



Texas Certified Investor Tax Credit Transfer Affidavit

This form must be completed by the certified investor and each insurer to whom credits are transferred and must be filed with the Annual Notification of Credit Transfer (Form 25-120).

Applies to Notification for Tax Year _____

• See instructions on back.

Name of Certified Investor Transferring Credits		Taxpayer Number
Address		
City	State	ZIP Code
Name of Contact Person		
Phone Number (Area code and number)	FAX number (Area code and number)	Email address
Name of Insurer Receiving Transfer		Taxpayer Number
Address		
City	State	ZIP Code
Name of Contact Person		
Phone Number (Area code and number)	FAX number (Area code and number)	Email address

CAPCO THAT RECEIVED INVESTMENT	AMOUNT OF ORIGINAL INVESTMENT	TOTAL CREDITS TO BE TRANSFERRED TO THIS INSURER <i>(Whole dollars only)</i>	PROPORTIONATE SHARE OF CREDIT AVAILABLE TO THIS INSURER PER TAX YEAR <i>(Whole dollars only)</i>
	\$	\$	\$

All transfers must comply with the requirements of and are subject to the limitations in rule 34 TAC §3.830.

Once filed with the Annual Notification of Credit Transfer, this affidavit cannot be revoked for any reason.

Insurers receiving a transfer of CAPCO credits are limited to using their proportionate share of the CAPCO credits that the original certified investor would have been entitled to use during a tax year.

This form is due no later than January 10 following the tax year that credits are transferred. Forms received after this date will be considered as the filing for the next tax year.

For the Certified Investor:

Printed name _____

sign here ▶ _____

Daytime phone (Area code and number) _____

For the Transferee:

Printed name _____

sign here ▶ _____

Daytime phone (Area code and number) _____

INSTRUCTIONS

EXAMPLE of Maximum Annual Credit Allowed Determination:

Company A (certified investor) has \$4 million in tax credits and is therefore entitled to use a maximum of \$1 million in tax credits per year over 4 years. Company A is only able to use \$500,000 in the first year of the credits, but is allowed to roll the unused \$500,000 forward to future years.

For the second tax year, Company A has a balance of \$3.5 million in tax credits and is allowed to use a maximum of \$1 million in tax credits that year, except that it transfers \$1 million in credits to Company B and \$1 million in credits to Company C. In the subsequent tax years, the total allowable credits are \$1 million between the three companies. Assuming that beginning in Year 2, the three companies use the maximum annual credit allowed, the credits would be applied as follows:

	<u>COMPANY</u>	<u>CREDIT BALANCE</u>	<u>MAXIMUM ANNUAL CREDIT ALLOWED</u>
Year 2	A	\$1,500,000	\$ 333,334 (<i>\$500,000 carries forward to future years</i>)
	B	\$1,000,000	333,333
	C	\$1,000,000	<u>333,333</u>
			\$1,000,000
Year 3	A	\$1,166,666	\$ 333,334
	B	\$ 666,667	333,333
	C	\$ 666,667	<u>333,333</u>
			\$1,000,000
Year 4	A	\$833,332	\$ 333,332
	B	333,334	333,334
	C	333,334	<u>333,334</u>
			\$1,000,000
Year 5	A	\$500,000	\$ 500,000 (<i>unused balance from year 1</i>)
	B	0	0
	C	0	<u>0</u>
			\$ 500,000

Questions regarding submission of the Annual Notification of Credit Transfer or the Transfer Affidavit should be directed to:

CAPCO PROGRAM ADMINISTRATOR
 Phone: 512-463-4124
 FAX: 512-463-4368
 Email: **corrine.hall@cpa.state.tx.us**

Return form to:

STATE COMPTROLLER
 111 E. 17th Street Austin, TX 78774-0100
 1-800-531-5441 ext 3-4124