

This form is to be completed by the owner of the credit that is to be transferred and by the party to whom the credit is being transferred. Upon completion, submit the form to the Kansas Department of Revenue.

THIS SECTION TO BE COMPLETED BY TRANSFEROR

TRANSFEROR INFORMATION

Name of current owner of the tax credit (Transferor)			
Mailing Address	City	State	Zip Code
Daytime Phone Number	Email Address		

Type of Entity: Individual Corporation Partnership LLC/LP Other (Describe): _____

Are you a shareholder, partner, or member of an S Corporation, partnership or limited liability company transferring your portion of the credits? Yes No

CREDIT INFORMATION

Type of credit being transferred:

- Commercial Restoration and Preservation
- Short Line Railroad
- Research and Development

Check here if credit did not originate with you and you received the credit as a transferee from a transferor.

TRANSFER INFORMATION

Certificate Number: _____ Date Issued (mm/dd/yyyy): _____

For this certificate number above, enter the information requested below:

Date of transfer agreement between parties to transfer (mm/dd/yyyy): _____

Dollar amount of credits held by transferor before transfer \$ _____

Dollar amount of credits being transferred to the transferee \$ _____

Dollar amount of credits held by transferor after transfer \$ _____

Dollar amount received by transferor in payment for credits \$ _____

SIGNATURE OF TRANSFEROR

I declare under the penalties of perjury that to the best of my knowledge this is a true, correct and complete form.

Signature Title Date

Printed Name

THIS SECTION TO BE COMPLETED BY TRANSFEREE

175002

TRANSFEREE INFORMATION

Name of current owner of the tax credit (Transferee)			
Mailing Address	City	State	Zip Code
Daytime Phone Number	Email Address		

Type of Entity: Individual Corporation Partnership LLC/LP Other (Describe): _____

CREDIT INFORMATION

Type of credit being transferred:

- Commercial Restoration and Preservation
- Short Line Railroad
- Research and Development

Tax year in which credit was received: _____

TRANSFER INFORMATION

Certificate Number: _____

For this certificate number above, enter the information requested below:

Date of transfer agreement between parties to transfer (mm/dd/yyyy): _____

Dollar amount of credit being received by transferee \$ _____

Dollar amount paid by transferee for credit \$ _____

SIGNATURE OF TRANSFEREE

I declare under the penalties of perjury that to the best of my knowledge this is a true, correct and complete form.

Signature	Title	Date
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Printed Name

For Office Use Only
Date Received: _____
Date Approved: _____
Amount Approved: \$ _____
Tax Credit Certificate Number: _____

GENERAL INSTRUCTIONS FOR K-260 TAX CREDIT TRANSFER NOTIFICATION FORM

PURPOSE OF FORM

This form is for use by individuals or entities currently holding Kansas Commercial Restoration and Preservation, Short Line Railroad, or Research and Development tax credits who wish to sell, transfer, assign, or otherwise convey all or part of these credits to another individual or entity. Its purpose is to notify the Department of Revenue that a credit for which a Tax Credit Certificate has been issued has been transferred by agreement between the transferor and the transferee. This form is a notification form. It is NOT a transfer agreement between the transferor and transferee.

CONDITION OF USE

This form may only be used by individuals or entities holding Kansas tax credits for which a Tax Credit Certificate has been issued. Prior to use, the transferor must be certain the amount of credit they hold, equals or exceeds the amount of credit being transferred.

TERM OF USE

Commercial Restoration and Preservation Credit:

The commercial restoration and preservation credit may be transferred to any individual or entity, may be transferred more than once, may be transferred in whole or in part, and may be transferred in the tax year in which the commercial restoration and preservation expenditures were made or any subsequent tax year.

Short Line Railroad Credit: The short line railroad credit can only be transferred to eligible customers or eligible vendors of the short line railroad. It may be transferred in the tax year in which the short line railroad expenditures were made, or in a subsequent tax year within 5 years of the tax year in which the short line railroad expenditures were made.

Research and Development Credit: Only research and development credits for research and development expenditures made in tax year 2023 or later years may be transferred. Credits for which the research and development expenditures were made prior to tax year 2023 cannot be transferred. The research and development credit can only be transferred if the transferor does not have a current tax liability. The credit can be transferred only once, and only the full amount of the credit can be transferred.

GENERAL INFORMATION

The front of the form should be completed first, by the individual or entity that owns the credit and is transferring the credit to another individual or entity. The form refers to this individual or entity as the “transferor”.

After the transferor has completed and signed their portion of the form, the transferor should provide the form to the individual or entity to whom the credit is being transferred. The form refers to this individual or entity as the “transferee”.

Once the transferee has completed and signed their portion of the form, the transferee should submit the completed form to the Department of Revenue.

Transfers become effective per an agreement between the two entities. Submission of this form notifies the Kansas Department of Revenue that a transfer has taken place and allows the Department to update ownership records for tax reporting purposes. Submission of this form should not precede the actual transfer or agreement. Submission of this form does not constitute the actual transfer. This form is for notification purposes only. This form should be submitted to the Department within 90 days of an agreement.

After reviewing and approving the transfer, the Department of Revenue will issue a Certificate of Credit Transfer to the transferor, indicating their credit ownership amount has been reduced or eliminated and the amount of any remaining credit they own. The Department will also issue a Certificate of Credit Transfer to the transferee, indicating they are now the individual or entity owning the credit and the amount of credit owned.

Please note: Any funds received by the transferor of a credit may be considered taxable income for the transferor. Both transferors and transferees may want to determine whether there is a tax liability before entering into an agreement.

Transferees claiming the credits will be required to keep a copy of the Tax Credit Transfer Notification Form and the Certificate of Credit Transfer form with their tax records. Taxpayers may claim their credits by submitting the appropriate credit schedule with their Kansas tax return to the Kansas Department of Revenue.

TAXPAYER ASSISTANCE

If you have questions about this application, please call the Taxpayer Assistance Center, Kansas Department of Revenue at 785-368-8222 or visit the Department's website at www.ksrevenue.gov.

Submit this completed form with any supporting documentation to:

Kansas Department of Revenue
Office of Policy and Research
109 SW 9th Street
PO Box 3506
Topeka, KS 66601-3506

You may also email this completed form to:

KDOR_Policy&Research@ks.gov