribution within the state, a state and local consumer use tax may be due on the purchase price, including transportation charges. Due to the rapid increase in purchases being made through mail order, telephone, and the internet, it has become a concern that individuals may not be aware of their obligation to report the consumer use tax on untaxed out of state purchases. Examples of merchandise subject to the consumer use tax include cassettes, CD's, books, furniture, jewelry, food, and clothing.

The use tax is a companion tax to the sales tax whose purpose is to not only raise revenue for the state, but more importantly to protect local merchants, who must collect sales tax, from the unfair advantage of out of state sellers who do not collect Arkansas's sales tax. The use tax has been in effect since 1949.

The use tax rate is the same as the sales tax rate, 6.00% for all transactions except food purchases which has a reduced rate of 2% plus the applicable city and/or county rates where the merchandise is delivered in the state. The tax applies to the purchase price of the merchandise plus any shipping and handling charges that the merchant adds to your bill. If the total tax due is greater than \$100 per month, the use tax report should be filed on a monthly basis. If the total tax due is \$25 - \$100 per month, the use tax report should be filed on a quarterly basis. If the total tax due is less than \$25 per month, the use tax report should be filed on an annual basis.

- Line 1** Indicate the month and year you are reporting. (mm/yyyy)  
**Report all taxable purchases except food in Column A, food purchases are reported in Column B.**
- Line 3** Fill in the County Rate where you reside (Column A and/or Column B)
- Line 4** Fill in the City rate where you reside. (Column A and/or Column B)
- Line 5** Enter total rate - the sum of lines 2 through 4. (Column A and/or Column B)
- Line 6** Enter total purchases (column A is for all items except food) (column B is for Food only)
- Line 7** Enter your total tax rate from line 5
- Line 8** Multiply line 7 by line 6 and enter the product.
- Line 9** Add lines 8A and 8B and enter the total. (This is the TOTAL tax to remit with this report.)

If you have questions or need additional forms, please call the Sales and Use Tax Office at (501) 682-7104. Forms are also available from our website.

<b>Individual Consumer Use Tax Report</b>								
Arkansas Department of Finance and Administration Sales and Use Tax Section P. O. Box 8054, Little Rock, AR 72203								
Purchaser(s):	1. Report Period ▶ _____							
Social Security Number:		<table style="width: 100%; border: none;"> <tr> <td style="width: 60%;"></td> <td style="text-align: center;"><b>A</b></td> <td style="text-align: center;"><b>B</b></td> </tr> <tr> <td></td> <td style="text-align: center;">General State Tax</td> <td style="text-align: center;">Reduced Food Tax</td> </tr> </table>		<b>A</b>	<b>B</b>		General State Tax	Reduced Food Tax
	<b>A</b>	<b>B</b>						
	General State Tax	Reduced Food Tax						
Home Address:	2. State Rate	6.000%      2.000%						
	3. County Rate	+ _____						
City/State/Zip:	4. City Rate	+ _____						
Phone Number:	5. Total Tax Rate	= _____						
County of Residence:	6. Purchases	\$ _____						
If you live outside the city limits check here ▶ <input type="checkbox"/>	7. Total Tax Rate	_____						
If you live in a city other than what is shown in your mailing address above, please indicate that city here and use that tax rate to compute your tax _____	8. Total Tax	\$ _____						
	9. <b>TOTAL Tax Due</b>	<b>\$</b> <input style="width: 100px;" type="text"/>						
	Check here if this is an aviation purchase ▶ <input type="checkbox"/> (Attach a copy of the bill of sale)							
	City and county rate may be obtained from our website. <a href="http://www.state.ar.us/salestax">http://www.state.ar.us/salestax</a> or by calling (501) 682-7104							

# INSTRUCTIONS

**THESE INSTRUCTIONS ARE FOR GUIDANCE ONLY AND DO NOT STATE THE COMPLETE LAW**

## A. WHO MUST FILE A TAX RETURN

<b>FULL-YEAR RESIDENTS</b>			
If your <b>MARITAL STATUS</b> is:	and your <b>FILING STATUS</b> is:	and your <b>AGE</b> is:	you must file if <b>GROSS INCOME*</b> is at least:
Single (Including divorced and legally separated)	Single	under 65	\$7,800
		65 or over	\$9,300
	Head of Household	under 65	\$12,100
		65 or over	\$13,000
Married	Married Filing Joint	under 65 (both spouses)	\$15,500
		65 or over (one spouse)	\$15,600
		65 or over (both spouses)	\$16,200
	Married Filing Separately	any age	\$3,999
Widowed in 2007 or 2008, and not remarried in 2009	Qualifying Widow(er) with dependent child	under 65	\$15,500
		65 or over	\$16,000

**\*Gross income is any and all income (before deductions) other than the kinds of income specifically described as exempt from tax on page 9 "Income Exempt from Tax."**

If your gross income was less than the amount shown in the last column for your filing status, you are not required to file a return. **However, you must file a return to claim any refund due.**

## B. WHEN TO FILE

You can file your return any time after December 31, 2009, but **NO LATER THAN APRIL 15, 2010** (unless an extension has been granted).

If April 15 falls on a Saturday, Sunday, or legal holiday, the return is considered timely filed if it is postmarked on the next succeeding business day.

**NOTE:** The date of the postmark stamped by the U.S. Postal Service

## C. PENALTIES & INTEREST

1. If you owe additional tax, you must mail your tax return by April 15, 2010. Any return not postmarked by April 15, 2010 (unless you have a valid extension) will be considered delinquent. A penalty of one percent (**1%**) per month for failure to pay and five percent (**5%**) per month for failure to file, with a maximum of thirty-five percent (**35%**), will be assessed on the amount of tax due. Interest of ten percent (**10%**) per year will also be assessed on any additional tax due, calculated from the original due date to the date you filed your return.

**An extension to file is not an extension to pay.** If you have not paid the amount due by the original due date you will be subject to a failure to pay penalty of **1%** per month of the unpaid balance.

2. In addition to any other penalties assessed, a penalty of **\$500** will be assessed if any taxpayer files what purports to be a return, but the return does not contain information on which the correctness of the return may be judged, and such conduct is due to a position which is frivolous, or an effort to delay or impede the administration of any State law.

3. If you owe additional tax in excess of **\$1,000**, a penalty for failure to make a declaration of Estimated Tax and pay on any quarterly due date the equivalent of ninety percent (**90%**) of the amount actually due, or an amount equal to or greater than the tax liability of the preceding income tax year, a penalty of ten percent (**10%**) will be assessed.

## D. DEATH OF TAXPAYER

An Arkansas tax return should be filed for a taxpayer who died during the taxable year as if the taxpayer had lived the entire year. The word "DECEASED" should appear after his/her name along with the date of death.

## E. DEFINITIONS

### 1. DOMICILE

This is the place you intend to have as your permanent home, the place you intend to return to whenever you are away. You can have only one domicile. Your domicile does not change until you move to a new location and intend to make your permanent home there. If you move to a new location but intend to stay there only for a limited time (*no matter how long*), your domicile does not change. **This also applies if you are working in a foreign country.**

### 2. FULL YEAR RESIDENT

You are a **FULL YEAR RESIDENT** if you lived in Arkansas all of tax year 2009, or if you have maintained a domicile or Home of Record in Arkansas during the tax year.

### 3. DEPENDENT

You may claim as a dependent any person who received over half of his or her support from you, and earned less than **\$3,650** in gross income, **and** was your:

Child	Stepchild	Mother
Father	Grandparent	Brother
Sister	Grandchild	Stepbrother
Stepsister	Stepmother	Stepfather
Mother-In-Law	Father-In-Law	Brother-In-Law
Sister-In-Law	Son-In-Law	Daughter-In-Law

**Or**, if related by blood: Uncle, Aunt, Nephew, Niece

**Or**, an individual (*other than your spouse*) who was a member of your household for the **entire** year.

The term “dependent” includes a **foster child** if the child had as his principle place of abode the home of the taxpayer and was a member of the taxpayer’s household for the taxpayer’s entire tax year.

The term “dependent” does not apply to anyone who was a citizen or subject of a foreign country **UNLESS** that person was a resident of **Mexico or Canada**.

**If your child/stepchild was under age 19** at the end of the year, the **\$3,650** gross income limitation does not apply. Your child/stepchild may have had any amount of income and still be your dependent if the other dependency requirements are met.

**If your child/stepchild was a student, under age 24** at the end of the calendar year, the **\$3,650** gross income limitation does not apply. The other requirements in this section still must be met.

**To qualify as a student**, your child must have been a full-time student for five (**5**) months during the calendar year at a qualified school, as defined by the Internal Revenue Service.

**A dependent who died during the year** may be claimed as a dependent for the entire year.

Arkansas has adopted Internal Revenue Code §151(c)(6) regarding the tax treatment of kidnapped children.

### 4. GROSS INCOME

Gross income is any and all income (before deductions) other than the kinds of income specifically described as exempt from tax in the following section “Income Exempt from Tax.”

**Exception:** The **exemptions for military and retirement income** as described in numbers 8 and 9 **are included in gross income**. However, if you use either of these exemptions you may not use this form; you must file on Form AR1000/AR1000NR.

### F. INCOME EXEMPT FROM TAX

1. Money you received from a *life insurance policy* because of death of the person who was insured is exempt from tax.

**NOTE:** You must include as taxable income any interest payments made to you from the insurance company that issued the policy.

2. Money you received from LIFE INSURANCE, an ENDOWMENT, or a PRIVATE ANNUITY CONTRACT for which you paid the premiums is allowed cost recovery pursuant to Internal Revenue Code §72.
3. Amounts you received as **child support** payments are exempt.
4. You do not pay taxes on a **gift, inheritance, bequest or devise**. **Scholarships, grants, and fellowships are taxed pursuant to Internal Revenue Code §117**. Stipends are taxable in their entirety.
5. Interest you received from direct **United States obligations**, its possessions, the **State of Arkansas**, or any political subdivision of the State of Arkansas is exempt from tax. Obligations include bonds and other evidence of debt issued pursuant to a government unit’s borrowing power. (*Interest due on tax refunds is not exempt income because it does not result from a debt issued by the United States, the State of Arkansas, or any political subdivision of the State of Arkansas.*) Interest from government securities paid to individuals through a mutual fund is exempt from tax.
6. **Social Security** benefits, **VA** benefits, **Worker’s Compensation, Unemployment Compensation, Railroad Retirement** benefits, and related supplemental benefits are exempt from tax.
7. Proceeds from a **disability insurance policy** for which you paid the premiums are exempt from tax pursuant to Internal Revenue Code §104.
8. If you received U.S. **military** compensation, a **portion** of your gross income is exempt from tax.
9. If you received income from an employment related **retirement** plan, including disability retirement (*premiums paid by your employer*), or if you received a qualified traditional IRA distribution, the **first \$6,000**, after cost recovery, is exempt from tax. The total exemption from all plans cannot exceed \$6,000 per taxpayer.

### G. IF YOU NEED MORE TIME TO FILE

A taxpayer who requests an extension of time to file his or her federal income tax return *çà ^À, ß} \*À∅^â^!æ|å∅ [! { Á I Ì Î Á , äc@Ac@^ÁÜÜD* shall be entitled to receive the same extension on the taxpayer’s corresponding Arkansas income tax return. In order to take advantage of the federal extension for state purposes, the taxpayer must check the box on the front of the Arkansas return indicating that the federal extension has been filed.

**The Department no longer requires that a copy of Federal Form 4868 be attached to the taxpayer’s state tax return as long as the box is checked on the front of the return.**

The federal automatic extension extends the deadline to file until **October 15<sup>th</sup>**.

**NOTE:** If the box on the front of the AR1000S is not checked, you will not receive credit for your federal extension.

If you do not file a Federal Extension, you may file an Arkansas extension using Form AR1055 before the filing due date of April 15<sup>th</sup>.

Send your request to:

Individual Income Tax Section  
ATTN: Extension  
P.O. Box 3628  
Little Rock, AR 72203-3628

**NOTE:** *The maximum extension that will be granted on an AR1055 is one hundred and eighty (180) days extending the due date until October 15<sup>th</sup>.*

Interest and Failure to Pay Penalty will be due if any tax due is not paid by April 15, 2010.

The date of the postmark stamped by the U.S. Postal Service is the date you filed your request for extension.

Attach a copy of your approved Form AR1055 to the front of your tax return WHEN YOU FILE. IF YOU DO NOT ATTACH YOUR EXTENSION, YOUR RETURN WILL BE CONSIDERED DELINQUENT AND PENALTIES WILL BE ASSESSED.

**Inability to pay is not a valid reason to request an extension.**

## H. HOW TO COMPLETE YOUR ARKANSAS RETURN

STAPLE all required W-2 Form(s) to your return. **Use only BLUE or BLACK ink, or type.**

If you received your income tax booklet through the mail and there is a colored peel off label inside, use the label only if all the information on it is correct. If it is not correct or you do not have a label, enter the name and address of you and your spouse. **You MUST enter your Social Security Number(s) on your return in the space provided, or your return cannot be processed and will be returned to you.** Enter the telephone number for your home and your work.

**NOTE:** *If you have a hyphenated last name, you must separate the last names by use of a slash.*

EXAMPLE: John Q. and Mary M. Doe/Smith or  
Mary M. and John Q. Smith/Doe

Be sure that the placement of the last name matches the placement of the first name. You must be legally married to file in this manner.

## FILING STATUS

### DETERMINE YOUR FILING STATUS

#### BOX 1 Filing Status 1 (Single)

Check this box if you are SINGLE or UNMARRIED and DO NOT qualify as Head of Household. *(Read the section for "Box 3" to determine if you qualify for Head of Household.)*

#### BOX 2 Filing Status 2 (Married Filing Joint)

Check this box if you were MARRIED and filing jointly. If you are filing a joint return, you must add both spouses' incomes together. Enter the total amount in Column A on Line 8 through Line 11 under "Your Income."

#### BOX 3 Filing Status 3 (Head of Household)

To claim Head of Household you must have been unmarried or legally separated on December 31, 2009 and meet either 1 or 2 below.

1. You paid over half the cost of keeping up a home for the entire year that was the main home of your parent whom you can claim as a dependent. Your parent did not have to live with you in your home, **or**
2. You paid over half the cost of keeping a home in which you lived and in which one of the following also lived for more than six months of the year *(temporary absences such as vacation or school are counted as time lived in the home)*:
  - a. Your unmarried child, grandchild, great-grandchild, adopted child, or stepchild. *(This child did not have to be your dependent, but your foster child must have been your dependent.)*
  - b. Your married child, grandchild, adopted child, or stepchild. *(This child must have been your dependent.)*
  - c. Any other relative whom you could claim as a dependent.

#### MARRIED PERSONS WHO LIVED APART

Even if you were not divorced or legally separated in 2009, you may be considered unmarried and can file as Head of Household. See Internal Revenue Service instructions for Head of Household to determine if you qualify.

#### MARRIED COUPLES READING THIS MAY SAVE MONEY

If you and your spouse have separate incomes, you may want to calculate your taxes separately. Couples OFTEN SAVE MONEY by filing this way.

See the instructions for BOX 4, Filing Status 4. Your net result will be either a COMBINED REFUND or a COMBINED TAX DUE.

#### BOX 4 Filing Status 4 (Married Filing Separately on Same Return)

Check this box if you were Married and are filing SEPARATELY ON THE SAME TAX RETURN. List your income separately under Column A (Your Income). List spouse's income separately under Column B (Spouse's Income). Calculate your tax separately and then add your taxes together.

**BOX 5 Filing Status 5 (Married Filing Separately on Different Returns)**

You cannot use the AR1000S form for Filing Status 5 (Married Filing Separately on Different Returns). Use Form AR1000/AR1000NR for this filing status.

**BOX 6 Filing Status 6 [Qualifying Widow(er)]**

Check this box if you are a QUALIFYING WIDOW(ER).

You are eligible to file as a QUALIFYING WIDOW(ER) if your spouse died in 2007 or 2008 and you meet the following tests:

- 1. You were entitled to file MARRIED FILING JOINT or MARRIED FILING SEPARATELY ON THE SAME RETURN with your spouse for the year your spouse died. (It does not matter whether you
- 2. You did not remarry before the end of the tax year.
- 3. You have a child, stepchild, adopted child, or foster child who qualified as your dependent for the year.
- 4. You paid more than half the cost of keeping up your home, which was the main home of that child for the entire year except for temporary absences.

**PERSONAL TAX CREDITS**

**LINE 7A.** You can claim additional Personal Tax Credits if you can answer "Yes" to any of these questions:

- On January 1, 2010, were you **65 or over**?
- On December 31, 2009, were you **deaf**?
- On December 31, 2009, were you **blind**?

Any taxpayer sixty-five (65) or over not claiming a retirement income exemption is eligible for an additional \$23 (per taxpayer) tax credit. Check the box marked "65 Special" if this additional credit applies to you.

Check the box or boxes that apply to you and/or your spouse. You CANNOT claim any of these credits for your children or dependents.

**Blindness** is defined as the inability to tell light from darkness, or eyesight in the better eye not exceeding 20/200 with corrective lens, or field of vision limited to an angle of 20 degrees.

You can claim the **Deaf** Credit only if the average loss in speech frequencies (500 to 2000 Hertz) in the better ear is 86 decibels, I.S.O., or worse.

Add the number of boxes you checked on Line 7A and write the total in the appropriate box. Multiply the number by \$23 and enter result.

**LINE 7B.** List the names of your dependent(s) on this line. The people you can claim as dependents are described in SECTION E of these instructions.

Multiply the number of dependents on Line 7B by \$23 and enter result.

**LINE 7C.** Total the tax credits from Lines 7A and 7B and enter the total on this line and on Line 16.

**INCOME**

Round all figures to the nearest dollar amount. For example, if your W-2 shows \$10,897.50, round to \$10,898. If the amount on the W-2 is \$10,897.49, round to \$10,897.

**LINE 8.** Add the wages, salaries, tips, etc. listed on your W-2(s) and write the total on this line. **Staple the state copy of each of your W-2(s) to the left margin of the front page of the return.**

**LINE 9.** List interest and dividend income. If you had interest from bank deposits, notes, mortgages, corporation bonds, savings and loan association deposits, and/or credit union deposits, enter all interest received or credited to your account during the year. If the interest total is over **\$1,500**, complete the schedule on the back of AR1000S. List the name(s) of the payer(s) and the amount(s).

Enter amounts received as dividends and other distributions from stocks in any corporation. If the total is over **\$1,500**, complete the schedule on the back of AR1000S. List the name of the payer(s) and the amount(s).

**LINE 10.** If you had miscellaneous income, enter the total in the space provided. Attach a statement explaining the source and amount of the income. If the miscellaneous income requires the use of a federal schedule, you must file on Form AR1000/AR1000NR.

**LINE 11.** Add Lines 8 through 10 and enter the total.

**TAX COMPUTATION**

**LINE 12. SELECT TAX TABLE** and check the appropriate box. You will be in one of the following categories:

- 1) You qualify for a Low Income Tax Table, **or**
- 2) You must use the Regular Tax Table

See tax tables and qualifications for each table on pages 14-18.

**NOTE:** If you qualify to use a Low Income Table, enter zero (0) on Line 12, then go to Line 13.

## IF YOU DO NOT QUALIFY FOR A LOW INCOME TABLE:

Enter the Standard Deduction as shown below for your filing status. (If the amount on Line 11 is less than the Standard Deduction, enter the amount from Line 11 on Line 12.)

<b>Filing Status</b>	<b>Standard Deduction</b>
<b>1</b> —Single	\$2,000
<b>2</b> —Married Filing Joint	\$4,000
<b>3</b> —Head of Household	\$2,000
<b>4</b> —Married Filing Separately on Same Return	\$2,000 each
<b>6</b> —Qualifying Widow(er)	\$2,000

**NOTE:** The \$2,000 Standard Deduction does not apply to taxpayer's dependents.

**LINE 13.** Subtract Line 12 from Line 11 to determine your Taxable Income.

**LINE 14.** Using the appropriate tax table, locate the tax on your income and enter here.

**LINE 15.** Add Lines 14A and 14B together and enter the total.

## TAX CREDITS

**LINE 16.** Enter the total personal tax credits from Line 7C.

**LINE 17.** The Child Care Credit allowed on the Arkansas return is **TWENTY PERCENT (.20)** of the amount taken on your federal return. **A copy of "Credit for Child and Dependent Care Expenses," Federal Form 2441 must be attached to your Arkansas return.** If this credit is for the **APPROVED** Early Childhood Credit, see instructions for Line 21.

**LINE 18.** Add Lines 16 and 17 and enter the total.

**LINE 19.** Subtract Line 18 from Line 15. This is your **Net Tax**. If Line 18 is greater than Line 15 enter zero (0).

## PAYMENTS

**Line 20.** Arkansas State Income Tax withheld is listed on your W-2(s). (You have already paid this amount of tax during the year.) Write the total in the space provided. **Attach State copy(s) of your W-2(s).**

If you and your spouse are filing on the same return, add the Arkansas State Income Tax withheld on all W-2s and enter combined total in the space provided. **Attach State copy(s) of your W-2(s).**

## WHAT TO DO IF YOU DO NOT HAVE W-2(S)

If you **did not receive (or lost) your W-2(s)** and Arkansas tax was withheld from your income, you should take the following steps **IN THE ORDER LISTED:**

- 1. Ask your employer** for copies of your W-2(s). If you cannot obtain them from your employer you should
- 2. Contact the Social Security Administration** at (800) 772-1213. Only if you cannot obtain your W-2(s) from SSA you may
- 3. Complete Federal Form 4852** and attach a copy of your final pay stub to support payments.

**CAUTION:** You **WILL NOT** receive credit for your tax withheld unless you attach **CORRECT AND LEGIBLE W-2(s)** or other documentation to your tax return.

**DO NOT include FICA, Federal Income Tax, or tax paid to another state on Line 20.**

If your W-2 is incorrect, **DO NOT correct it yourself.** Your employer must issue you a corrected W-2.

**LINE 21.** Enter approved Early Childhood Credit equal to twenty percent (**.20**) of the Federal Child Care Credit (for individuals with a dependent child placed in an approved facility while the parent or guardian worked or sought gainful employment). An approved child care facility is one approved by the Arkansas Department of Education as having an appropriate Early Childhood Program as defined by Arkansas law. **Enter the certification number and attach Federal Form 2441 and Certification Form AR1000EC. Contact your child care facility for Form AR1000EC.**

**LINE 22.** Add Lines 20 and 21 and enter the total. This is your **Total Payments**.

## FIGURE YOUR TAX DUE OR TAX REFUND

**LINE 23.** If Line 22 is greater than Line 19 you overpaid your tax. Write the difference on this line. This is your **Overpayment**.

**LINE 24.** If you wish to contribute a portion or all of your overpayment to one or more of the programs listed below, complete Schedule AR1000-CO and enter total amount of your donation. **Attach Schedule AR1000-CO after page ARS2.**

Area Agencies on Aging Program  
Arkansas Disaster Relief Program  
Arkansas Schools for the Blind and Deaf  
Arkansas Tax Deferred Tuition Savings Program  
Baby Sharon's Children's Catastrophic Illness Program  
Military Family Relief Program  
Newborn Umbilical Cord Blood Initiative  
Organ Donor's Awareness Education Program  
U.S. Olympic Committee Program

THE AMOUNT ON LINE 24 WILL BE DEDUCTED FROM THE AMOUNT ON LINE 23. Your net refund (if any) will be mailed to you. The amount(s) contributed to these funds may be deducted as a charitable contribution if you itemize your deductions for tax year 2010.

**LINE 25.** Subtract Line 24 from Line 23 and enter on this line. This is your **Refund**.

**The Director is allowed 90 days from the return due date or the date the return was filed, whichever occurs later, to refund an overpayment of tax without interest (Act 262 of 2005).**

**SETOFF REFUNDS**

If you, your spouse, or your former spouse owes a debt to one of the agencies listed below and you have filed an Arkansas State Income Tax return, your refund is subject to being withheld to satisfy the debt. You may have all or part of your income tax refund withheld.

- Any housing authority
- Arkansas circuit, county, district, city courts
- Arkansas colleges, universities, technical institutes
- County tax collectors or treasurers
- Department of Finance and Administration
- Department of Higher Education
- Department of Human Services
- Employee Benefits Division of DFA
- Internal Revenue Service
- Office of Child Support Enforcement
- Office of Personnel Management of DFA

If your refund has been applied to a debt to one of these agencies, you will receive a letter reporting which agency has claimed all or part of your refund. If the debt has already been satisfied, it is the agency's responsibility to refund any setoff amount paid to the agency in error. Contact the agency at the telephone number furnished to you on your "Adjustment Letter" to resolve any questions or differences.

**If you owe a debt for Arkansas income tax, your federal refund may be captured to satisfy this state debt.**

**NOTICE TO MARRIED TAXPAYERS**

**If only one of the married taxpayers owes the debt, the taxpayer who is not liable can avoid having his/her refund applied to the debt if both taxpayers file Status 5 (using Form AR1000/AR1000NR).**

**LINE 26.** If not enough tax was withheld, the amount on Line 19 will be larger than the amount on Line 22. Subtract Line 22 from Line 19 and enter the result. This is the **Amount You Owe**.

Attach a check or money order to your return. Make your check payable in U.S. Dollars to: Department of Finance and Administration. **Write your Social Security Number, daytime phone number, and tax year on your check or money order. Do not send currency or coin by mail.**

Taxpayers may also pay their tax due by credit card. Credit card payments may be made by calling **1-800-2PAY-TAX** or by visiting **www.officialpayments.com** and clicking on the "Payment Center" link. Both options will be processed by Official Payments Corporation, a private credit card payment services provider. A convenience fee will be charged to your credit card for the use of this service. **The State of Arkansas does not receive this fee.** You will be informed of the exact amount of the fee before you complete your transaction. After you complete your transaction you will be given a confirmation number to keep with your records.



There is a penalty for not paying enough tax during the year. You may have to pay a penalty if:

The amount you owe is **\$1,000**, or more, and

The amount of Arkansas income tax withheld (Line 20) is less than **90%** of the amount of your net tax.

You may choose to have income tax personnel calculate the penalty for you and send you a bill. However, if you want to calculate the penalty yourself, you cannot use the Short Form.

**DO NOT FORGET TO SIGN AND DATE YOUR TAX RETURN**

Your tax return will not be legal and cannot be processed unless you SIGN IT. Write in the DATE. If you and your spouse are filing a joint return or filing separately on the same return, both of you must sign it. If someone prepares your return, that person must complete the Preparer Information section on the bottom of the form.