



NET OPERATING LOSS (NOL) DEDUCTION

Business Organization Name

Taxpayer Identification Number

MMDDYYYY

MMDDYYYY

For the CALENDAR year **2022**
or other taxable period beginning:

and ending:

	Column A Ending date of taxable period in which NOL occurred	Column B New Hampshire NOL available for carryforward from DP-131-A	Column C Amount of NOL carry forward which has been used in taxable periods prior to this taxable period	Column D Amount of NOL to be used as a deduction in this taxable period (See Instructions)	Column E Amount of NOL to carryforward to future taxable period
1	<input type="text"/>				
2	<input type="text"/>				
3	<input type="text"/>				
4	<input type="text"/>				
5	<input type="text"/>				
6	<input type="text"/>				
7	<input type="text"/>				
8	<input type="text"/>				
9	<input type="text"/>				
10	<input type="text"/>				
11					

Line 11 - Total Columns B, C, D, & E (Sum Lines 1 - 10 in each respective column).

The amount of NOL carryforward deducted this taxable period is Column D, Line 11(see instructions).

This is the amount to be reported on the applicable Business Profits Tax return.

NOTE: Column B less Column C should equal the sum of Column D plus Column E.



NET OPERATING LOSS (NOL) DEDUCTION - Instructions

WHEN TO USE FORM DP-132

Use this form to detail the NOL carryforward amounts that comprise the current taxable period NOL deduction taken on Form NH-1040, NH-1041, NH-1065 or NH-1120. This form must be attached to the New Hampshire tax return for the taxable period the NOL deduction is claimed.

WHEN TO USE FORM DP-132-WE

Use Form DP-132-WE to detail the NOL carryforward amounts that comprise the current taxable period NOL deduction taken on NH-1120-WE. See Rev 307.07, d and e. If there are two or more New Hampshire nexus members of the combined group, attach additional Forms DP-132-WE.

Chapter 241, Laws of 2022 (Senate Bill 435) amended RSA 77-A:4, XIII by removing the requirement to use the §172 of the U.S. Internal Revenue Code in effect on December 31, 1996 in the calculation of net operating loss carryover. This act takes effect on July 1, 2022 and shall apply to business organizations' tax years ending on or after December 31, 2022. Affected business organizations shall use the §172 of the U.S. Internal Revenue Code in effect as defined in RSA 77-A:1, XX.

NAME AND TAXPAYER IDENTIFICATION NUMBER

Enter the Business Organization's name and Taxpayer Identification Number [Social Security Number (SSN), Federal Employer Identification Number (FEIN), or Department Identification Number (DIN)] in the spaces provided.

For the purpose of administering any state tax as allowed under 42 U.S.C. Section 405, the Commissioner of the Department of Revenue Administration is authorized to require the submission of an SSN, FEIN, or any other identifying number used in filing or preparing federal tax returns by individuals, businesses, or return preparers. (See RSA 21-J:27-a; N.H. Code of Admin. Rules, Rev 2903.02(c); and 42 U.S.C. Section 405(c)(2)(C)(i)). Where SSNs or FEINs are required, taxpayers who have been issued a DIN shall use their DIN only, and not their SSN or FEIN.

Enter the beginning and ending dates of the taxable period if different from the calendar year.

Column (A)

Enter the month, day, and year (MMDDYYYY) of each taxable period from which the NOL is being carried forward.

Column (B)

Enter the amount of the NOL that is available for carryforward purposes.

Combined groups DP-132-WE: If there is more than one New Hampshire nexus member in the combined group, then the carryforward loss must be allocated in accordance with the N.H. Code of Admin. Rules, Rev. 303.03 for that tax period.

The apportioned loss cannot exceed the following limits based on the tax period in which the loss was incurred. For taxable periods ending:

From July 1, 2005 to December 31, 2012 the maximum amount that may be carried forward is \$1,000,000.

For taxable periods ending on or after January 1, 2013, the maximum amount that may be carried forward is \$10,000,000.

Column (C)

Enter the NOL amount that was claimed as a deduction in the prior taxable period(s).

Column (D)

Enter only those amounts that will be claimed as a deduction this taxable period. **NOTE:** For tax periods ending on or after December 31, 2022, the deduction claimed in this column is limited to the lesser of the NOL available or 80% of current year taxable income. NOL Carryforwards from tax periods ending prior to December 31, 2018 are not subject to the 80% limitation.

For example: If you have NOL available from prior years totaling \$100,000 and your current year taxable income is \$100,000, the NOL available to apply is as follows:

Current year Taxable Income: $\$100,000 \times 80\% = \$80,000$

Total NOL available to apply from prior periods = \$100,000

As the lesser of the two is \$80,000, you are limited to apply \$80,000 of available NOL in the current year, leaving you with \$20,000 available to carryforward to future tax years.

Column (E)

Enter the excess amount(s) available for future deduction.

N.H. Code of Admin. Rules, Rev 303.03 of the New Hampshire Business Profits Tax includes guidance on how to compute the NOL. The RSAs and administrative rules regarding NOL provisions (RSA 77-A:4, XIII and Rev 303.03) may be obtained from our website at www.revenue.nh.gov or by visiting any New Hampshire Depository Library or the New Hampshire State Library, 20 Park Street, Concord, NH 03301, where copies may be made for a fee.