Part 1

Section 6621.--Determination of Rate of Interest

26 CFR 301.6621-1: Interest rate.

Rev. Rul. 2009-37

Section 6621 of the Internal Revenue Code establishes the rates for interest on tax overpayments and tax underpayments. Under section 6621(a)(1), the overpayment rate is the sum of the federal short-term rate plus 3 percentage points (2 percentage points in the case of a corporation), except the rate for the portion of a corporate overpayment of tax exceeding \$10,000 for a taxable period is the sum of the federal short-term rate plus 0.5 of a percentage point. Under section 6621(a)(2), the underpayment rate is the sum of the federal short-term rate plus 3 percentage points.

Section 6621(c) provides that for purposes of interest payable under section 6601 on any large corporate underpayment, the underpayment rate under section 6621(a)(2) is determined by substituting "5 percentage points" for "3 percentage points." See section 6621(c) and section 301.6621-3 of the Regulations on Procedure and Administration for the definition of a large corporate underpayment and for the rules for determining the applicable date. Section 6621(c) and section 301.6621-3 are generally effective for periods after December 31, 1990.

Section 6621(b)(1) provides that the Secretary will determine the federal short-term rate for the first month in each calendar quarter. Section 6621(b)(2)(A) provides that the federal short-term rate determined under section 6621(b)(1) for any month

applies during the first calendar quarter beginning after that month. Section 6621(b)(2)(B) provides that in determining the addition to tax under section 6654 for failure to pay estimated tax for any taxable year, the federal short-term rate that applies during the third month following the taxable year also applies during the first 15 days of the fourth month following the taxable year. Section 6621(b)(3) provides that the federal short-term rate for any month is the federal short-term rate determined during that month by the Secretary in accordance with section 1274(d), rounded to the nearest full percent (or, if a multiple of 1/2 of 1 percent, the rate is increased to the next highest full percent).

Notice 88-59, 1988-1 C.B. 546, announced that, in determining the quarterly interest rates to be used for overpayments and underpayments of tax under section 6621, the Internal Revenue Service will use the federal short-term rate based on daily compounding because that rate is most consistent with section 6621 which, pursuant to section 6622, is subject to daily compounding.

The federal short-term rate determined in accordance with section 1274(d) during October 2009 is the rate published in Revenue Ruling 2009-35, 2009-44 IRB 568 to take effect beginning November 1, 2009. The federal short-term rate, rounded to the nearest full percent, based on daily compounding determined during the month of October 2009 is 1 percent. Accordingly, an overpayment rate of 4 percent (3 percent in the case of a corporation) and an underpayment rate of 4 percent are established for the calendar quarter beginning January 1, 2010. The overpayment rate for the portion of a corporate overpayment exceeding \$10,000 for the calendar quarter beginning January 1, 2010, is 1.5 percent. The underpayment rate for large corporate underpayments for the calendar quarter beginning January 1, 2010, is 6 percent. These rates apply to amounts bearing interest during that calendar quarter.

Under section 6621(b)(2)(B), the 4 percent rate also applies to estimated tax underpayments for the first calendar quarter in 2010 and for the first 15 days in April 2010.

Interest factors for daily compound interest for annual rates of 1.5 percent, 3 percent, 4 percent, and 6 percent are published in Tables 8, 11, 13, and 17 of Rev. Proc. 95-17, 1995-1 C.B. 556, 562, 565, 567, and 571.

Annual interest rates to be compounded daily pursuant to section 6622 that apply for prior periods are set forth in the tables accompanying this revenue ruling.

DRAFTING INFORMATION

The principal author of this revenue ruling is Deborah Colbert-James of the Office of Associate Chief Counsel (Procedure & Administration). For further information regarding this revenue ruling, contact Ms. Colbert-James at (202) 622-8143 (not a toll-free call).

TABLE OF INTEREST RATES

PERIODS BEFORE JUL. 1, 1975 - PERIODS ENDING DEC. 31, 1986

OVERPAYMENTS AND UNDERPAYMENTS

PERIOD		RATE	In 1995- DAILY RAT		
Before Jul. 1, 1975		6%	Table 2,	pg.	557
Jul. 1, 1975Jan. 31,	1976	9%	Table 4,	pg.	559
Feb. 1, 1976Jan. 31,	1978	7%	Table 3,	pg.	558
Feb. 1, 1978Jan. 31,	1980	6%	Table 2,	pg.	557
Feb. 1, 1980Jan. 31,	1982	12%	Table 5,	pg.	560
Feb. 1, 1982Dec. 31,	1982	20%	Table 6,	pg.	560
Jan. 1, 1983Jun. 30,	1983	16%	Table 37,	pg.	591
Jul. 1, 1983Dec. 31,	1983	11%	Table 27,	pg.	581
Jan. 1, 1984Jun. 30,	1984	11%	Table 75,	pg.	629
Jul. 1, 1984Dec. 31,	1984	11%	Table 75,	pg.	629
Jan. 1, 1985Jun. 30,	1985	13%	Table 31,	pg.	585
Jul. 1, 1985Dec. 31,	1985	11%	Table 27,	pg.	581
Jan. 1, 1986Jun. 30,	1986	10%	Table 25,	pg.	579
Jul. 1, 1986Dec. 31,	1986	9%	Table 23,	pg.	577

TABLE OF INTEREST RATES

FROM JAN. 1, 1987 - Dec. 31, 1998

						OVERPAYMENTS			UNDERI	PAYM	ENTS
					_	1995	-1 C	.В.	1995-	-1 C	.B.
						RATE	TAB]	LE PG	RATE	TAB	LE PG
Jan.	1,	1987Mar.	31,	1987		8%	21	575	9%	23	577
Apr.	1,	1987Jun.	30,	1987		88	21	575	9%	23	577
Jul.	1,	1987Sep.	30,	1987		88	21	575	9%	23	577
Oct.	1,	1987Dec.	31,	1987		9%	23	577	10%	25	579
Jan.	1,	1988Mar.	31,	1988		10%	73	627	11%	75	629
Apr.	1,	1988Jun.	30,	1988		9%	71	625	10%	73	627
Jul.	1,	1988Sep.	30,	1988		9%	71	625	10%	73	627
Oct.	1,	1988Dec.	31,	1988		10%	73	627	11%	75	629
Jan.	1,	1989Mar.	31,	1989		10%	25	579	11%	27	581
Apr.	1,	1989Jun.	30,	1989		11%	27	581	12%	29	583
Jūl.	1,	1989Sep.	30,	1989		11%	27	581	12%	29	583
Oct.	1,	1989Dec.	31,	1989		10%	25	579	11%	27	581
Jan.	1,	1990Mar.	31,	1990		10%	25	579	11%	27	581
Apr.	1,	1990Jun.	30,	1990		10%	25	579	11%	27	581
Jūl.	1,	1990Sep.	30,	1990		10%	25	579	11%	27	581
Oct.	1,	1990Dec.	31,	1990		10%	25	579	11%	27	581
Jan.	1,	1991Mar.	31,	1991		10%	25	579	11%	27	581
	-	1991Jun.	-			9%	23	577	10%	25	579
_		1991Sep.		1991		9%	23	577	10%	25	579

Oct.	1,	1991Dec.	31,	1991	9%	23	577	10%	25	579
Jan.	1,	1992Mar.	31,	1992	8%	69	623	9%	71	625
Apr.	1,	1992Jun.	30,	1992	7%	67	621	8%	69	623
Jul.	1,	1992Sep.	30,	1992	7%	67	621	8%	69	623
Oct.	1,	1992Dec.	31,	1992	6%	65	619	7%	67	621
Jan.	1,	1993Mar.	31,	1993	6%	17	571	7%	19	573
Apr.	1,	1993Jun.	30,	1993	6%	17	571	7%	19	573
Jul.	1,	1993Sep.	30,	1993	6%	17	571	7%	19	573
Oct.	1,	1993Dec.	31,	1993	6%	17	571	7%	19	573
Jan.	1,	1994Mar.	31,	1994	6%	17	571	7%	19	573
Apr.	1,	1994Jun.	30,	1994	6%	17	571	7%	19	573
Jul.	1,	1994Sep.	30,	1994	7%	19	573	8%	21	575
Oct.	1,	1994Dec.	31,	1994	8%	21	575	9%	23	577
Jan.	1,	1995Mar.	31,	1995	8%	21	575	9%	23	577
Apr.	1,	1995Jun.	30,	1995	9%	23	577	10%	25	579
Jul.	1,	1995Sep.	30,	1995	8%	21	575	9%	23	577
Oct.	1,	1995Dec.	31,	1995	8%	21	575	9%	23	577
Jan.	1,	1996Mar.	31,	1996	8%	69	623	9%	71	625
Apr.	1,	1996Jun.	30,	1996	7%	67	621	8%	69	623
Jul.	1,	1996Sep.	30,	1996	8%	69	623	9%	71	625
Oct.	1,	1996Dec.	31,	1996	8%	69	623	9%	71	625
Jan.	1,	1997Mar.	31,	1997	8%	21	575	9%	23	577
Apr.	1,	1997Jun.	30,	1997	8%	21	575	9%	23	577
Jul.	1,	1997Sep.	30,	1997	8%	21	575	9%	23	577
Oct.	1,	1997Dec.	31,	1997	8%	21	575	9%	23	577
Jan.	1,	1998Mar.	31,	1998	8%	21	575	9%	23	577
Apr.	1,	1998Jun.	30,	1998	7%	19	573	8%	21	575
Jul.	1,	1998Sep.	30,	1998	7%	19	573	8%	21	575
Oct.	1,	1998Dec.	31,	1998	7%	19	573	8%	21	575

TABLE OF INTEREST RATES FROM JANUARY 1, 1999 - PRESENT

NONCORPORATE OVERPAYMENTS AND UNDERPAYMENTS

Name							1995-1 C.B.	
Apr. 1, 1999-Jun. 30, 1999 8% 21 575 Jul. 1, 1999-Sep. 30, 1999 8% 21 575 Oct. 1, 1999-Dec. 31, 1999 8% 21 575 Jan. 1, 2000-Mar. 31, 2000 8% 69 623 Apr. 1, 2000-Sep. 30, 2000 9% 71 625 Jul. 1, 2000-Sep. 30, 2000 9% 71 625 Oct. 1, 2000-Dec. 31, 2000 9% 71 625 Jan. 1, 2001-Mar. 31, 2001 9% 23 577 Apr. 1, 2001-Jun. 30, 2001 9% 23 577 Apr. 1, 2001-Sep. 30, 2001 7% 19 573 Jul. 1, 2001-Sep. 30, 2001 7% 19 573 Jul. 1, 2002-Mar. 31, 2002 6% 17 571 Apr. 1, 2002-Jun. 30, 2002 6% 17 571 Jul. 1, 2002-Sep. 30, 2002 6% 17 571 Jan. 1, 2003-Mar. 31, 2003 5% 15 569 Apr. 1, 2003-Jun. 30, 2003 5% 15 569 Apr. 1, 2003-Sep. 30, 2003 5% 15 569 Oct. 1, 2003-Dec. 31, 2004 4% 61 615 Apr. 1, 2004-Sep. 30, 2004 4% 61 615						RATE	TABLE	PAGE
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Apr. 1, 2008Jun. 30, 2008 6% 65 619 Jul. 1, 2008Sep. 30, 2008 5% 63 617 Oct. 1, 2008Dec. 31, 2008 6% 65 619 Jan. 1, 2009Mar. 31, 2009 5% 15 569 Apr. 1, 2009Jun. 30, 2009 4% 13 567 Jul. 1, 2009Dec. 31, 2009 4% 13 567 Oct. 1, 2009Dec. 31, 2009 4% 13 567							67	
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Apr. 1, 2009Jun. 30, 2009 4% 13 567 Jul. 1, 2009Sep. 30, 2009 4% 13 567 Oct. 1, 2009Dec. 31, 2009 4% 13 567		-		-				
Jul. 1, 2009Sep. 30, 2009 4% 13 567 Oct. 1, 2009Dec. 31, 2009 4% 13 567								
Oct. 1, 2009Dec. 31, 2009 4% 13 567	_							
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	Jan.	1,	2010Mar.	31,	2010	4%	13	567

TABLE OF INTEREST RATES

FROM JANUARY 1, 1999 - PRESENT

CORPORATE OVERPAYMENTS AND UNDERPAYMENTS

				OVERPAYMENTS			UNDERPAYMENTS		
				199 RATE	5-1 C.E TABLE		1995-1 RATE	C.B. TABLE	PG
Jan. 1, 19	99Mar.	31,	1999	6%	17	571	7%	19	573
	99Jun.			7%	19	573	8%	21	575
	99Sep.			7%	19	573	8%	21	575
	99Dec.			7%	19	573	8%	21	575
•	00Mar.	-		7%	67	621	8%	69	623
	00Jun.			8%	69	623	9%	71	625
	00Sep.			8%	69	623	9%	71	625
	00Dec.			8%	69	623	9%	71	625
	01Mar.			8%	21	575	9%	23	577
	01Jun.			7%	19	573	8%	21	575
Jul. 1, 20				6%	17	571	7%	19	573
	01Dec.			6%	17	571	7 %	19	573
	02Mar.			5%	15	569	6%	17	571
	02Jun.			5 %	15	569	6%	17	571
Jul. 1, 20				5 %	15	569	6%	17	571
Oct. 1, 20				5 %	15	569	6%	17	571
Jan. 1, 20				4%	13	567	5%	15	569
	03Jun.			4%	13	567	5%	15	569
Jul. 1, 20				4%	13	567	5%	15	569
Oct. 1, 20				3%	11	565	4%	13	567
Jan. 1, 20				3%	59	613	4%	61	615
	04Mar. 04Jun.			4%	61	615	5%	63	617
Jul. 1, 20				3%	59	613	4%	61	615
	04Sep.			4%	61	615	5%	63	617
	05Mar.			4% 4%	13	567	5% 5%	15	569
	05Mar.			5%	15	569	5% 6%	17	571
_				5% 5%	15	569	6%	17	571
Jul. 1, 20	05Sep.			5°	17	571	7%	19	573
Oct. 1, 20 Jan. 1, 20		-		6%	17	571	7% 7%	19	573
Apr. 1, 20				6%	17	571	7% 7%	19	573
_		-		7%	19	573	7 % 8 %	21	575
	06Sep.			7% 7%	19	573	8%	21	575
Oct. 1, 20							8%		
Jan. 1, 20 Apr. 1, 20				7% 7%	19 10	573		21	575
_		-			19	573	8%	21	575
Jul. 1, 20				7% 7%	19 10	573 573	88 09	21	575 575
Oct. 1, 20		-		7% 69	19 65	573	8% 7%	21	575
Jan. 1, 20				6% = 9	65 63	619	7% 6%	67	621
Apr. 1, 20				5% 4°	63 61	617	6% = %	65	619
Jul. 1, 20				4%	61	615	5%	63 65	617
Oct. 1, 20	usDec.	,⊥۵	∠∪∪8	5%	63	617	6%	65	619

Jan.	1,	2009Mar.	31,	2009	4%	13	567	5%	15	569
Apr.	1,	2009Jun.	30,	2009	3%	11	565	4%	13	567
Jūl.	1,	2009Sep.	30,	2009	3%	11	565	4%	13	567
Oct.	1,	2009Dec.	31,	2009	3%	11	565	4%	13	567
Jan.	1,	2010Mar.	31,	2010	3%	11	565	4%	13	567

TABLE OF INTEREST RATES FOR LARGE CORPORATE UNDERPAYMENTS

FROM JANUARY 1, 1991 - PRESENT

					1995- RATE	1 C.B. TABLE	PG
Jan.	1,	1991Mar.	31,	1991	13%	31	585
Apr.	1,	1991Jun.	30,	1991	12%	29	583
Jūl.	1,	1991Sep.	30,	1991	12%	29	583
		1991Dec.			12%	29	583
Jan.	1,	1992Mar.	31,	1992	11%	75	629
Apr.	1,	1992Jun.	30,	1992	10%	73	627
Jūl.	1,	1992Sep.	30,	1992	10%	73	627
Oct.	1,	1992Dec.	31,	1992	9%	71	625
Jan.	1,	1993Mar.	31,	1993	9%	23	577
Apr.	1,	1993Jun.	30,	1993	9%	23	577
Jul.	1,	1993Sep.	30,	1993	9%	23	577
		1993Dec.			9%	23	577
		1994Mar.			9%	23	577
Apr.	1,	1994Jun.	30,	1994	9%	23	577
Jul.	1,	1994Sep.	30,	1994	10%	25	579
		1994Dec.			11%	27	581
		1995Mar.			11%		581
-	-	1995Jun.	-		12%		583
		1995Sep.			11%	27	581
Oct.	1,	1995Dec.	31,	1995	11%	27	581
		1996Mar.			11%	75	629
		1996Jun.			10%	73	627
		1996Sep.			11%		629
	-	1996Dec.	-		11%	75	629
		1997Mar.			11%	27	581
		1997Jun.			11%	27	581
		1997Sep.			11%	27	581
		1997Dec.			11%	27	581
	-	1998Mar.	-		11%	27	581
_		1998Jun.			10%	25	579
		1998Sep.			10%	25	579
	-	1998Dec.	-		10%	25	579
Jan.	•	1999Mar.			9%	23	577
Apr.		1999Jun.			10%	25	579
		1999Sep.			10%	25	579
		1999Dec.			10%	25	579
		2000Mar.			10%	73	627
Apr.	1,	2000Jun.	30,	2000	11%	75	629

Jan. 1, 2003Mar. 31, 2003 Apr. 1, 2003Jun. 30, 2003 Jul. 1, 2003Sep. 30, 2003 Oct. 1, 2003Dec. 31, 2003 Jan. 1, 2004Mar. 31, 2004 Apr. 1, 2004Jun. 30, 2004 Jul. 1, 2004Sep. 30, 2004 Oct. 1, 2004Dec. 31, 2005 Apr. 1, 2005Mar. 31, 2005 Apr. 1, 2005Jun. 30, 2005 Jul. 1, 2005Sep. 30, 2005 Oct. 1, 2005Dec. 31, 2005 Jan. 1, 2006Mar. 31, 2006 Apr. 1, 2006Jun. 30, 2006 Apr. 1, 2006Sep. 30, 2006 Oct. 1, 2007Mar. 31, 2006 Jul. 1, 2007Sep. 30, 2006 Oct. 1, 2007Dec. 31, 2006 Jan. 1, 2007Dec. 31, 2007 Apr. 1, 2007Dec. 31, 2007 Apr. 1, 2007Dec. 31, 2007 Jul. 1, 2007Dec. 31, 2007 Jul. 1, 2008Mar. 31, 2008 Apr. 1, 2008Mar. 31, 2008 Apr. 1, 2008Dec. 31, 2008 Jul. 1, 2008Dec. 31, 2008 Jul. 1, 2009Mar. 31, 2008 Jul. 1, 2009Mar. 31, 2009 Apr. 1, 2009Dec. 31, 2009 Oct. 1, 2009Dec. 31, 2009 Jan. 1, 2010Mar. 31, 2009	17 65 67 65 67 65 67 19 21 23 23 23 25 25 25 25 25 67 67 67 67 67 67 67 67 67 67 67 67 67	573 573 571 619 621 575 577 577 577 579 579 579 579 579 579
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TABLE OF INTEREST RATES FOR CORPORATE OVERPAYMENTS EXCEEDING \$10,000

FROM JANUARY 1, 1995 - PRESENT

	1995-1 C.B.	
	RATE TABLE PO	G
Jan. 1, 1995Mar. 31, 1995	6.5% 18 5	72
Apr. 1, 1995Jun. 30, 1995	7.5% 20 5'	74
Jul. 1, 1995Sep. 30, 1995	6.5% 18 5'	72
Oct. 1, 1995Dec. 31, 1995	6.5% 18 5'	72
Jan. 1, 1996Mar. 31, 1996	6.5% 66 62	20
Apr. 1, 1996Jun. 30, 1996	5.5% 64 63	18
Jul. 1, 1996Sep. 30, 1996	6.5% 66 62	20

Oct.		1996Dec.		1996	6.5%	66	620
Jan.		1997Mar.		1997	6.5%	18	572
Apr.	-	1997Jun.	-	1997	6.5%	18	572
Jul.		1997Sep.			6.5%	18	572
Oct.	1,	1997Dec.	•	1997	6.5%	18	572
Jan.	1,	1998Mar.	31,	1998	6.5%	18	572
Apr.	1,	1998Jun.	30,	1998	5.5%	16	570
Jul.	1.	1998Sep.	30,	1998	5.5%	16	570
Oct.	1,	1998Dec.	31,	1998	5.5%	16	570
Jan.	1,	1999Mar.	31,	1999	4.5%	14	568
Apr.	1,	1999Jun.	30,	1999	5.5%	16	570
Jūl.	1,	1999Sep.	30,	1999	5.5%	16	570
Oct.	1,	1999Dec.	31,	1999	5.5%	16	570
Jan.	1,	2000Mar.	31,	2000	5.5%	64	618
Apr.		2000Jun.		2000	6.5%	66	620
Jul.		2000Sep.			6.5%	66	620
Oct.	-	2000Dec.		2000	6.5%	66	620
Jan.		2001Mar.			6.5%	18	572
Apr.	-	2001 Jun.	-		5.5%	16	570
Jul.		2001 San.			4.5%	14	568
Oct.	-	2001 Bcp. 2001Dec.		2001	4.5%	14	568
Jan.		2001 Bec. 2002Mar.			3.5%	12	566
						12	566
Apr.		2002Jun.			3.5%		
Jul.	-	2002Sep.			3.5%	12	566
Oct.		2002Dec.		2002	3.5%	12	566
Jan.		2003Mar.			2.5%	10	564
Apr.		2003Jun.			2.5%	10	564
Jul.	-	2003Sep.			2.5%	10	564
Oct.		2003Dec.		2003	1.5%	8	562
Jan.		2004Mar.			1.5%	56	610
Apr.		2004Jun.			2.5%	58	612
Jul.	-	2004Sep.			1.5%	56	610
Oct.		2004Dec.			2.5%	58	612
Jan.		2005Mar.			2.5%	10	564
Apr.	-	2005Jun.	-		3.5%	12	566
Jul.		2005Sep.			3.5%	12	566
Oct.		2005Dec.			4.5%	14	568
Jan.	1,	2006Mar.	31,	2006	4.5%	14	568
Apr.		2006Jun.			4.5%	14	568
Jul.	1,	2006Sep.	30,	2006	5.5%	16	570
Oct.	1,	2006Dec.	31,	2006	5.5%	16	570
Jan.	1,	2007Mar.	31,	2007	5.5%	16	570
Apr.	1,	2007Jun.	30,	2007	5.5%	16	570
Jul.	1,	2007Sep.	30,	2007	5.5%	16	570
Oct.	1,	2007Dec.	31,	2007	5.5%	16	570
Jan.	1,	2008Mar.	31,	2008	4.5%	62	616
Apr.	1,	2008Jun.	30,	2008	3.5%	60	614
Jūl.		2008Sep.		2008	2.5%	58	612
Oct.		2008Dec.		2008	3.5%	60	614
	-	2009Mar.			2.5%	10	564
		2009Jun.			1.5%	8	562
Jul.		2009Sep.			1.5%	8	562
Oct.		2009Dec.			1.5%	8	562
	-	2010Mar.	-		1.5%	8	562
•	,		,	_			