Net loss/net capital loss deductions

Oregon 2008 Form 20

Oregon 2008 Form 20-I

Oregon 2008 Form 20-S

Oregon 2008 Form 20-INS

Oregon 2008 Form 20

Net loss deduction

- A net loss is the amount determined under IRC chapter 1, subtitle A, with the modifications specifically prescribed under Oregon law.
- The Oregon deduction is the sum of unused net losses assigned to Oregon for preceding taxable years.
- Enter the deduction on **line 14 if taxable only by Oregon**.
- Enter the deduction on Schedule AP-2, **line 10a if taxable both in Oregon and another state.**
- Net Losses occurring in tax years starting on or after January 1, 1987, can be carried forward up to 15 years.
- Oregon does **not** allow net losses to be carried back.
- For losses and built-in losses occurring before a change in ownership (SRLY limitations), Oregon is tied to the federal limitations. IRC 382 and 384; ORS 317.476 and 317.478
- The total Net Loss Deduction on a consolidated Oregon return is the sum of the net losses available to each of the corporations subject to the limitations in OAR 150-317.476(4).
- Real Estate Investment Trusts (REITs), if qualified under IRC 856, are not allowed a Net Loss Deduction. ORS 317.476(5)

Net capital loss deduction

- Enter the deduction on **line 14 if taxable only by Oregon.**
- Enter the deduction on Schedule AP-2, **line 10b if taxable both in Oregon and another state.**
- Oregon allows a net capital loss deduction for losses **apportioned to Oregon** and carried from another year.
- The deductible loss is limited to net capital gain included in Oregon income.
- **Attach a schedule** showing your computations including the tax year the net capital loss originated. OAR 150-317.013

Oregon 2008 Form 20-I

Net loss deduction

- A net loss is the amount determined under IRC chapter 1, subtitle A, with the modifications specifically prescribed under Oregon law.
- The Oregon deduction is the sum of unused net losses assigned to Oregon for preceding taxable years.
- Enter the deduction on Schedule AP-2, **line 10a** for net losses assigned to Oregon during the preceding taxable years (and not previously deducted).
- Net Losses occurring in tax years starting on or after January 1, 1987, can be carried forward up to 15 years.
- Oregon does **not** allow net losses to be carried back.
- For losses and built-in losses occurring before a change in ownership (SRLY limitations), Oregon is tied to the federal limitations. IRC 382 and 384; ORS 317.476 and 317.478
- The total Net Loss Deduction on a consolidated Oregon return is the sum of the net losses available to each of the corporations subject to the limitations in OAR 150-317.476(4).
- Real Estate Investment Trusts (REITs), if qualified under IRC 856, are not allowed a Net Loss Deduction. ORS 317.476(5)

Net capital loss deduction

- Enter the deduction on Schedule AP-2, **line 10b.**
- Oregon allows a net capital loss deduction for losses **apportioned to Oregon** and carried from another year.
- The deductible loss is limited to net capital gain included in Oregon income.
- **Attach a schedule** showing your computations including the tax year the net capital loss originated. OAR 150-317.013

Oregon 2008 Form 20-S

Net loss deduction

- Use **line 5** for Oregon net loss carried over from a year the corporation was a C corporation.
- Net losses are allowed as a deduction against built-in gain income only.
- The Oregon deduction is the sum of unused net losses assigned to Oregon for preceding taxable years.

- Net Losses occurring in tax years starting on or after January 1, 1987, can be carried forward up to 15 years to offset built-in gain income. ORS 314.740
- Oregon does not allow net losses to be carried back.

Oregon 2008 Form 20-INS

Net loss deduction

- The Oregon deduction is the sum of unused net losses assigned to Oregon for preceding taxable years.
- Enter the deduction on **line 20 if taxable only by Oregon.**
- Enter the deduction on Schedule AP-2, **line 10a if taxable both in Oregon and another state.**
- Domestic Oregon insurers may carry net losses occurring in tax years starting on or after January 1, 1987 forward, up to 15 years.
- Foreign insurers may carry net losses occurring in tax years starting on or after January 1, 1997 forward, up to 15 years.
- Oregon does **not** allow net losses to be carried back.
- The total net loss deduction on a consolidated Oregon return is the sum of the net losses available to each of the corporations subject to the limitations in OAR 150-317.476(4). ORS 317.665