YEAR

Nonresident Withholding Exemption Certificate for Previously Reported Income

CALIFORNIA FORM

590-P

Keep this form with your S corporation, partnership, or limited liability company (LLC) for their records.

Name of S corporation shareholder, partner, or member

Address (number and street, PO Box, or PMB no.) | Apt. no./Ste. no.

City | State | ZIP Code

Entity type: Individual, Corporation, Estate or Trust, LLC, or Partnership | ☐ SSN or ITIN ☐ CA corp. no. ☐ FEIN ☐ SOS file no.

To _____
(Withholding agent, S corporation, partnership, or LLC)

This exemption form is for current or prior year's income that has been reported on the pass-through entity's California income tax return.

Certificate of Previously Reported Income

Under penalties of perjury, I hereby certify that the California source income from the above-named S corporation, partnership, or LLC, (as shown on Schedules K-1 (100S, 565, or 568), or other documents provided by the S corporation, partnership, or LLC) for the year(s) _____ has already been reported as California source income on the above-named S corporation shareholder's, partner's, or member's California income tax return for tax year(s) _____ and that no withholding is required. (The S corporation shareholder, partner, or member must have filed a California income tax return **prior** to signing this certificate.)

Name and title (type or print)_____ Daytime telephone no. (____)_____

Signature _____ Date_____

For Privacy Notice, get form FTB 1131.

What's New

Backup Withholding – For taxable years beginning on or after January 1, 2010, with certain limited exceptions, payers that are required to withhold and remit backup withholding to the Internal Revenue Service (IRS) are also required to withhold and remit to the Franchise Tax Board (FTB). The California backup withholding rate is 7% of the payment. For California purposes, dividends, interests, and any financial institutions release of loan funds made in the normal course of business are exempt from backup withholding. For additional information on California backup withholding, go to **ftb.ca.gov** and search for **backup withholding**.

General Information

References in these instructions are to the California Revenue and Taxation Code (R&TC).

Private Mail Box – Include the Private Mail Box (PMB) in the address field. Write "PMB" first, then the box number. Example: 111 Main Street PMB 123.

Foreign Address – Enter the information in the following order: City, Country, Province/Region, and Postal Code. Follow the country's practice for entering the postal code. **Do not** abbreviate the country's name.

A Purpose

Use Form 590-P, Nonresident Withholding Exemption Certificate for Previously Reported Income, to certify an exemption from withholding on current year distributions of an S corporation's, partnership's, or LLC's **prior year income** if you are a domestic (nonforeign) nonresident S corporation shareholder, partner, or member. Foreign (non-US) partners or members cannot use this form. If you have already reported the income represented by this distribution on your California tax return as income from California sources, file Form 590-P with the S corporation, partnership, or LLC.

The S corporation, partnership, or LLC will be relieved of the withholding requirements for your share of this distribution when relying in good faith on a completed and signed Form 590-P.

Do not use Form 590-P if you are one of the following:

- A foreign (non-U.S.) partner or member. There is no provision under R&TC Section 18666 to allow an exemption from withholding for a foreign partner or member.
- An S corporation shareholder, partner, or member who is a resident of California or an S corporation shareholder, partner, or member who has a permanent place of business in California. Instead use Form 590, Withholding Exemption Certificate.
- Your income is not yet reported on your California tax return.

Get Form 588, Nonresident Withholding Waiver Request, to request a waiver of withholding on payments of current year California source income.

B Requirement

R&TC Section 18662 and related regulations require withholding of income or franchise tax by S corporations, partnerships, or LLCs when distributions of money or property that represent California source income are made to S corporation shareholders, partners, or members that are nonresidents of California.

Distributions subject to withholding include, but are not limited to, distributions that represent current year's income or prior year's income that should have been, but was not previously reported as income from California sources on the S corporation's, partner's, or member's California income tax return. However, no withholding is required if the total distributions of California source income to the S corporation shareholder, partner, or member are $1,500 or less during the calendar year. For more information on S corporation, partnership, or LLC withholding, get FTB Pub. 1017, Resident and Nonresident Withholding Guidelines.

Specific Instructions

S Corporations, Partnerships, or LLCs. Keep Form 590-P for your records. **Do not** send this form to the Franchise Tax Board unless it has been specifically requested. This form may be completed for each distribution of prior year's income or it may be completed by the S corporation shareholders, partners, or members annually. For more information, contact:

WITHHOLDING SERVICES AND COMPLIANCE MS F182
FRANCHISE TAX BOARD
PO BOX 942867
SACRAMENTO CA 94267-0651

Telephone: **888**.792.4900
916.845.4900
Fax: 916.845.9512

You can download, view, and print California tax forms and publications at **ftb.ca.gov.**

For all other questions unrelated to withholding or to access the TTY/TDD numbers, see the information below.

Internet and Telephone Assistance

Website: **ftb.ca.gov**
Telephone: 800.852.5711 from within the United States
916.845.6500 from outside the United States
TTY/TDD: 800.822.6268 for persons with hearing or speech impairments

Asistencia Por Internet y Teléfono

Sitio web: **ftb.ca.gov**
Teléfono: 800.852.5711 dentro de los Estados Unidos
916.845.6500 fuera de los Estados Unidos
TTY/TDD: 800.822.6268 personas con discapacidades auditivas y del habla