

**Utah Composite Return for
Nonresident Professional Team Members**

**2000
TC-65PA**
Rev. 12/00

For the year ending Dec. 31, 2000, or fiscal taxable year beginning _____ and ending _____.

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Team name		
Team mailing address		
City	State	Zip Code
Telephone number ()	Team Federal Employer Identification Number (EIN)	

1. Utah income attributable to nonresident team members included in composite filing (complete form TC-65PA Schedule N on the reverse side).....	●	1		00
2. Deduction amount (multiply line 1 by .15).....		2		00
3. Utah taxable income attributable to nonresident team members included in composite filing (line 1 less line 2).....		3		00
4. Tax rate.....		4	.07	
5. Tax (line 3 multiplied by line 4).....	●	5		00
6. Taxes prepaid (this includes extension prepayments and voluntary tax prepayments).....		6		00
7. Net tax due (if line 5 is greater than line 6, subtract line 6 from line 5 and enter the amount on this line).....	●	7		00
8. Refund (if line 6 is greater than line 5, subtract line 5 from line 6 and enter the amount on this line).....		8		00

Official Use Only	

Under penalties of perjury, I declare that to the best of my knowledge, this return and accompanying schedules are true, correct, and complete.

Signature of general partner/member	Date
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Paid Preparer's Section	Paid preparer's signature	Date	Check if self-employed <input type="checkbox"/>	Preparer's social security no. — —
	Firm's name (or yours if self-employed)	Telephone number	Employer identification number —	
	Paid preparer's complete address	City	State	ZIP Code

Return to be filed with the Utah State Tax Commission, 210 N 1950 W, SLC, UT 84134-0270, telephone (801) 297-2200 or 1-800-662-4335.

TC-65PA Instructions

Who may file this return

Professional athletic teams may file this return only on behalf of nonresident team members that meet all of the following conditions.

1. Utah nonresident team members included on the return may not have other income from Utah sources except team compensation. Utah resident team members may not be included on a composite return.

2. Utah nonresident team members that are entitled to mineral production tax withholding credits, agricultural off-highway gas tax credits, or other Utah credits, may not be included in a composite filing, but must individually file form TC-40, Utah Individual Income Tax Return.

3. Participating team members must acknowledge through their election that the composite return constitutes an irrevocable filing and that they may not file an individual income tax return in Utah for that year.

When and where the return must be filed

A return must be filed with the Utah State Tax Commission, 210 N 1950 W, SLC, UT 84134-0230 on or before the 15th day of the fourth month after the close of the team's taxable year. If the due date falls on a Saturday, Sunday, or legal holiday, the return will be due the following business day.

Extension of time for filing return

Taxpayers are automatically allowed an extension of up to six months to file their returns. This is an extension of time for filing the return and not an extension of time to pay tax due. To avoid penalty and interest, the payment requirements must be met on or before the original due date and all returns must be filed within the six month extension period.

The prepayment amount must equal at least 90 percent of the tax due in the current year, or 100 percent of the amount of the previous year's Utah tax liability.

Underpayment of extension prepayment is subject to penalty (see below).

Penalties

The penalty for **failure to file a tax due return** by the due date is the greater of \$20 or 10 percent of the unpaid tax. In addition, if a tax balance remains unpaid 90 days after the due date, a second penalty, the greater of \$20 or 10 percent of the tax balance, will be added for failure to pay timely.

The penalty for **failure to pay tax due** as reported on a timely filed return, or within 30 days of a notice of deficiency, is the greater of \$20 or 10 percent of the tax due.

The penalty for **underpayment of an extension prepayment** is 2 percent per month of the unpaid tax during the extension period.

The penalty for **failure to file an information return or a complete supporting schedule** is \$50 for each return or schedule to a maximum of \$1,000.

For a list of additional penalties that may be imposed, please refer to Utah Code Ann. Section 59-1-401.

Interest

Interest is assessed at the rate prescribed by law from the original due date of the return until the tax is paid in full. Parts "B" and "C" of form TC-675R must be furnished by the producer to the recipients. The recipients will take credit

against the tax for the amount withheld and attach copy "B" to the Utah individual income tax return, fiduciary tax return, or corporation tax return. The recipient must retain copy "C" for verification of the amounts of tax withheld by the producer. For information, taxpayers may request form TC-15, Applicable Interest Rates, by calling or writing the Utah State Tax Commission, 210 North 1950 West, Salt Lake City, Utah 84134, telephone number (801) 297-6700 or 1-800-662-4335 ext. 6700.

The interest rate for most taxes and fees administered by the Tax Commission for the 2001 calendar year is 8 percent.

Signature

The return must be signed by an individual authorized to sign for the team.

Liability for tax

Nonresident team members are subject to Utah income tax for the total compensation received from a professional athletic team for services performed for the team in Utah. This calculation is made by multiplying the team member's total team compensation by a fraction, the numerator of which is the number of duty days spent by the team member in Utah, and the denominator of which is the total number of duty days spent by the team member both within and without Utah.

Definitions

- "Professional athletic team" includes any professional baseball, basketball, football, soccer, or hockey team.
- "Team member" includes those employees who are active players, players on the disabled list, and any other persons required to travel and who do travel with and perform services on behalf of a professional athletic team on a regular basis. This includes coaches, managers, and trainers.
- "Duty days" means all days during the taxable year from the beginning of the professional athletic team's official preseason training period through the last game in which the team competes or is scheduled to compete.
 - Duty days shall also include days on which a member of a professional athletic team renders a service for a team on a date that does not fall within the period described in 3. For example, participation in instructional leagues, the Pro Bowl or other promotional caravans. Rendering a service includes conducting training and rehabilitation activities, if conducted at the facilities of the team.
 - Included within duty days shall be game days, practice days, days spent at team meetings, promotional caravans, and preseason training camps, and days served with the team through all postseason games in which the team competes or is scheduled to compete.
 - Duty days for any person who joins a team during the season shall begin on the day that person joins the team, and for a person who leaves a team shall end on the day that person leaves the team. If a person switches teams during a taxable year, a separate duty day calculation shall be made for the period that person was with each team.
 - Days for which a team member is not compensated and is not rendering services for the team in any manner, including days when the team member has been suspended without pay and prohibited from performing any services for the team, shall not be treated as duty days.
 - Days for which a team member is on the disabled list shall be presumed not to be duty days spent in the state. They shall, however, be included in total duty days spent within and without the state.

f) Travel days that do not involve either a game, practice, team meeting, promotional caravan or other similar team event are not considered duty days spent in the state. They shall, however, be included in total duty days spent within and without the state.

4. "Total compensation received from a professional athletic team" means the total compensation received during the taxable year for services rendered:

a) from the beginning of the official preseason training period through the last game in which the team competes or is scheduled to compete during that taxable year; and

b) during the taxable year on a date that does not fall within the period in 4(a), for example, participation in instructional leagues, the Pro Bowl, or promotional caravans.

5. "Total compensation" includes salaries, wages, bonuses, and any other type of compensation paid during the taxable year to a team member for services performed in that year.

a) Total compensation shall not include strike benefits, severance pay, termination pay, contract or option-year buyout payments, expansion or relocation payments, or any other payments not related to services rendered to the team.

b) "Bonuses" subject to the compensation calculation are:

(1) bonuses earned as a result of play during the season, including performance bonuses, bonuses paid for championship, playoff or bowl games played by a team, or for selection to all-star league or other honorary positions; and

(2) bonuses paid for signing a contract, unless all of the following conditions are met:

(a) the payment of the signing bonus is not conditional upon the signee playing any games for the team, or performing any subsequent services for the team, or even making the team;

(b) the signing bonus is payable separately from the salary and any other compensation; and

(c) the signing bonus is nonrefundable.

Recordkeeping requirements

Professional athletic teams filing on behalf of nonresident team members shall keep adequate records to substantiate their determination or to permit a determination by the Tax Commission of the team members' team compensation that was derived from or connected with sources in this state.

Rounding Off To Whole Dollar Amounts

All entries must be reported in whole dollar amounts.