

Making the 2023 NY PTET Election

Log in to your NYS Online Services Account. <https://www.tax.ny.gov/online/>

In the Services menu, select Corporation Tax, and PTET web file.

To make the 2023 PTET election, select "Pass-Through Entity Tax (PTET) Annual Election"

Form Selection

PTET is an optional tax imposed on S corporations and partnerships filing in New York.

Select the form you would like to file from the list below.

For more information, see [Pass-Through Entity Tax \(PTET\)](#).

PTET forms

Form description	
Pass-Through Entity Tax (PTET) Annual Election	Select
Pass-Through Entity Tax (PTET) 2022 New York City Annual Election	Select
Pass-Through Entity Tax (PTET) Estimated Payment	Select
Pass-Through Entity Tax (PTET) Annual Return	Select
Pass-Through Entity Tax (PTET) Extension	Select
View and cancel a scheduled PTET estimated tax payment	Select

Enter authorized person information.

Authorized person information

You must be an authorized person to make the annual election.
To determine if you are an authorized person, see [Authorized persons](#).

First name: *

Last name: *

Social Security number (SSN): * Show

Confirm Social Security number (SSN): * Show

Title: * **Select one**

Phone number: *

Select entity type. If you are an S Corporation with all NY resident shareholders, select Resident S Corp. If you are an S Corporation and at least one of your shareholders is NOT a NY resident, select Standard S Corp.

Election Information

PTET taxable year: **2023**

Entity filing as: * **Select one**

Review the New York State acknowledgement.

New York State acknowledgement

An entity is not required to be subject to the New York State pass-through entity tax (PTET).
If it opts in, the entity must:

- make all payments of tax electronically;
- file an annual PTET return electronically by the due date (fiscal year taxpayers, visit [instructions](#) for additional information); and
- provide certain PTET information to your partners, members, or shareholders.

I agree to opt in to the New York State pass-through entity tax (PTET) on behalf of the entity and comply with all requirements listed above: * Yes No

Review the NYC acknowledgement. There is specific criteria that must be met to make the NYC PTET election. If you don't have any NYC resident partners/shareholders, you cannot elect into the NYC PTET. If you do have partners/shareholders who are NYC residents, please discuss with your RBT advisor as to whether this election should be made prior to selecting an option.

New York City acknowledgment

An entity is not required to be subject to the New York City pass-through entity tax (NYC PTET).

An authorized person may make this election on behalf of an eligible entity if the entity is opting in to the New York State PTET and:

- if the entity is a partnership, it has at least one partner or member that is a [city resident individual](#); or
- if the entity is an S corporation, it is choosing to be taxed as a [resident S corporation](#) for PTET purposes, and all its shareholders are city resident individuals.

If it opts in, the entity must:

- make all payments of tax electronically;
- file an annual PTET return electronically by the due date (fiscal year taxpayers, visit [instructions](#) for additional information); and
- provide certain PTET information to your partners, members, or shareholders.

I agree to opt in to the New York City pass-through entity tax (PTET) on behalf of the entity and comply with all requirements listed above: * Yes No

Enter the physical address of the business.

Physical address

For foreign addresses, see [instructions](#).

Attention:

Street address: *

City: *

U.S. state or Canadian province:

Zip code or Postal code:

Country: *

If mailing address is same as physical address, select Yes, otherwise you will need to enter your mailing address.

Mailing address

For foreign addresses, see [instructions](#).

Is the mailing address the same as the physical address? * Yes No

Review and Verify Information

eSignature

By selecting **Submit**, I understand and agree that I am making and electronically signing and filing this annual Pass-Through Entity Tax (PTET) election on behalf of an eligible S corporation or partnership. I understand that by making this election, I am obligating the entity to file a Pass-Through Entity Tax return for the tax year to which the election applies, and to make estimated tax payments as required by law or be subject to penalties and interest. I further understand that, once the PTET annual election deadline for a tax year has passed, an election previously made for that tax year cannot be revoked. Finally, I understand that I, as the person making this election on behalf of the entity, by that action become jointly and severally liable for the associated PTET tax obligations of the entity for that tax year.

I certify, under the penalty of perjury, that:

1. I am an officer, manager or shareholder authorized under the law of the state where the S corporation is incorporated, or under the organizational documents of the S corporation, to make the election; or if the entity is not an S corporation, I am a member, partner, owner, or other individual with authority to bind the entity or sign returns on its behalf as required by the Tax Law; and
2. All information provided herein is true, accurate, and complete and the social security number, and other personally identifying information I have provided, is my own information; and
3. If I am electing to participate in NYC PTET, (i) all of the resident S corporation's shareholders are NYC residents or, (ii) the eligible city partnership has at least one partner that is a NYC resident.

Submit the election form. Save copies of the election form for your records and forward a copy to your RBT advisor.

Once you have successfully made the 2023 election, the first quarter estimated tax payment must be made by March 15, 2023.