

Amended Nebraska Return of Partnership Income

for the calendar year January 1, 2023 through December 31, 2023 or other taxable year

2023

beginning 2023, and ending

Name Doing Business As (dba)

PLEASE DO NOT WRITE IN THIS SPACE

Legal Name
Street or Other Mailing Address
City State Zip Code
Principal Business Activity in Nebraska
Federal ID Number
Nebraska ID Number

Business Class. Code (See Instr.)
Date Business Began in Nebraska
Does the partnership have nonresident individual partners?
YES (Complete Schedule II unless the partnership elects to be subject to tax.) NO

Type of Organization
Partnership Limited Liability Company Publicly Traded Partnership Other (describe)

- Check if:
(1) Final Return (Example, dissolved. See instr.)
(2) Address Change
(3) Name Change
(4) The partnership is electing or previously elected to be subject to income tax under Neb. Rev. Stat. § 77-2727(6).
(5) Form 7004 Attached
(6) Form 3800N, 775N, 312N, or 1107N Attached
(7) Distributed Form 3800N Credit
(8) The partnership is electing to be subject to income tax under Neb. Rev. Stat. § 77-2775(5). Nebraska tax on Administrative Adjustment Request (AAR) election. (See instructions)

Table with 4 columns: Computation of Tax, (A) As Originally Reported or As Adjusted, (B) Net Change (Complete Explanation of Changes section), (C) Correct Amount. Rows include Ordinary business income, Nebraska adjustments, PTET, and various credits.

34a Routing Number
34b Type of Account 1 = Checking 2 = Savings
34c Account Number
Direct Deposit logo

34d Check this box if this refund will go to a bank account outside the United States.
Under penalties of perjury, I declare that as taxpayer or preparer, I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is correct and complete.

sign here
Signature of Partner or Member
Date
Email Address
Title
Phone Number
Preparer's Signature
Date
Preparer's PTIN

Name on Form 1065XN

Nebraska ID Number

Adjustments Increasing Ordinary Business Income

• Enter amounts for lines 1 through 9, and 11 from Schedule K, Federal Form 1065X.

Adjustments to Ordinary Business Income	(A) As Originally Reported or As Adjusted	(B) Net Change (Complete Explanation of Changes section)	(C) Correct Amount
1 Net rental real estate income	1	1	00
2 Other net rental income.....	2	2	00
3 Guaranteed payments for: a Services 3a _____ b Capital 3b _____ Total guaranteed payments (total of lines 3a and 3b)	3	3	00
4 Interest income.....	4	4	00
5 Ordinary dividends.....	5	5	00
6 Royalties.....	6	6	00
7 Net short-term capital gain.....	7	7	00
8 Net long-term capital gain	8	8	00
9 Net gain under IRC Section 1231 (other than casualty or theft).....	9	9	00
10 State and local bond interest and dividend income (see instructions).....	10	10	00
11 Other income (list below or attach schedule) a List type _____ b Amount:\$ _____ Total other income. Enter total of lines 11b	11	11	00
12 Nebraska and local income, sales, and use taxes deducted on Federal Form 1065 under section 164 of the IRC.....	12	12	00
13 Total adjustments increasing ordinary business income (total of lines 1 through 12). Enter here and on line 2, Form 1065XN.....	13	13	00

Adjustments Decreasing Ordinary Business Income

Enter amounts for lines 15 through 23 from Schedule K, Federal Form 1065-X

14 Qualified U.S. government interest deduction (see instructions).....	14	14	00
15 Net rental real estate loss.....	15	15	00
16 Other net rental loss.....	16	16	00
17 Net short-term capital loss	17	17	00
18 Net long-term capital loss.....	18	18	00
19 Net loss under IRC Section 1231	19	19	00
20 Other loss.....	20	20	00
21 Charitable contributions	21	21	00
22 Section 179 deduction.....	22	22	00
23 Other deductions (list below or attach schedule) a List type: _____ b Amount:\$ _____ Total other deductions. Enter total of lines 23b	23	23	00
24 Total adjustments decreasing ordinary business income (total of lines 14 through 23). Enter here and on line 3, Form 1065XN.....	24	24	00

Name on Form 1065XN

Nebraska ID Number

Nebraska Schedule I—Apportionment for Multistate Business

		Nebraska Amount As Reported or Adjusted	Nebraska Correct Amount	
1	Nebraska adjusted income (line 4, Form 1065XN)			
2	Nebraska apportionment factor (line 5 below)	□□.□□□□%	□□.□□□□%	
3	Income reported to Nebraska (line 1 multiplied by line 2) Enter here and on line 5, Form 1065XN.			
Sales or Gross Receipts – Factor	(A) Total	(B) Nebraska Amount As Reported or Adjusted	(C) Nebraska Net Change (explain below)	(D) Nebraska Correct Amount
4	Sales or gross receipts			
5	Nebraska apportionment factor. Divide line 4, column (D), by line 4, column (A), and round to six decimal places. Enter as a percent here and on line 2 of Schedule I above			□□.□□□□%

Explanation of Changes

Reference net change (Column B) and line number

For Nebraska Department of Revenue Use Only

Previous Penalty:

Previous Interest

Other

Instructions for Amended Nebraska Partnership Return of Income, Form 1065XN

Purpose. Use Form 1065XN to:

- Report changes in the partnership's income, deductions, or credits resulting from an audit by the IRS or another state.
- Report changes in the partnership's income, deductions, or credits resulting from filing an amended return with the IRS or another state.
- Correct items on a previously filed Form 1065N or 1065XN.
- Elect to be subject to Nebraska income tax for the 2023 tax year within the required time frame.
- Elect to pay the tax related to the required amended return pursuant to § 77-2775(5).

When to file. A partnership whose reported items of income, deductions, or credits are changed may file an amended return:

- Within 60 days after a final determination of an audit by the IRS or another state.
- Within 60 days after filing a federal Amended Return or Administrative Adjustment Request (AAR), Form 1065-X.
- Within 60 days after filing an amended return with another state with a change or correction material to the Nebraska tax liability.

In general, amended returns claiming a credit or refund must be filed within three years after the original return was filed or within two years after the time the tax was paid, whichever occurs later. When the amended return reflects a reduction in tax due because the Nebraska source income for its nonresident individual partners is reduced the partnership will not receive a refund. Individual partners may file a claim for refund resulting from the reduced Nebraska source income.

A partnership may also file an amended return for the 2023 tax year to elect to be subject to Nebraska income tax. The amended return must be filed before the due date of the 2023 return, including any granted extension.

An amended return must be filed separately from the annual return of the partnership.

Signature. This return must be signed by a partner. If a partner authorizes another person to sign the return, there must be a Power of Attorney, Form 33, on file with Nebraska Department of Revenue (DOR) or attached to the return.

Email. By entering an email address, the taxpayer acknowledges DOR may contact the taxpayer by email. The taxpayer accepts any risks to confidentiality associated with this method of communication. DOR will send all confidential information by secure mail or the State of Nebraska's share file system. If you do not wish to be contact by email, write "Opt Out" on the line labeled "email address".

Paid Preparer's Use Only. Any person who is paid for preparing a taxpayer's return must sign the return as a preparer. Additionally, the preparer must enter their Preparer Tax ID Number (PTIN), their firm's name, and Federal Employer ID Number (EIN).

Specific Instructions

Check Box 4. – Check this box if the partnership previously elected or is currently electing to be subject to Nebraska income tax under [Neb. Rev. Stat. § 77-2727\(6\)](#) for the 2023 tax year. The election applies to this and all subsequent returns filed for this tax year except returns filed under the AAR election. This election must be made on or before the original due date of the return including any granted extension. The partnership will issue amended Nebraska Schedule K-1Ns for the partner's Nebraska share of the PTET credit. The amended Nebraska Schedule K-1Ns will not include the AAR portion.

Check Box 8. – Check this box only if the partnership is electing to pay all Nebraska income tax, penalties, or interest associated with the amended return under [Neb. Rev. Stat. § 77-2775\(5\)](#). The election allows the partnership to file an amended Nebraska partnership return and pay all Nebraska income tax, penalties, or interest due after taking into consideration the positive and negative adjustments to partnership items without requiring partners to file amended Nebraska income tax returns for the year of the election. The election applies only to the amended return on which the election is made. If box 8 is checked and the partnership is only filing to report an AAR adjustment, partners do not file amended returns and the partnership does not fill out amended Nebraska Schedule K-1Ns. A copy of the federal return and related forms must be attached. The partnership cannot claim a refund under this election.

If box 4 and box 8 are checked and the partnership is filing an amended return for both a PTET and an AAR adjustment, the amended Nebraska Schedule K-1Ns issued by the partnership resulting from the amended return must not include the AAR information.

Column (A). Enter the amounts shown on your original return or as later adjusted.

Column (B). Enter the net changes to the amounts entered in column (A). All entries in column (B) must be explained in detail in the Explanation of Changes section, with supporting schedules attached.

Column (C). Enter the corrected totals after the increases or decreases shown in column (B). If there are no changes enter the amount from column (A).

Line 1, Ordinary Business Income. Enter the ordinary business income reported for federal income tax purposes.

Line 2, Nebraska Adjustments Increasing Ordinary Business Income. Enter the amount from line 13 of Nebraska Schedule A, Form 1065-XN.

Line 3, Nebraska Adjustments Decreasing Ordinary Business Income. Enter the amount from line 24 of Nebraska Schedule A, Form 1065-XN.

Line 5, Income Reported to Nebraska. If all the income earned by the partnership is derived from Nebraska sources, enter the line 4 amount on line 5. If the partnership earned income from both within and without Nebraska, enter the amount from line 3 or Nebraska Schedule I.

Line 5a, Income Reported to Nebraska subject to PTET. Enter any Nebraska source income from line 5 that is subject to income tax under Neb. Rev. Stat. §77-2727(6).

Line 5b, Income Reported to Nebraska subject to AAR. Enter any Nebraska source income from line 5 that you elected to be subject to income tax under Neb. Rev. Stat. §77-2775(5).

Line 6, Electing Partnership Tax for Tax Year 2023. If box 4 is checked, enter the result of line 5a multiplied by 6.64%. If the partnership did not elect to be subject to tax for the 2023 tax year, skip lines 6 through 12. The election cannot be made after the original due date of the 2023 return, plus any granted extension.

Line 13, PTET for tax years 2018 through 2022. Enter the amount of any PTET for 2018 through 2022 previously reported on a 2023 return. If the PTET for 2018 through 2022 was not previously reported, it may be reported on a 2023 amended, provided a Pass-Through Entity Tax (PTET) Election for Tax Years 2018 Through 2022, Form PTET-E is filed on or before December 30, 2025. The PTET credit must be distributed to the partners holding an interest in the partnership during the 2023 tax year.

Line 14, NE tax on AAR adjustments. If box 8 is checked, enter the result of line 5b multiplied by 6.64%. If box 8 is checked and not box 4, do not complete amended Nebraska Schedule K-1Ns or Schedule II for the AAR adjustments.

Line 15, Income Reported to Nebraska Subject to Withholding. Enter the total from column (F) of Nebraska Schedule II.

Line 16, Nebraska Income Tax Withheld for Nonresident Individual Partners. Enter the total from column (G), Nebraska Schedule II.

Line 18, Form 3800N Credit and Recapture. Enter the net amount of any refundable credit and any recapture of credits reported on the Nebraska Incentives Credit Computation, Form 3800N. If the credits are larger than the recapture, enter as a negative number.

Line 22, Credit for School District Property Taxes. Enter the amount from line 1, Form PTC, and attach Form PTC.

Line 23, Credit for Community Collect Property Taxes. Enter the amount from line 2, Form PTC, and attach Form PTC.

Line 24, PTET Credit Received From a Lower-Tier Electing Partnership. When a partnership is a partner in an electing partnership it may either claim its share of the Nebraska tax paid by the electing partnership or distribute it to its partners. Partnerships claiming the credit should enter the amount from line 23 of Nebraska Schedule K-1N issued by the electing partnership. If the partnership is distributing its share of the tax paid by the electing partnership, leave line 24 blank and include the PTET credits distributed to the partners on the Schedule PTET. Each Nebraska Schedule K-1N should include the partners share of the credit.

Line 27, Overpayment Allowed on Original Return, Plus Additional Overpayments After It Was Filed. Enter the "Overpayment" from our original return, or as later corrected or adjusted. The amount of overpayment must be considered in preparing your Form 1065XN, since any amount claimed for refund on your original return will be refunded separately from any additional refund claimed on this amended return.

Line 29, Tax Due. If line 17 minus line 28 is greater than zero, enter the result on line 29.

Line 30, Penalty. Penalty may be imposed under the following conditions:

- Failing to file a return and pay the tax due on or before the due date;
- Failing to pay the date due on or before the due date;
- Failing to file an amended Nebraska return of income to report changed made to your federal return;
- Preparing or filed a fraudulent return of income; or
- Understating income on and income tax return.

Penalty does not apply to the tax due resulting from checking box 4 on this return.

Line 31, Interest. Enter the total interest due, computed on the additional tax due at the statutory rate from the due date of the original return to the date of payment. Interest does not apply to the tax due resulting from checking box 13 on this return.

Line 33, Refund. If line 17 minus line 28 is less than zero, enter the result on line 33. A partnership will not receive a refund of any income tax withholding due with its original return when the Nebraska source income for its nonresident individual partners is reduced. Instead, the partners may file a claim for an income tax refund resulting from the reduced Nebraska source income.

Nebraska Schedule II. Do not complete this schedule if box 4 is checked or the Nebraska source income is decreased. If box 8 is checked and only AAR adjustments are being reported, do not complete Schedule II.

Nebraska Schedule PTET. Do not complete this schedule unless the amount of PTET previously reported is changed by filing the amended return. If the PTET previously reported is changed complete the Schedule PTET using the amended PTET from Column C, line 6. Enter the amended PTET amounts from the Nebraska Schedule PTET on the amended Nebraska Schedules K-1N.

