

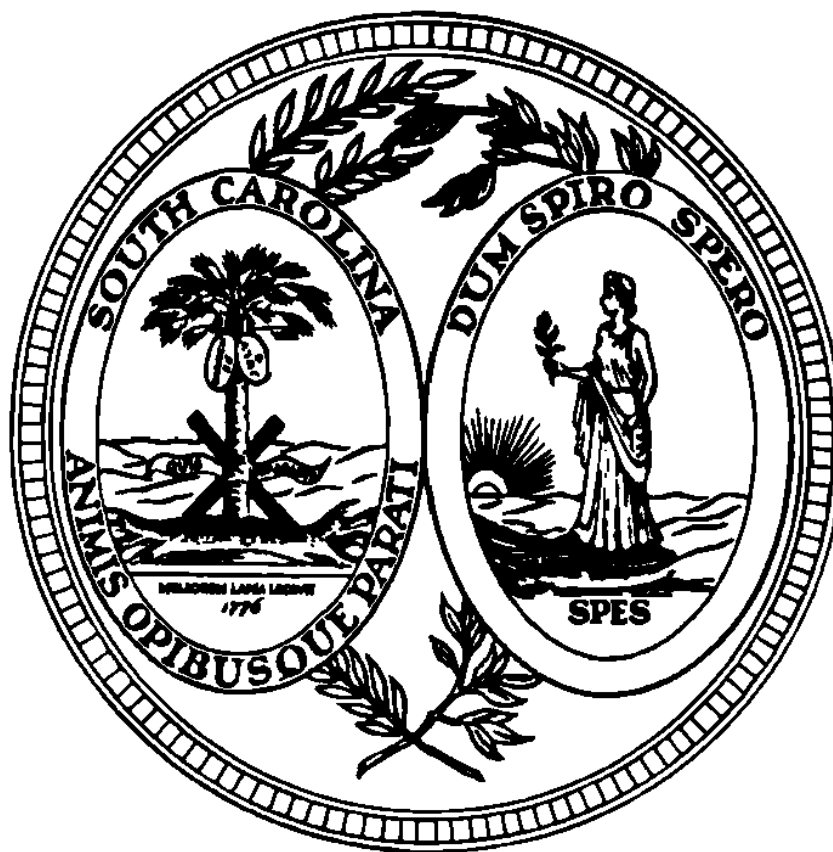
**STATE OF SOUTH CAROLINA  
DEPARTMENT OF REVENUE**

**www.sctax.org**

**INSTRUCTIONS AND FORMS FOR**

**2009**

**DECLARATION OF ESTIMATED TAX  
FOR FIDUCIARIES**



**FORM SC1041ES**

(Rev. 11/12/08) 3085

## WORKSHEET AND RECORD OF ESTIMATED TAX PAYMENT

### HOW TO COMPUTE ESTIMATED TAX (Nonresident - see special instructions below.)

Below is the Estimated Tax worksheet with the tax computation schedule for computing estimated tax. Use the 2008 income tax return as a guide for figuring the estimated tax.

### NONRESIDENT - SPECIAL INSTRUCTIONS

Use the 2008 SC1041 Part III as a basis for determining the income from South Carolina sources subject to estimated tax. Use the Tax Computation Schedule. Enter the estimated tax on line 4 of the worksheet. Withhold 7% of income from South Carolina sources payable to nonresident beneficiaries. Enter the estimated tax to be withheld on line 9. Withholding of tax on income from South Carolina sources is not applicable to nonresident beneficiaries whose income is exempt from withholding by affidavit. See Affidavit Form I-41.

### 2009 ESTIMATED TAX WORKSHEET

1. Enter amount of federal taxable income from the 2009 federal Form 1041ES, line 6. . . . .	1. \$ _____
2. SC adjustments (plus or minus). . . . .	2. \$ _____
3. South Carolina taxable income (line 1 plus or minus line 2). . . . .	3. \$ _____
4. Tax (Figure the tax on line 3 by using the Tax Computation Schedule in these instructions.) . . . . .	4. \$ _____
5. Enter any additional tax (SC4972 and/or I-335) . . . . .	5. \$ _____
6. Add lines 4 and 5. . . . .	6. \$ _____
7. Credits . . . . .	7. \$ _____
8. Subtract line 7 from line 6 . . . . .	8. \$ _____
9. Enter 7% of estimated income from South Carolina sources payable to nonresident beneficiaries. . . . .	9. \$ _____
(See special instructions.)	
10. Estimated Tax (Add lines 8 and 9.) . . . . .	10. \$ _____
11. State income tax estimated to be withheld during the entire year 2009 . . . . .	11. \$ _____
12. Balance estimated tax (subtract line 11 from line 10.) If \$100.00 or more, complete and file the payment voucher along with the payment; if less, no payment is required at this time . . . . .	12. \$ _____
Caution: Fiduciaries are required to prepay at least 90% of their tax liability each year.* If less than 90% of the actual tax liability is prepaid, the fiduciary may be subject to a penalty. To avoid this, make sure the estimate is as accurate as possible.	
13. If the first payment required to file is:	
Due April 15, 2009, enter 1/4.	} of line 12 (less any 2008 overpayment applied to 2009 estimated tax) here and on your payment voucher . . . . .
Due June 15, 2009, enter 1/2	
Due September 15, 2009 enter 3/4	
Due January 15, 2010 enter amount	
	13. \$ _____

\* not applicable to estates for the first two tax years after the decedent's death.

## 2009 Tax Computation Schedule for South Carolina Residents and Nonresidents

TAX COMPUTATION SCHEDULE	Example of computation																																										
If the amount on line 3 of worksheet is: Compute the tax as follows:	South Carolina income subject to tax on line 3 of worksheet is \$15,240. The tax is calculated as follows:																																										
<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 30%;"></td> <td style="text-align: center;">BUT NOT</td> <td style="width: 30%;"></td> <td style="width: 10%;"></td> </tr> <tr> <td style="text-align: center;">OVER --</td> <td style="text-align: center;">OVER--</td> <td style="text-align: center;">--0--</td> <td></td> </tr> <tr> <td style="text-align: center;">\$0</td> <td style="text-align: center;">\$2,740</td> <td style="text-align: center;">0% Times the amount</td> <td></td> </tr> <tr> <td style="text-align: center;">2,740</td> <td style="text-align: center;">5,480</td> <td style="text-align: center;">3% Times the amount less \$ 82</td> <td></td> </tr> <tr> <td style="text-align: center;">5,480</td> <td style="text-align: center;">8,220</td> <td style="text-align: center;">4% Times the amount less \$ 137</td> <td></td> </tr> <tr> <td style="text-align: center;">8,220</td> <td style="text-align: center;">10,960</td> <td style="text-align: center;">5% Times the amount less \$ 220</td> <td></td> </tr> <tr> <td style="text-align: center;">10,960</td> <td style="text-align: center;">13,700</td> <td style="text-align: center;">6% Times the amount less \$ 329</td> <td></td> </tr> <tr> <td style="text-align: center;">13,700+</td> <td style="text-align: center;">or more</td> <td style="text-align: center;">7% Times the amount less \$ 466</td> <td></td> </tr> </table>		BUT NOT			OVER --	OVER--	--0--		\$0	\$2,740	0% Times the amount		2,740	5,480	3% Times the amount less \$ 82		5,480	8,220	4% Times the amount less \$ 137		8,220	10,960	5% Times the amount less \$ 220		10,960	13,700	6% Times the amount less \$ 329		13,700+	or more	7% Times the amount less \$ 466		<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="text-align: right;">\$15,240</td> <td style="text-align: left;">income from line 3 of worksheet</td> </tr> <tr> <td style="text-align: right;">X</td> <td style="text-align: left;">.07 percent from tax computation schedule</td> </tr> <tr> <td style="text-align: right; border-top: 1px solid black;">1,067</td> <td style="text-align: left; border-top: 1px solid black;">(1,066.80 rounded to the nearest whole dollar)</td> </tr> <tr> <td style="text-align: right;">-</td> <td style="text-align: left;">466 subtract amount from tax computation schedule</td> </tr> <tr> <td style="text-align: right; border-top: 1px solid black;">\$ 601</td> <td style="text-align: left; border-top: 1px solid black;"></td> </tr> </table> <p>\$601 is the amount of tax to be entered on line 4 of worksheet</p>	\$15,240	income from line 3 of worksheet	X	.07 percent from tax computation schedule	1,067	(1,066.80 rounded to the nearest whole dollar)	-	466 subtract amount from tax computation schedule	\$ 601	
	BUT NOT																																										
OVER --	OVER--	--0--																																									
\$0	\$2,740	0% Times the amount																																									
2,740	5,480	3% Times the amount less \$ 82																																									
5,480	8,220	4% Times the amount less \$ 137																																									
8,220	10,960	5% Times the amount less \$ 220																																									
10,960	13,700	6% Times the amount less \$ 329																																									
13,700+	or more	7% Times the amount less \$ 466																																									
\$15,240	income from line 3 of worksheet																																										
X	.07 percent from tax computation schedule																																										
1,067	(1,066.80 rounded to the nearest whole dollar)																																										
-	466 subtract amount from tax computation schedule																																										
\$ 601																																											

### RECORD OF ESTIMATED TAX PAYMENT

	Overpayment Credit on 2008 Return	Voucher 1	Voucher 2	Voucher 3	Voucher 4	Total All Columns
Date						
Amount						▶

**STATE OF SOUTH CAROLINA  
FIDUCIARY DECLARATION OF ESTIMATED TAX  
INSTRUCTION AND WORKSHEET**

The enclosed declaration payment-vouchers are provided for fiduciaries to file their declaration of estimated tax. **Quarterly billings will not be made.** The payment-voucher must be attached to each payment for proper posting of the amount paid.

**A WHICH FIDUCIARIES MUST FILE A DECLARATION**

Every fiduciary must file a declaration of estimated tax for 2009 if the expected total amount of tax owed when the return is filed will be \$100.00 or more. Expected total tax includes income tax required to be withheld on distributions of income from South Carolina sources to nonresident beneficiaries. This requirement to file a declaration of estimated tax includes all resident fiduciaries, also all nonresident fiduciaries receiving income from South Carolina sources.

Exceptions for filing a declaration are:

- (1) **Estates** are not required to file a declaration of estimated tax for the first two tax years after a decedent's death.
- (2) **A fiduciary** is not required to file a declaration of estimated tax if the fiduciary had no tax liability for the prior year and the prior year tax return was (or would have been, had the fiduciary been required to file) for a full 12 months.

**B WHEN TO FILE ESTIMATED TAX DECLARATIONS**

A fiduciary on the calendar year period will generally file a declaration of estimated tax voucher on April 15, 2009, June 15, 2009, September 15, 2009 and January 15, 2010.

- (1) Other declaration filing dates if not required to file on April 15.

**If the requirement is met after:**

April 1 and before June 1  
June 1 and before September 1  
September 1

**Filing date is:**

June 15, 2009  
September 15, 2009  
January 15, 2010

- (2) Fiscal Year taxpayers must file their declaration of estimated tax vouchers on the 15th day of the 4th, 6th, and 9th months of the fiscal year and the first month of the following fiscal year.

**C PAYMENT OF ESTIMATED TAX**

Pay the estimated tax in equal amounts on the required filing dates attached to the corresponding voucher; however, the estimated tax may be paid in full on the first required filing date. Instead of making the last payment of estimated tax on January 15 (Voucher Number 4), the completed income tax return may be filed by February 1 and the balance of all income tax paid in full. Any overpayment of estimated tax may be either refunded or credited to the next year.

**D DECLARATION**

If it is found that the estimated tax is substantially increased or decreased, the adjusted declaration should be filed on or before the next filing date. A special form for adjusting your declaration will not be needed. Therefore, you must use the regular declaration voucher for the filing period.


**E PENALTY FOR FAILURE TO FILE AND PAY ESTIMATED TAX**

The fiduciary may be charged a penalty for the failure to file and pay estimated tax. The penalty does not apply if each payment is timely and is at least 90% of the total tax due. Most fiduciaries filing a declaration may also avoid penalty by paying 100% of the tax shown to be due on the return filed for the preceding taxable year. The fiduciary must have filed a South Carolina return for the preceding tax year and it must have been for a full 12-month year. However, the 100% of last year's tax liability safe harbor is modified to be 110% of last year's tax liability for any estate or trust with an adjusted gross income of more than \$150,000 as shown on the return for the preceding tax year. (To compute modified adjusted gross income use federal guidelines and make South Carolina adjustments.) Use SC2210 to compute the penalty.

**F HOW TO USE THE PAYMENT-VOUCHER**

- (1) Enter your name, address and Federal ID number in the space provided.
- (2) Enter the amount shown on line 13 of the worksheet on the Amount of Payment line. If no payment amount is due, SC1041ES needs to be filed.
- (3) Tear off at the perforation.
- (4) Attach your check or money order, made payable to the South Carolina Department of Revenue, to the payment-voucher. Mail the payment-voucher and remittance to the South Carolina Department of Revenue, Estimated Tax, Columbia, SC 29214-0005.

**VERY IMPORTANT** -- Fill in the Record of Estimated Tax Payments so you will have a record of all payments made. The Department will not mail you a statement showing the amount of estimated tax paid during the year.

1350	 STATE OF SOUTH CAROLINA DEPARTMENT OF REVENUE <b>2009</b> <b>FIDUCIARY DECLARATION OF ESTIMATED TAX</b>	<b>SC1041ES</b> (Rev. 11/12/08) 3085	Due April 15, 2009 <b>Payment Voucher Quarter 1</b>
<b>Mail to:</b> SC Department of Revenue, Estimated Tax, Columbia SC 29214-0005 <b>Federal Employer I.D. Number</b> Name of Estate or Trust Name and Title of Fiduciary Address of Fiduciary City, State, ZIP Code and County		Return this form with check or money order payable to: <b>The SC Department of Revenue</b> Amount of Payment \$ _____ 14-0830 Office Use Only	

30851026

**INSTRUCTIONS TO FOLLOW WHEN ADJUSTING YOUR DECLARATION**

1. Recalculate the Estimated Tax Worksheet using the corrected amounts of income, deductions and exemptions from the federal information.
2. Fill out the Adjusted Declaration Schedule to determine the amount to be paid.
3. Refer to the payment-voucher for the filing period and insert the adjusted amount of payment.
4. Tear off payment voucher at the perforation and mail with your payment.

<b>2009 ADJUSTED DECLARATION SCHEDULE</b> (Use if the estimated tax changes after filing your declaration.)	
1. Adjusted estimated tax enter here .....	
2. Less (A) Amount of 2008 overpayment elected for credit to 2009 .....	
(B) Estimated tax payments to date .....	
(C) Total of lines 2(A) and (B) .....	
3. Unpaid balance (subtract line 2c from line 1) .....	
4. Amount to be paid (line 3 divided by number of remaining filing dates) Enter here and on payment-voucher .....	

**Social Security Privacy Act Disclosure**

It is mandatory that you provide your social security number on this tax form if you are an individual taxpayer. 42 U.S.C 405(c)(2)(C)(i) permits a state to use an individual's social security number as means of identification in administration of any tax. SC Regulation 117-201 mandates that any person required to make a return to the SC Department of Revenue shall provide identifying numbers, as prescribed, for securing proper identification. Your social security number is used for identification purposes.

**The Family Privacy Protection Act**

Under the Family Privacy Protection Act, the collection of personal information from citizens by the Department of Revenue is limited to the information necessary for the Department to fulfill its statutory duties. In most instances, once this information is collected by the Department, it is protected by law from public disclosure. In those situations where public disclosure is not prohibited, the Family Privacy Protection Act prevents such information from being used by third parties for commercial solicitation purposes.

1350



STATE OF SOUTH CAROLINA  
DEPARTMENT OF REVENUE  
**2009**

**FIDUCIARY DECLARATION OF ESTIMATED TAX**

**SC1041ES**  
(Rev. 11/12/08)  
3085

**Due June 15, 2009**  
**Payment Voucher Quarter**

**2**

**Mail to:** SC Department of Revenue, Estimated Tax, Columbia SC 29214-0005

**Federal Employer I.D. Number**

Name of Estate or Trust

Name and Title of Fiduciary

Address of Fiduciary

City, State, ZIP Code and County

Return this form with check or money order payable to:  
**The SC Department of Revenue**

Amount of Payment

\$

14-0830

Office Use Only

30851026

1350



STATE OF SOUTH CAROLINA  
DEPARTMENT OF REVENUE  
**2009**

**FIDUCIARY DECLARATION OF ESTIMATED TAX**

**SC1041ES**  
(Rev. 11/12/08)  
3085

**Due September 15, 2009**  
**Payment Voucher Quarter**

**3**

**Mail to:** SC Department of Revenue, Estimated Tax, Columbia SC 29214-0005

**Federal Employer I.D. Number**

Name of Estate or Trust

Name and Title of Fiduciary

Address of Fiduciary

City, State, ZIP Code and County

Return this form with check or money order payable to:  
**The SC Department of Revenue**

Amount of Payment

\$

14-0830

Office Use Only

30851026

1350



STATE OF SOUTH CAROLINA  
DEPARTMENT OF REVENUE  
**2009**

**FIDUCIARY DECLARATION OF ESTIMATED TAX**

**SC1041ES**  
(Rev. 11/12/08)  
3085

**Due January 15, 2010**  
**Payment Voucher Quarter**

**4**

**Mail to:** SC Department of Revenue, Estimated Tax, Columbia SC 29214-0005

**Federal Employer I.D. Number**

Name of Estate or Trust

Name and Title of Fiduciary

Address of Fiduciary

City, State, ZIP Code and County

Return this form with check or money order payable to:  
**The SC Department of Revenue**

Amount of Payment

\$

14-0830

Office Use Only

30851026