

**UNDERPAYMENT OF ESTIMATED  
MARYLAND INCOME TAX  
BY FIDUCIARIES**

**2004**

**SEE SEPARATE INSTRUCTIONS. ATTACH THIS FORM TO FORM 504.**

**IMPORTANT: PLEASE REVIEW THE INSTRUCTIONS BEFORE COMPLETING THIS FORM.**

**IF YOUR INCOME IS TAXABLE BY ANOTHER STATE, SEE INSTRUCTIONS.**

Name of estate or trust	Federal employer identification number
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**EXCEPTIONS THAT AVOID THE UNDERPAYMENT PENALTY**

No interest is due and this form should not be filed if:

- A. the tax year ends less than 2 years after the decedent's date of death;
- B. the tax liability on gross income after deducting Maryland withholding is \$500 or less; or
- C. each current year payment, made quarterly as required, is equal to or more than one-fourth of 110% of last year's taxes.

**REQUIRED ANNUAL PAYMENT**

1. Total Maryland income (from line 27 of Form 504)		\$ _____
2. 2004 Maryland and local tax (from line 32 of Form 504)		_____
3. Credits (from lines 39 and 40 of Form 504)	_____	
4. Total <u>tax</u> developed on tax preference items	_____	
5. Total (Add lines 3 and 4.)		_____
6. Balance (Subtract line 5 from line 2.)		_____
7. Multiply line 6 by 90% (.90)		_____
8a. 2003 tax [Enter amount from line 32 (reduced by any credits on lines 38 and 39) of 2003 Form 504.]	_____	
8b. Multiply line 8a by 110% (1.10)	_____	
9. Minimum withholding and/or estimated tax required (Enter the lesser of line 7 or 8b.)		\$ _____

**COMPUTATION OF UNDERPAYMENT**

INSTALLMENT PERIODS	DUE DATES OF INSTALLMENTS			
	April 15, 2004	June 15, 2004	September 15, 2004	January 15, 2005
	Jan. 1 to Mar. 31	Jan. 1 to Jun. 30	Jan. 1 to Sept. 30	Jan. 1 to Dec. 31
10. Required payments. Enter the amount derived from line 9 or line 32, whichever is applicable. (See instructions.)				
11. Estimated tax paid and tax withheld per period (See instructions.)				
12. Underpayment per period (Subtract line 11 from line 10.) If less than zero, enter zero.				

**COMPUTATION OF INTEREST**

13. Interest factor (based on 13% annual rate)	.0217	.0325	.0433	.0325
14. Multiply underpayment on line 12 by the factor on line 13 for each period.				
15. Interest (Add amounts on line 14.) Place total on line 46 of Form 504 and include amount in your total payment with return.				

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**CAUTION: COMPLETE LINES 16-32 OF ONE COLUMN BEFORE GOING TO THE NEXT COLUMN**

**ANNUALIZED INCOME INSTALLMENT METHOD**

	<b>INCOME PERIODS</b>			
	Jan. 1 to Feb. 28	Jan. 1 to Apr. 30	Jan. 1 to July 31	Jan. 1 to Nov. 30
16. Taxable income without exemption for each period				
17. Annualization factor	<b>6</b>	<b>3</b>	<b>1.71429</b>	<b>1.09091</b>
18. Annualized income (Multiply line 16 by line 17)				
19. Exemption (Personal representative enter \$600 all other fiduciaries enter \$200)				
20. Annualized taxable income (Subtract line 19 from line 18)				
21. Compute the tax on the amount from line 20 (See instructions)				
22. Credits and tax developed on tax preference items (See instructions)				
23. Total tax after credits (Subtract line 22 from line 21). If less than zero, enter zero				
24. Applicable percentage	<b>22.5% (.225)</b>	<b>45% (.45)</b>	<b>67.5% (.675)</b>	<b>90% (.9)</b>
25. Annualized tax (year to date amount) (Multiply line 23 by line 24)				
26. Add the amounts from line 32 in all preceding columns				
27. Subtract line 26 from line 25. If less than zero, enter zero				
28. Enter 1/4 of line 9 from page 1 in each column				
29. Enter amount from line 31 of the preceding column				
30. Add line 28 and line 29 and enter total				
31. Subtract line 27 from line 30. If less than zero, enter zero				
32. Enter the smaller of line 27 or line 30 here and the cumulative amounts on line 10 of page 1. (See instructions)				

# Underpayment of Estimated Maryland Income Tax By Fiduciaries

## GENERAL INSTRUCTIONS

Section 10-815 of the Tax-General Article of the Annotated Code of Maryland requires every individual, including a fiduciary, who receives taxable income which is not subject to Maryland withholding or from which not enough Maryland tax is withheld to file a declaration of estimated tax if the income can be expected to develop a tax of more than \$500 in excess of the Maryland withholding. Furthermore, Sections 13-602 and 13-702 stipulate that any individual so required to file, who either (1) fails to file on the date or dates prescribed; (2) fails to pay the installment or installments when due; or (3) estimates a tax less than ninety (90) percent of the developed tax shown on the return for the current tax year and less than the tax paid for the prior year, shall be subject to interest and penalty.

## WHO MUST FILE

If you believe that you are liable for interest for one of the reasons outlined above, then please complete and submit this form with your tax return.

If you meet one of the following exceptions, then you are not required to file this form:

- (1) the tax year ends less than two years after the decedent's date of death;
- (2) the tax liability on gross income after deducting Maryland withholding is \$500 or less; or
- (3) each current year payment, made quarterly as required, is equal to or more than 1/4 of 110% of last year's tax.

If you want us to figure the interest for you, complete your return as usual. Do not file Form 504UP. You will be notified of any interest due.

**IMPORTANT:** If you complete Form 504UP and, because of the distribution of income, have no interest due, attach the form to your fiduciary return and write code number **301** in the box marked Code Number at the bottom of Form 504, above the signature area.

If you use the annualization method to calculate interest for underpayment of estimated tax, attach Form 504UP to your fiduciary return and write code number **301** in the box marked Code Number at the bottom of Form 504. **In order for the Revenue Administration Division to recognize your use of this calculation method, you must enter the code number and attach the form, even if there is no interest due.**

## SPECIFIC INSTRUCTIONS

**Lines 1 through 9** are used to determine the minimum amount required to be paid by estimated or withholding tax to avoid interest.

### Lines 1-3

Enter the amounts specified from your 2004 Form 504.

### Line 4

Multiply the amount on line 6 of the Form 502TP by 4.75% (.0475). Apply the local tax rate in effect for your return and enter the sum on this line. (nonresidents use .0125)

### Line 8

If your 2003 tax was corrected or amended, be sure to include any additional tax when calculating your total tax for the year.

**Lines 10 through 12** will determine which periods are underpaid and the amount of underpayment.

### Line 10

If you are utilizing the regular method of computing the underpayment of estimated income tax, then enter one-fourth of line 9 in column 1, one-half of line 9 in column 2, three-fourths of line 9 in column 3 and an amount equal to line 9 in column 4. If you are utilizing the annualized income installment method, enter the amounts from line 32 in the respective columns.

### Line 11

Enter in each column the sum of any estimated payments you have made and any Maryland tax withheld for the period covered by that column. **NOTE:** Just as in line 10, each successive entry will include the amount from the prior columns. For example, if you paid \$500 in estimated payments each quarter, the first column will contain \$500, the second \$1,000, the third \$1,500 and the fourth \$2,000.

**Lines 13 through 15** determine the amount of interest due for each underpaid quarter.

### Line 13

The factors represent the interest rate for the portion of the year between the due date of each quarter and the due date of the next quarter. The rate is 1/12 of 13% for each month or part of a month from the due date. If your estimated tax payment was not timely, but was paid earlier than the due date of the next quarter, adjust the factor as follows: count the number of months from the due date that

the payment was late. Treat a partial month as one month. Divide that number by twelve and multiply it by the 13% annual rate. Apply this adjusted factor to the underpaid amount on line 12.

#### **Line 14**

Using the factors on line 13 or the adjusted factor described above, determine the amount of interest due for each quarter and enter the amounts in the appropriate columns.

#### **Line 15**

Add all interest amounts in columns 1 through 4 on line 14. Enter the total interest on line 46 of your Form 504. Attach this form to your Form 504.

### **ANNUALIZED INCOME INSTALLMENT METHOD**

If your income varied during the year, you may be able to lower or eliminate the amount of one or more required installments by using the annualized income installment method. If you use this method for any payment due date, you must use it for all payment due dates. This method automatically selects the smaller of the annualized income installment or the regular installment.

You must complete lines 16-32 of one column before starting the next column.

#### **Line 16**

Enter in each column the income received for the period of the year covered by the column. NOTE: Each successive column will include the amount from the prior columns. See the example in the instructions for line 11.

#### **Line 19**

Personal representatives of a decedent's estate should enter \$600, all other fiduciaries enter \$200.

#### **Line 21**

Compute the state and local tax on the amount on line 20 using the tax rate schedules provided in the instructions for Form 504. Enter the total on line 21.

#### **Line 22**

Enter in the appropriate column the amount of any credits from line 39 and 40 of the Form 504 and tax developed on tax preference items.

#### **Line 32**

Enter the smaller of line 27 or line 30 in each respective column and the cumulative amounts on line 10 of page 1. This is the amount of the required payments for each period.

Follow the instructions for lines 11 through 15 to compute the amount of interest for the underpayment of estimated taxes, if any.