

**Part A – Alabama Enterprise Zone Credit**

(See §41-23-24): A tax credit is available to qualifying businesses which locate or expand within the designated enterprise zones. Business entities must apply for and be approved by the Alabama Department of Economic and Community Affairs (ADECA) to participate in the Enterprise Zone Program. Questions pertaining to the application of the tax credit should be addressed to the Alabama Department of Revenue, Pass Through Entity Unit, P.O. Box 327900, Montgomery, AL 36132-7900 or call (334) 242-1033. For additional information on the Alabama Enterprise Zone Credit, contact ADECA at the Technical Assistance Section, 401 Adams Avenue, P.O. Box 5690, Montgomery, AL 36103-5690, or call (334) 242-5100.

**Part B – Basic Skills Education Credit**

Sections 40-18-135 through 40-18-139 provide a tax credit to employers who provide approved basic skills education programs to Alabama resident employees. To qualify for the credit, (1) the program must have written approval from the Alabama Department of Education, (2) the employees shall have been continuously employed for at least 16 weeks for at least 24 hours per week, and (3) the employer cannot receive or require reimbursement or any form of remuneration for any cost of education. The credit is 20 percent of the actual costs limited to the employer's income tax liability.

A copy of the document of approval along with a detailed schedule (including actual costs incurred, employee employment period) computing the credit should be provided.

Line 1. Enter the Certification Number assigned by the Department of Education.

Line 2. Enter the name of the employer/firm sponsoring the education program.

Line 3. Enter the name of the approved provider.

Line 4. Mark the appropriate box to indicate whether all participants for whom you are claiming a tax credit were continuously employed by you for at least 16 weeks.

Line 5. If the box on line 4 is marked "yes", mark the appropriate box to indicate if employee(s) for whom you are claiming a tax credit work at least 24 hours each week.

Line 6. If the box on line 4 and 5 is marked "yes" enter the total expenses available for credit.

Line 7. Multiply line 6 by 20% (.20)

Line 8. Enter the credit allowable.

**Part C – Coal Credit**

For the tax years beginning on and after January 1, 1995, every corporation, that is doing business in Alabama, as a producer of coal mined in Alabama, shall be allowed a credit against the tax imposed by Section 40-18-2, in the amount of one dollar (\$1) per ton of increased production of coal over the previous year's production of coal. Such tax credit shall be based on coal produced after January 1, 1995, provided the coal was mined in Alabama as certified by the producer of the coal. The amount of the total credit in any one year shall be based on the number of tons of Alabama coal produced by the corporation in the year which exceeds the number of tons of Alabama coal produced by the corporation in calendar year 1994. In the event a corporation did not produce Alabama coal during calendar year 1994, such corporation must establish a base year by producing Alabama coal for 12 consecutive months. Thereafter, such corporation shall be eligible for the tax credit as specified herein above over the base year production. (Section 40-18-220)

**Part D – Full Employment Act of 2011 Credit**

Sections 40-18-290 through 40-18-293 provide for a tax credit against Alabama income tax for small businesses which employ 50 or fewer employees and create new jobs paying more than ten dollars (\$10) per hour. Employers will receive an income tax credit equal to one thousand dollars (\$1,000) and shall be available in the tax year during which the employee has completed 12 months of consecutive employment. The employer must have a net increase in the total number of full time employees in Alabama on the last date of each tax year during which employees are hired for which the employer claims a credit, over the number employed in Alabama as of the last day of the tax year immediately preceding the first employment year. The income tax credit may be claimed for employees who are hired following June 9, 2011. This tax credit shall not exceed the amount of the taxpayer's state tax liability for which the credit is claimed. This credit is not refundable or transferable.

Line 1. Enter the number full time employees on 12-31-2016.

Line 2. Enter the number full time employees on 12-31-2015.

Line 3. Subtract line 2 from line 1.

Line 4. Enter the number of new employees earning greater than \$10 per hour which qualify for the credit.

Line 5. Multiply line 4 by 1,000. Enter the amount.

**Part E – Alabama New Markets Development Credit**

Act Number 2012-483, passed by the Alabama Legislature during the 2012 Regular Session, establishes a tax credit to corporations/financial institutions that invest in businesses located in impoverished and low income communities. The credit allowance date is the date on which such investment is initially made and each of the six anniversary dates thereafter. The credit shall not exceed the amount of the taxpayer's state tax liability for the tax year for which the tax credit is claimed. Tax credits claimed under this act are not saleable or transferable. Any amount of tax credit that the taxpayer is prohibited from claiming in a taxable year may be carried forward to any of the taxpayer's subsequent taxable years.

Enter the amount of the New Markets Development Credit claimed from the Notice of Certification.

**Part F – Heroes for Hire Tax Credit Act of 2012  
Employee Credit**

Sections 40-18-321 and 40-18-322 provide qualified employers an additional credit against the Alabama income tax liability in the amount of \$1,000 for hiring full time recently deployed and now discharged unemployed veterans full time. The new hire must: 1) be a resident of Alabama at the time of entry into military service or mobilized to active, federal military service while a member of the Alabama National Guard or other reserve unit located in Alabama; 2) have received an honorable or general discharge from active, federal military service within the two-year period preceding the date of hire; and 3) have certification by the Department of Labor at the time of hire by either collecting or being eligible to collect unemployment benefits or having exhausted his or her unemployment benefits.

Line 1. Enter the number of recently deployed unemployed veterans included in line 4, Part D – Full Employment Credit.

Line 2. Multiply line 1 by 1,000. Enter the amount.

**Part G – Heroes for Hire Tax Credit Act of 2012  
Business Start-Up Expense Credit**

Section 40-18-323 allows a nonrefundable credit against the income tax liability to recently deployed unemployed veterans in an amount up to \$2,000 for expenses associated with one start-up business in which the veteran holds at least 50% ownership interest. The credit is only applicable for businesses: started after April 2, 2012, located within Alabama, and showing a net profit of at least \$3,000 for the year in which the credit is taken.

Line 1. Enter the name of the Business.

Line 2. Enter the business ID number.

Line 3. Enter the total amount of business start-up expenses.

Line 5. Enter the lesser of line 3 or line 4.

**Part H – Qualified Irrigation System/  
Reservoir System Credit**

Section 40-18-342 provides an income tax credit to any agricultural trade or business for the cost associated with the purchase, installation or conversion related to irrigation systems or the development of irrigation reservoirs and water wells. The credit is equal to 20 percent of the cost of the purchase and installation of any qualified irrigation equipment and any conversion costs related to the conversion of irrigation equipment from fuel to electricity or qualified reservoirs. This credit is limited to only one purchase and installation of qualified irrigation equipment or one qualified reservoir per taxpayer. The credit shall not exceed \$10,000 and shall not exceed the income tax liability in any year. Such credit shall be taken in the year in which the qualified irrigation equipment or the qualified reservoir is placed in service. The credit may be carried forward for 5 years. Attach supporting documentation.

Line 1. Enter the purchase and installation costs of the irrigation system.

Line 2. Enter the cost of conversion from fuel to electricity.

Line 3. Add lines 1 and 2.

Line 4. Multiply line 3 by 20% (.20).

Line 5. Enter the cost of construction reservoir.

Line 6. Multiply line 5 by 20% (.20).

Line 7. Enter the amount on line 4 or line 6.

Line 8. Maximum credit.

Line 9. Enter the lesser of line 7 or line 8.

### **Part I – Rehabilitation, Preservation and Development of Historic Structures Credit**

Act Number 2014-452 amends Act 2013-241. The act provides an income tax credit against the tax liability of the taxpayer for the rehabilitation, preservation, and development of historic structures. The credit is equal to 25% of the qualified rehabilitation expenditures for certified historic structures. The act also provides a tax credit equal to 10% of the qualified rehabilitation expenditures for qualified pre-1936 non-historic structures. No tax credit claimed for any certified rehabilitation may exceed \$5,000,000 for all allowable property types except a certified historic residential structure, and \$50,000 for a certified historic residential structure. The entire credit may be claimed by the taxpayer in the taxable year in which the certified rehabilitation is placed in service. This credit is not refundable, but any unused portion of the credit may be carried forward for up to 10 additional tax years.

Enter the amount of the Rehabilitation, Preservation and Development of Historic Structures Credit from the Alabama Historical Commission Tax Credit Certificate.

### **Part J – Credit For Taxes Paid To Foreign Country**

Section 40-18-21 provides a tax credit for taxes paid to a foreign country by the pass through entity. The amount of the credit allowable is 50 percent of the taxpayer's proportionate share of the income taxes paid or accrued to a foreign country by the entity; or the tax calculated at the Alabama tax rates on the taxpayer's proportionate share of the entity's income derived from the foreign country, whichever is less. A copy of the foreign tax return should be attached to Form 65 or Form 20S, and a schedule should be completed for each partner detailing the amounts required for each partner to complete Schedule OC on the Form 40 return. This statement should include the country's name, the partner's pro rata share of the entity and of the foreign income, and the pro rata share of the foreign income tax allocated to that partner.

The amount of the deduction on Schedule K-1 should be 50% of the proportionate share of the income taxes paid or accrued to a foreign country by the entity so that the amounts on the K-1 will equal the maximum credit allowable on Schedule PC.

### **Part K – Dual Enrollment Credit**

Act 2014-147 provides an income tax credit, equal to 50 percent of contributions, to entities that make contributions for qualifying educational expenses directly associated with the Career-Technical Dual Enrollment Program as defined by the State Board of Education for tax years beginning January 1, 2015. Such credit shall not exceed an amount greater than 50 percent of the taxpayer's total Alabama income tax liability and in no case more than \$500,000 for any given tax year.

A copy of the Department of Postsecondary Education Tax Credit Certification must be attached to claim the credit.

Line 1. Enter the amount from the Department of Postsecondary Education Tax Credit Certification.

Line 2. Multiply Line 1 by 50%.

Line 3. Enter the Maximum Credit.

Line 4. Enter the lesser of line 2 or line 3.

### **Part L – Alabama Jobs Act-Investment Credit**

Act 2015-27 provides for an investment credit in an amount equal to 1.5% of the capital investment incurred as of the beginning of the incentive period. This credit may be used to offset utility taxes. The incentive period shall begin no earlier than the placed-in-service date and shall be 10 years. In any one year, if the credit exceeds the amount of taxes that are allowed to be offset by the project agreement, the incentivized company may carry the credit forward, to the extent allowed in the project agreement. No carryforward shall be allowed for more than 5 years. All or part of the first three years of the investment credit may be transferred by the incentivized company and applied by another person or company. A transfer of the credit shall be made by written, notarized contract. No such transfer shall occur before the contract is approved by the Secretary of Commerce.

### **Part M – Alabama Accountability Tax Credit**

Act 2015-434 authorizes a tax credit for contributions to entities that provide educational scholarships to qualifying schools. The credit is equal to 100% of the total contributions made to a scholarship granting organization for educational scholarships during the taxable year for which the credit is claimed up to 50% of the tax liability of the taxpayer. The credit may be carried forward for 3 years.

Line 1. Enter the name of the scholarship granting organization.

Line 2. Enter the full address of the scholarship granting organization.

Line 3. Enter the amount of contribution made to the scholarship granting organization.

Line 4. Enter the Maximum Credit allowable.

### **Part N – Alabama Renewal Act-Port Credit**

Act 2016-102 provides an income tax credit in an amount equal to \$50 per TEU, \$3 per net ton, or \$0.04 per kilogram for air freight multiplied by the port user's cargo volume in the 12 month period for which the commission has granted approval for the port user to claim the port credit minus the port users base cargo volume. The port credit shall only be available to the extent that a port facility user ships more than 105 percent of its cargo volume from the 12 month period immediately preceding the port facility user's application. The port credit shall only be available to the extent a port facility user ships more than 10 TEUs, for cargo measured by TEU, more than 75 net tons, for cargo measured by net ton, or more than 15,000 kilograms for air cargo measured by kilograms. This credit is not refundable, but any unused portion of the credit may be carried forward for up to 5 additional tax years.

### **Part O– Alabama Small Business and Agribusiness Jobs Credit**

Act 2016-188 provides a nonrefundable income tax credit to an Alabama small business that creates a new job and hires a new full-time employee to fill that job. The credit shall be a one-time credit equal to \$1,500 for each qualified new employee and shall only be applicable to a tax year in which the new employee has completed 12 months of consecutive full-time employment. An Alabama small business employer may receive a credit under this section or under the Full Employment Act of 2011, Article 11, Chapter 18, Title 40, Code of Alabama 1975, but in no case shall the employer receive both a credit under this act and a credit provided under the Full Employment Act of 2011. Any unused portion may be carried forward for a period of up to three years.

### **Part P – Apprenticeship Tax Credit Act of 2016**

Act 2016-314 allows an eligible employer to claim an income tax credit of \$1,000 for each apprentice employed, not to exceed five apprentices employed, for at least seven full months of the prior taxable year. The credit shall not be available for an individual apprentice for more than four taxable years. This tax credit shall not be allowed to decrease a taxpayer's tax liability to less than zero. The credit is not refundable or transferable.

### **Part Q – Capital Credit**

The capital credit is available to investing companies and their owners involved in a qualified project undertaken by certain new businesses to be located in the state and certain expansions of certain existing businesses. To qualify for the capital credit, the project entity must be registered with and approved by the Commissioner's Office of the Alabama Department of Revenue by 12/31/2015. The capital credit claimed for the tax year shall not exceed 5 percent of the actual capital costs, as defined in the law, of the new business or expansion of an existing business for each of 20 years. The capital credit shall be provided to each investing company and its shareholders, partners, members, owners, or beneficiaries on Form K-RCC provided by the reporting company. Each owner of the investing company will be allowed a capital credit according to the distributive share, whether or not distributed, of the project's Alabama taxable apportionable income.

This capital credit CANNOT be carried forward or back by any recipient. The capital credit is limited to the individual's current tax year liability and is applied after all other deductions, losses, or credits permitted under Titles 40 and 41, Code of Alabama 1975. The Form K-RCC must be attached to the individual return in order to be eligible to receive the capital credit.

Lines 1a-1g. Enter the Project Number(s) assigned by the Alabama Department of Revenue, the project name, and the amount of credit claimed from Schedule K-RCC, line 7.

Line 2. Enter the amount of the Capital Credit claimed from Schedule K-RCC, line 7.

### **Part R – Summary**

Line 1. Add Part A, Line 1, Part B, Line 8, Part C, Line 4; Part D, Line 5, Part E, Line 1; Part F, Line 2; Part G, Line 5; Part H, Line 9, Part I, Line 2, Part J, Line 6; Part K, Line 4, Part L, Line 4; Part M, Line 4; Part N, Line 1, Part O, Line 8, and Part P, Line 2, Part Q, Line 2. **Subchapter K entities: Enter the amount from Line 1 on Line 5.**

Line 2. Enter tax due from Form 20S, Page 1, Line 31.

Line 3. Enter the credit and the amount of the credit to be applied against tax due.

Line 4. Enter the total of Lines 3a, 3b, and 3c. Enter this amount on Form 20S, Page 1, Line 32d.

Line 5. Subtract Line 4 from Line 1. Enter here and on Schedule K, Line 22.

**A schedule should be completed for each owner detailing the amounts of credits required for each owner to complete the applicable credit schedules.**