

## **Revenue Notice #94-24**

### **Income Tax – 1993 Depreciation Modification**

**(Update: Revenue Notice #94-24 has been revoked by Revenue Notice #07-04.)**

The 1994 Minnesota Legislature adopted all of the changes the federal Congress made to federal taxable income in 1993. The Minnesota changes became effective at the same time the 1993 federal changes became effective. One of the 1993 federal changes was to lengthen the depreciation life of non-residential real property (placed in service after May 12, 1993) from 31.5 years to 39 years.

The 1993 Minnesota income tax forms for individuals, trusts, estates, and C corporations assumed that Minnesota would not adopt this federal change. Thus, line 15 of the Minnesota Schedule M-1M for individual taxpayers, line 26 of Form M-2 for fiduciary income tax and line 30 of Schedule MC for corporate taxpayers are incorrect and should not have been allowed as subtractions from federal taxable income in computing 1993 Minnesota taxable income.

Taxpayers who claimed this subtraction on their 1993 Minnesota income tax year should file amended Minnesota income tax returns for 1993 correcting this error. The Department will abate the interest due on the additional tax generated by correcting this error if the amended return is filed with the Department on or before December 31, 1994.

Patricia A. Lien  
Assistant Commissioner for Tax Policy

Publication date: October 24, 1994