



Alabama Department of Revenue Family Limited Liability Entity Election Form (DISREGARDED ENTITIES DO NOT QUALIFY FOR THE FAMILY LIMITED LIABILITY ENTITY ELECTION)

1a FEIN

1b ELECTING FAMILY LIMITED LIABILITY ENTITY

1c Determination Period End Date (Balance Sheet Date): (mm/dd/yyyy)

The following information must be provided in order for this election to be effective.

PART 1 – 80% OWNERSHIP TEST (ATTACH SUPPORTING DOCUMENTATION)

Partners' capital account from Form 1065, Schedule L: \$

Percentages of partners' capital accounts that are directly or constructively owned by:

- Primary Partner: %
Spouse: %
Parents: %
Grandparents: %
Lineal descendants of grandparents: %
Total %

PART 2 – TAXPAYER MUST COMPLETE AT LEAST ONE OF THE FOLLOWING. (ATTACH SUPPORTING DOCUMENTATION)

(a) Gross Receipts Test: 90% or more of the gross receipts of the entity consist of any combination of the following:

- (i) Interest %
(ii) Dividends/distributions/payments on stock or securities %
(iii) Rents, license fees or other fees for use of property %
(iv) Receipts from sale or leasing of timber or timberland %
(v) Royalties %
(vi) Annuity payments %
(vii) Proceeds from sale of asset not in ordinary course of business %
Total %

(b) Assets Test: The aggregate adjusted basis of the following assets constitutes at least 90% of the adjusted basis of all of the entity's assets:

- (i) Cash or cash equivalents %
(ii) Stocks, bonds, debentures, notes or other securities %
(iii) Timber or timberlands %
(iv) Annuities %
(v) Assets held principally for appreciation and not production of income %
(vi) Mutual funds %
(vii) Assets not used directly in the conduct of the entity's business %
(viii) Royalty interests %
Total %

This entity is making an election to be an electing family limited liability entity as described in Code of Alabama 1975, §40-14A-1(h). The signature on page 1 of Form PPT or Form BPT-IN is certification that the profits and capital interests of the entity were calculated using the constructive ownership rules of 26 U.S.C. §318, without regard to the 50% limitation contained in 26 U.S.C. §318(a)(2)(C) and 26 U.S.C. §318(a)(3)(C).