

# 2024 Form 2 Changes

Form 2 has changed as a result of income tax simplification. The form will no longer consist of every schedule that a taxpayer may use to file the Form 2. Schedules have been separated from the Form 2 and are available on individual pages. Taxpayers will file only the schedules needed to complete their Form 2. The following is an overview of all changes made to the Form 2 and its corresponding schedules.

## Pages 1 and 2

Most taxpayers will only need to complete pages 1 and 2 to file their Montana tax return. Page 1 reports Montana taxable income, tax credits, payments, and the tax liability. Page 2 is used to determine the Montana income tax liability.

To determine Montana taxable income, taxpayers will report federal adjusted gross income, the federal standard or itemized deductions, and Montana additions and subtractions, including an additional subtraction of \$5,500 for taxpayers 65 and older, \$11,000 for joint filers with both spouses aged 65 and over. Taxpayers who itemize federal deductions will adjust their federal itemized deductions to remove the state income tax deduction to the extent that it does not reduce their deductions below the federal standard deduction for their filing status. Worksheet A will be used to determine the amount that is reported on this line.

<b>Worksheet A - State Income Tax Deduction Adjustment Worksheet</b>			
1	Enter your total federal itemized deductions from Form 1040, line 12	1	
2	Enter the amount of state income tax deduction included on Form 1040, Schedule A	2	
3	Subtract line 2 from line 1	3	
4	Enter the standard deduction for your federal filing status	4	
5	Enter the greater of line 3 or line 4 here and on page 1, line 2.	5	

Taxpayers claiming the elderly homeowner/renter credit will report the credit calculated on Schedule 2EC on line 16. Previously it was reported on the Other Payments and Refundable Credits Schedule.

The reporting of payments, as well as payments and refunds from filing an amended return, are now included on page 1. Previously, payments, other than wage withholding and withholding reported on a Form 1099, were reported on the Other Payments and Refundable Credits Schedule. Additionally, refunds or a carryforward of an overpayment reported on an amended return are now reported on page 1.

The Montana tax liability is calculated on page 2. Previously, taxpayers calculated their Montana tax liability on the Tax Liability Schedule. This worksheet calculates both the [Montana Ordinary Income Tax and Montana Net Long-Term Capital Gains Tax](#). Nonresidents, part-year residents, and Montana residents filing jointly with nonresident or part-year resident spouses will calculate their resident tax on page 2, then transfer that amount to Schedule II to determine their Montana tax liability.

## 2024 Montana Tax Tables

<b>Single or Married Filing Separately</b>			
<b>Ordinary Tax Rates</b>			
<b>If your taxable income without long-term capital gains is</b>	<b>But less than</b>	<b>Then your tax rate is</b>	<b>Less</b>
\$0	\$20,500	4.7%	\$0
\$20,500 or greater		5.9%	\$246
<b>Long-Term Capital Gains Rates</b>			
<b>For net long-term capital gains above</b>	<b>But less than</b>	<b>The following tax rate applies</b>	
\$0	\$20,500 minus ordinary income	3.0%	
\$20,500 minus ordinary income		4.1%	
If ordinary income exceeds \$20,500		4.1%	
<b>Married Filing Jointly and Qualifying Surviving Spouse</b>			
<b>Ordinary Tax Rates</b>			
<b>If your taxable income without long-term capital gains is</b>	<b>But less than</b>	<b>Then your tax rate is</b>	<b>Less</b>
\$0	\$41,000	4.7%	\$0
\$41,000 or greater		5.9%	\$492
<b>Long-Term Capital Gains Rates</b>			
<b>For net long-term capital gains above</b>	<b>But less than</b>	<b>The following tax rate applies</b>	
\$0	\$41,000 minus ordinary income	3.0%	
\$41,000 minus ordinary income		4.1%	
If ordinary income exceeds \$41,000		4.1%	
<b>Head of Household</b>			
<b>Ordinary Tax Rates</b>			
<b>If your taxable income without long-term capital gains is</b>	<b>But less than</b>	<b>Then your tax rate is</b>	<b>Less</b>
\$0	\$30,750	4.7%	\$0
\$30,750 or greater		5.9%	\$369
<b>Long-Term Capital Gains Rates</b>			
<b>For net long-term capital gains above</b>	<b>But less than</b>	<b>The following tax rate applies</b>	
\$0	\$30,750 minus ordinary income	3.0%	
\$30,750 minus ordinary income		4.1%	
If ordinary income exceeds \$30,750		4.1%	

## Schedule I – Montana Adjustments to Federal Taxable Income

Schedule I reports Montana additions and subtractions to federal taxable income. The items reported on this schedule were previously reported on the Additions, Subtractions, and Montana Medical Savings Account (MSA) Schedules.

Part I reports Montana additions and subtractions to federal taxable income. Lines 1 through 8 report additions. Most Montana additions did not change under simplification. However, the following additions were repealed:

- dividends not included in federal adjusted gross income
- allocation of compensation to spouse in a sole proprietorship
- federal net operating loss deduction
- taxable Social Security Benefits addition

Reporting was condensed and combined for taxable distributions from a Montana MSA or a Montana first-time homebuyer account on line 3. Line 6 combined reporting of those additions that are infrequently taken, including:

- a taxable distribution from a farm and ranch risk management account
- federal taxes paid by an S corporation
- title plant amortization and depreciation.

Lines 7 and 8 are to report transition items. Line 7 reports the one-time catch-up amount that aligns federal and state reporting of capital losses, passive losses, and differing state and federal bases. Line 8 is used to report the recovery of federal income tax deducted in 2023. The amounts on lines 7 and 8 are calculated on Transition Schedule.

Lines 10 through 27 report subtractions to federal taxable income.

There is a new subtraction for [working military retirees](#) and beneficiaries receiving military survivor benefits that meet certain residency requirements.

Line 24 reports seldom-taken subtractions, which include:

- sales of land to beginning farmers
- sale of a mobile home park exclusion
- capital gains and dividends from a Montana small business investment company
- certain gains recognized by liquidating corporation
- payment received by an individual landowner for providing public access to public land
- Montana End of Watch Trust payment
- inorganic and organic fertilizer deduction
- death benefits for a National Guard/Reservist member.

Specific reporting codes for additions and subtractions are below.

Schedule I Codes		
Provision	Code	Location on the form
Farm and ranch risk management account distributions	AF	Schedule I, line 6
Taxes paid by an S corporation	AC	Schedule I, line 6
Title plant amortization and depreciation	AG	Schedule I, line 6
Other	AZ	Schedule I, line 6
Sales of land to beginning farmers	SE	Schedule I, line 24
Mobile home park sale exclusion	SJ	Schedule I, line 24
Capital gains and dividends from Montana small business investment company	SO	Schedule I, line 24
Certain gains recognized by liquidating corporation	SG	Schedule I, line 24
Payment received by an individual landowner for providing public access to public land	SN	Schedule I, line 24
Montana End of Watch Trust payment	SP	Schedule I, line 24
Organic fertilizer deduction	SQ	Schedule I, line 24
Death benefits for a National Guard/Reservist	SR	Schedule I, line 24

Several subtractions were repealed as of January 1, 2024, including:

- unemployment compensation
- tips income for certain service industry workers
- partial interest income deduction for taxpayers 65 and older
- partial pension, annuity, and IRA exemption
- health insurance premiums paid by an employer for an employee
- contributions to a Montana first-time homebuyer savings account
- deposits in a Montana farm and ranch risk management account
- dependent child's income included in the taxpayer's federal adjusted gross income
- student loan repayments for certain healthcare professionals and qualified educators
- partial retirement disability deduction for taxpayers under age 65
- workers' compensation benefits

Taxpayers with Montana Medical Savings Accounts calculate the addition or subtraction on Part II of the Schedule I. This section remains the same as the Montana Medical Savings Account (MSA) Schedule from the 2023 Form 2, with the exception of a checkbox on line 3 for account holders to mark if their ending balance is less than their beginning balance because their MSA was in an investment account and experienced a loss during the year.

## Schedule II – Tax on Montana Source Income

Previously, nonresidents and part-year residents reported their Montana source income and determined the nonresident/part-year resident ratio on the Nonresident/Part-Year Resident Ratio Schedule. This information, along with the determination of Montana tax, is now reported on

Schedule II. Additionally, Montana residents filing jointly with nonresident or part-year resident spouses use Schedule II to calculate their Montana tax.

Additional lines were added to report those business expenses incurred by business owners and farmers that can be sourced to Montana. Furthermore, beginning with tax year 2024, sole proprietors and SMLLCs owned by nonresidents and part-year residents will file Form DE and attach it to their Form 2. This form reports the Montana activity and Montana source activity of businesses owned by nonresidents. Previously, these taxpayers were required to file Form DER-1 separate from their Form 2 to report Montana source income. That form is discontinued as of tax year 2024. The new Form DE will resemble the Schedule DE on [Form PTE](#), with a few variations including the alternative method tax for nonresidents.

Nonresidents, part-year residents, and Montana residents filing jointly with a nonresident or part-year resident spouses will determine their net long-term capital gains tax using a separate ratio devoted solely to net long-term capital gains on lines 21 through 25.

## **Schedule III – Tax Credits**

Previously, nonrefundable tax credits were reported on the Nonrefundable Credits Schedule and refundable tax credits were reported on the Other Payments and Refundable Credits Schedule. Schedule III reports both nonrefundable and refundable tax credits. The capital gains tax credit was repealed as of January 1, 2024, but all other tax credits remain. Previously, there were three lines to report tax credit confirmation codes for the Innovative Educational Program Credit and Student Scholarship Organization Credit, and three lines to report codes for carryforwards of an expired or repealed tax credit. These lines have been reduced to report only two credit confirmation codes and one carryforward code.

The credit for income taxes paid to another state or country, which was previously reported on the Credit for Income Tax Paid to Another State or Country Schedule, is now calculated in Part II. One page is devoted specifically to the credit for income taxes paid to another state. Therefore, taxpayers claiming that credit for multiple states can complete Part II multiple times separately from Part I of Schedule III.

The calculation of the credit has been expanded because of the lower tax rate for net long-term capital gains. Lines 1 through 10 are used to determine the credit for income that is not considered a net long-term capital gain (Montana ordinary income) and lines 11 through 20 are devoted to determining the credit for Montana's net long-term capital gains tax. The total of the two amounts are reported on Part II, line 21. Taxpayers with multiple credits will report the total of all credits on Part I, line 1.

## Schedule IV – Contributions, Penalties, and Interest

Schedule IV is used to report check-off contributions, penalties, interest, and other taxes. These items, excluding interest and other taxes, were previously reported on the Contributions, Penalties, and Interest Schedule. Interest was not reported on previous years' returns and was calculated by the department for taxpayers. These lines are provided to help with the predictability of what a taxpayer may owe. Penalty and interest are calculated using actual dates and amounts and may differ from what is reported. The Other Penalties line was expanded to include checkboxes for the types of penalties that are reportable on this line. Lump-sum and recapture taxes were previously reported on the Tax Liability Schedule. Taxpayers will use the following codes to report the type of tax.

Other Taxes Codes		
Biodiesel Credit Recapture	BD	Schedule IV, line 7
Endowment Credit Recapture	EC	Schedule IV, line 7
Family Education Savings Account Recapture	FE	Schedule IV, line 7
Montana ABLE Recapture	AB	Schedule IV, line 7
Trades Education and Training Credit Recapture	TE	Schedule IV, line 7
Lump Sum Taxes	LS	Schedule IV, line 7

## Schedule V – Amended Return Information

Taxpayers amending a 2024 Form 2 will report information about the amendment on this schedule. This information was previously reported on page 2 of the Form 2. Schedule V, along with the pertinent amended schedules, will be attached to the amended Form 2.

## Schedule 2EC – Elderly Homeowner/Renter Credit

The Schedule 2EC was formerly the Elderly Homeowner/Renter Credit Schedule. The Attestation section was added to reinforce the eligibility requirements to claim the credit. In an effort to ensure all household income is reported, as well as verify that only one credit is claimed per household, the form now asks for the amount of persons living in the household. The reporting of household income on lines 1 through 18 was expanded because the items included in household income are no longer reported on the Form 2. Previously this information was found on Form 2, page 1, and the Schedule 1. The calculation and amount of the credit remain unchanged.

## Transition Schedule

The Transition Schedule is only available for tax year 2024. It is used to report the one-time catchup items as well as the recovery of federal income tax deducted on the 2023 Form 2. Taxpayers that have capital losses, passive activity losses, and basis differences from their federal amounts may make an election to use this schedule to reconcile the difference. This election must be made by the due date (including extensions) of the 2024 Form 2. If the transition election is not made, the taxpayer will lose the ability to reconcile the difference of the loss carryover or basis and beginning January 1, 2025,

these items will default to the federal amount. When the election is made, all items must be reported. For example, Jim makes the transition election. His capital loss differs from the federal amount. He also took a deduction for federal taxes paid in 2023 and received a refund. Jim must report both the capital loss carryover transition adjustment and the refund recovery. More details about these adjustments will be available when the final Form 2 instructions are released.

## Calculation of Interest on Underpayment of Estimated Taxes Worksheet

The calculation of interest on the underpayment of estimated taxes did not change. This worksheet was previously on page 11 of the Form 2. It will be found in the Form 2 instructions.

## Form NOL

The Form NOL will be revised to determine the proportion of a nonresident's federal NOL deduction that can be claimed as Montana source losses in carryover years. Nonresidents will also use this schedule to determine the Montana source excess business loss.

## Discontinued Forms, Schedules, and Worksheets

The following forms, schedules, and worksheets have been discontinued because their underlying provisions have been repealed.

- Filing Status 2a Payment Schedule
- Refund Schedule
- Schedule 1
- Partial Pension, Annuity, and IRA Income Exemption Worksheet
- Taxable Social Security Benefits Worksheet
- Standard Deduction Worksheet
- Itemized Deductions Schedule
- Form 2441-M, Child and Dependent Care Expense Deduction
- Form FRM, Farm and Ranch Risk Management Account
- Form FTB, First-Time Homebuyer Savings Account
- Form VT, Veterans' Program Contribution and Deduction



**BUSINESS &  
INCOME TAX  
DIVISION**  
MONTANA

Montana Department of Revenue  
MTRevenue.gov  
(406) 444-6900  
TDD Montana Relay 711