FORM **307**
2007

SMART MOVES FOR BUSINESS PROGRAM TAX CREDIT

(FORMERLY THE EMPLOYER TRIP REDUCTION PLAN / RIDE SHARE TAX CREDIT)

For taxable periods beginning on January 1, 2007 through December 31, 2007

Name as Shown on Return	Federal ID Number	NJ Corporation Number (if applicable)

READ THE INSTRUCTIONS BEFORE COMPLETING THIS FORM

PART I TAXPAYER QUALIFICATIONS

1. Did the taxpayer file a new narrative report/plan with the New Jersey Department of Transportation during the period covered by the tax return? . . . . . ☐ YES ☐ NO
2. Did the taxpayer submit an amended narrative report/plan to the New Jersey Department of Transportation during the period covered by the tax return? . . . . . ☐ YES ☐ NO
3. Does the taxpayer have an approved multi-year report/plan from another tax period that is still valid? . . . ☐ YES ☐ NO

If you answered "yes" to any of the questions in PART I, continue to PART II. If you did not answer "yes" to any of these questions, you are not eligible for this credit.

PART II CALCULATION OF THE AVAILABLE TAX CREDIT

	(A) SITE A	(B) SITE B	(C) SITE C	(D) TOTAL
1. Assigned site number				
2. Number of years covered by the report/plan				
3. Has this report/plan been revised?				
4. Number of participating employees				
5. Total anticipated costs of the report/plan . .				
6. Qualifying costs in prior tax periods				
7. Available anticipated costs (line 5 minus line 6)				
8. Qualifying costs this tax year				
9. Multiply the lesser of Column D, line 7 or line 8 by a) 10% (.10) for corporations **OR** b) 157% (1.57) for partnerships or LLC's . .				
10. Multiply line 4 by a) $141 for corporations **OR** b) $2,230 for partnerships or LLC's				
11. Amount available for credit this tax year (enter the smaller of Column D, line 9 or line 10)				

NOTE: Taxpayers other than partnerships, limited liability companies filing as partnerships or taxpayers subject to the public utility taxes or the marine insurance tax should continue to Part III. Partnerships and limited liability companies filing as partnerships should only complete Parts I and II and attach this form to their NJ-1065. Taxpayers subject to the public utility taxes or the marine insurance tax should only complete Parts I and II and send this form to the appropriate address in the instructions for the credit to be included in their tax calculations.

PART III CALCULATION OF THE ALLOWABLE CREDIT AMOUNT

	(A)	(B)
12. Enter the name of the tax to which the credit will be applied		
13. Enter the appropriate tax liability		
14. Enter the minimum tax liability if applicable. (See instructions)		
15. Subtract line 14 from line 13		
16. Enter 50% of the tax liability reported on line 13		
17. Enter the lesser of line 15 or 16		
18. Other tax credits taken on the current year's tax return (from Part IV)		
19. Subtract line 18 from line 17. If the result is less than zero, enter zero		
20. Enter the amount from Part II, line 11. (See instructions if the credit will be applied against more than one tax.)		
21. Allowable credit for the current tax period - Enter the lesser of line 19 or line 20 here and on the appropriate tax return.		

PART IV OTHER TAX CREDITS TAKEN FOR CURRENT YEAR

22. HMO Assistance Fund Tax Credit	
23. New Jobs Investment Tax Credit	
24. Urban Enterprise Zone Employees Tax Credit or Urban Enterprise Zone Investment Tax Credit	
25. Redevelopment Authority Project Tax Credit	
26. Recycling Equipment Tax Credit	
27. Manufacturing Equipment and Employment Investment Tax Credit	
28. Research and Development Tax Credit	
29. Total - Add lines 22 through 28. Enter here and on line 18.	
Insurance Premium - Domestic Life - DEXM	
30. Guaranty Fund Assessment Credit - Enter here and on line 18	
Insurance Premium - Foreign Life - EXM	
31. Guaranty Fund Assessment Credit - Enter here and on line 18	

Form **307-A**
2007

Instructions for Form 307
Smart Moves For Business Program Tax Credit
(Formerly the Employer Trip Reduction Plan / Ride Share Tax Credit)

GENERAL INSTRUCTIONS

The purpose of the Smart Moves for Business Program Tax Credit is to provide New Jersey employers with tax incentives for participation in employee commute option programs in this State. The effect of this initiative, which ultimately will reduce traffic congestion and air pollution in New Jersey, will enable New Jersey to comply with the mandates of the Federal Clean Air Act and the programs established by the Smart Moves Program Act, P.L. 1996, c. 121.

Eligibility - A taxpayer who has registered with the New Jersey Department of Transportation and who has an authorized report/plan to provide commuter transportation benefits may claim a tax credit based on the direct expenditures attributed to the report/plan. This credit may be taken on the following New Jersey tax returns: Corporation Business Tax, Fire Insurance Tax, Insurance Premium Tax, and the partnership return filed for Gross Income Tax purposes. In addition, credit may also be applied against the Public Utility Franchise Tax, Gross Receipts Tax, Excise Tax and Marine Insurance Tax.

Calculation of Credit - The Smart Moves for Business Program credit may be taken for expenditures made after January 1, 1994 that are attributed to a report/plan providing commuter transportation benefits in this State. The credit is equal to 10% of the cost of implementing and operating the report/plan during the reporting period. The maximum calculation equals the per employee limit (i.e. $141 for corporations during the period of January 1, 2007 through December 31, 2007) multiplied by the number of participating employees. The per employee limit will be adjusted in subsequent periods in proportion to the Consumer Price Index.

Specific Instructions for Form 307

PART I

TAXPAYER QUALIFICATIONS

This section refers to specific narrative reports/plans that have been submitted to the New Jersey Department of Transportation during the referenced tax period. A taxpayer must have a valid report/plan for the specified tax period to be eligible for the tax credit. If an amended narrative report/plan was submitted for a previous tax period, an amended return may be filed for that tax year.

PART II

CALCULATION OF THE AVAILABLE TAX CREDIT

Information is to be provided for each site designated in the trip reduction report/plan. If you have a report/plan with more than three sites, attach a supplemental schedule indicating the additional site information. Enter the totals for all approved sites in the total column.

Line 1 - Enter the designated number that has been assigned by the New Jersey Department of Transportation for each site.

Line 2 - Enter whether the site report/plan is for one or two years.

Line 3 - Indicate if you have submitted an amended narrative report/plan to the New Jersey Department of Transportation.

Line 4 - Indicate the number of employees that are actively participating at each site. In many cases, this number will be the same number of employees indicated in the report/plan.

Line 5 - Indicate the anticipated costs to implement the program at each site. The amount is limited to the costs reported to the New Jersey Department of Transportation when the report/plan was originally submitted or was amended. If the costs are greater than those reported to the Department of Transportation, an amended narrative report/plan will need to be submitted.

Line 6 - Enter the amount of qualifying expenditures from previous tax periods. This amount includes expenditures that were made even though the actual credit either was not allowed or was limited in the prior tax period.

Line 8 - Enter the total qualifying expenditures (actual costs for the program) that were made during this tax period.

Line 9 - Multiply the eligible costs (the lesser of line 7 or line 8) by the appropriate percentage. Two percentage rates are assigned as follows:

1) 10% for corporations subject to the corporation business tax or corporations otherwise exempt from the corporation business tax by statute, and
2) 157% for partnerships and limited liability companies that have filed Form NJ-1065.

Line 10 - Multiply line 4 by the amount of the established per employee limit. For the period January 1, 2007 through December 31, 2007, the amounts are as follows:

1) $141 for corporations subject to the corporation business tax or corporations otherwise exempt from the corporation business tax by statute, and
2) $2,230 for partnerships and limited liability companies that have filed Form NJ-1065.

Line 11 - The total amount available to be used in the tax credit computation is the lesser of the amounts computed on line 9 or line 10. This amount may need to be prorated if you are subject to more than one of the enumerated taxes.

NOTE: If you are subject to any of the designated taxes below, do not continue to Part III. Send this form to the address below to insure that the tax calculation will reflect the allowable Smart Moves for Business Program tax credit.

TAX	ADDRESS
Public Utility Franchise Tax Public Utility Gross Receipts Tax Public Utility Excise Tax	NJ Division of Taxation Public Utility Tax Section PO Box 246 Trenton, NJ 08695-0246
Marine Insurance Tax	NJ Division of Taxation Special Audit Section PO Box 269 Trenton, NJ 08695-0269

PART III

CALCULATION OF THE ALLOWABLE CREDIT AMOUNT

Line 12 - Enter the name of the tax that this tax credit will be applied against in Column A. Use Column B if the taxpayer is subject to a second tax that is eligible for the tax credit application.

Line 13 - Enter the tax liability for the tax reported in Column A, and B if applicable, from the appropriate tax return. Be sure to report the tax amount calculated excluding any other tax credit amounts. Taxpayers subject to the Corporation Business Tax should report the tax amount calculated after taking credit for taxes paid to other jurisdictions.

Line 14 - Enter the statutory minimum tax liability for the tax reported in Column A, and B if applicable, as indicated below.

Corporation Business Tax - BFC-1, CBT100, CBT-100S: The minimum tax is assessed based on the New Jersey Gross Receipts as follows:

New Jersey Gross Receipts	Minimum Tax
Less than $100,000	$500
$100,000 or more but less than $250,000	$750
$250,000 or more but less than $500,000	$1,000
$500,000 or more but less than $1,000,000	$1,500
$1,000,000 or more	$2,000

provided however that for a taxpayer that is a member of an affiliated or controlled group which has a total payroll of $5,000,000 or more for the return period, the minimum tax shall be $2,000. Tax periods of less than 12 months are subject to the higher minimum tax if the prorated total payroll exceeds $416,667 per month.

Insurance Premiums Tax - DEXM, EXM, DEM, EM: No minimum tax applies.

Fire Insurance Tax - EM: No minimum tax applies.

Line 20 - Enter the amount from Part II, line 11 in Column A if only one tax is reported on line 12. If more than one tax is eligible for the tax credit application, the taxpayer must allocate the amount of the credit available proportionately based on the tax liabilities for each tax.

EXAMPLE:

TAX	FIRE INSURANCE	INSURANCE PREMIUMS	TOTAL
Tax Liability	$100,000	$300,000	$400,000
% of Total Liability	25%	75%	100%
Allocated Available Credit	$900	$2,700	$3,600

PART IV

OTHER TAX CREDITS TAKEN FOR CURRENT YEAR

a) Complete Part IV if any other tax credits were claimed for the current tax period. Currently this provision is only available for taxpayers who are subject to the Corporation Business Tax or the specific Insurance Premiums Taxes listed. The other tax credits claimed for these taxes must be reported on line 18, Part III.

b) The priorities set forth in this tax form follow Regulation N.J.A.C. 18:7-3.17.