

Lighthouse Elective Pay

Inflation Reduction Act Tax Forms Tutorial for Governments





Why Elective Pay? And Why is That Important?

- Direct payment in lieu of tax credits will allow taxexempt entities to pursue renewable energy projects without relying on outside financing
 - Tax credit claimed after project placed into service
- Projects may be 100% financed with tax-exempt bonds and receive a production tax credit (PTC) or investment tax credit (ITC).
 - If this combined financing is used, the tax credit will be reduced by up to 15%
- Credits available for tax years beginning after December 31, 2022 and are effective through 2032
- The IRA is BOTH domestic energy and domestic labor for construction that begins after January 29, 2023
- Requires internal controls monitoring policies and procedures

Who Should You Have At the Table?

- Sustainability shop/Project managers
- Engineering shop
- Legal shop
- Finance shop
- Others:
- Leadership, Budget
- Bond/Tax Counsel
- Collaboration is KEY









Step 1: Pick a Tax Year

You Can Use Your FY as your Tax Year January November 2023 IRA 2023 bought **Enacted into** 10 clean vehicles Law VS July 2023 December 2023 end of beginning of the calendar your fiscal year year



Steps 2-5: Direct-Pay Process

"Pre-filing register" via online "portal" after property placed in service

IRS issues registration number

File Form 990-T annual return with appropriate attachments

IRS processes return and issues refund of credit

Resources for your Journey

Register to receive a unique ID for all of your eligible 2023 projects!

IRS Pre-Filing Registration Portal

PRE-FILING REGISTRATION RESOURCES

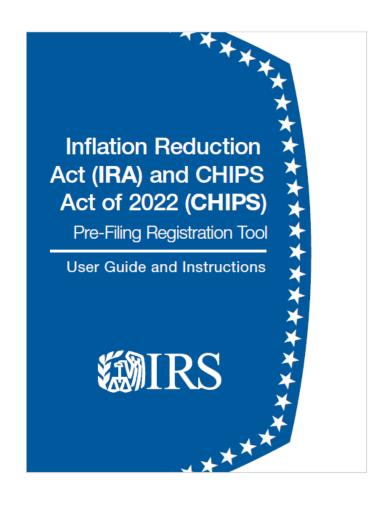
IRS video walk-through of Pre-Filing Registration Portal

IRS Publication 5884 - "Pre-Filing Registration Tool User Guide" (with screenshots)

IRS Publication 5902 - User ID and ID.me info

NEW: IRS-Hosted Office Hours: EVERY OTHER WEEK IN JUNE

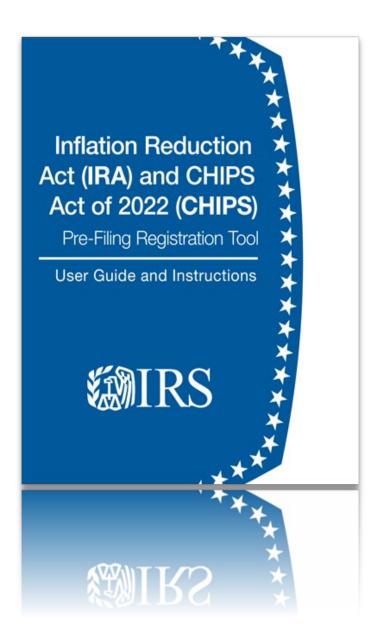
Pre-Filing Registration





Publication 5884

- 1. You may already have an ID. me account!
- 2. Things to have handy
 - 1. Login credentials (see ID.me Help Center)
 - 2. Placed into service date
 - 3. EIN and tax filing period
 - 4. Banking information
 - 5. "Ownership" verification
 - 6. Facilit(ies) information
 - 7. Census tract information
- 3. Who was a part of the process?
- 4. Understanding the attestation
- 5. Considerations for tax year/fiscal year



The Inflation Reduction Act (IRA) and to and Science Act (CHIPS Act) offer credits for clean energy and manufacturing investments.



Clean Energy and Semiconductor Manufacturers

IRA and CHIPS Credits

Register your intent to make an elective payment or transfer election. You may receive a registration number to use when you file your tax return.

GET STARTED





Vehiclealers ap Sellers

Clean)

Report new eligible for a clean vehicle credit use Code 30D and 25E.

Strictly Financial Internal Controls

- Purchase orders and "placed in service"
- ERP or financial systems tracking of relevant transactions
- Tracking Unique Entity Identifiers (SAM.gov) of vendors ... and your own organization
- Financing and the capital stack including:
 - Tax-exempt opinions
 - Ongoing continuing disclosures to investors
- Preparation and reconciliation of all information required for filing new tax forms:
 - o Form 990-T: 2023 Instructions for Form 990-T (irs.gov)
 - o Form 3468: 2023 Instructions for Form 3468 (irs.gov)
 - Form 8936 (for 45W): <u>2023 Instructions for Form 8936</u> (irs.gov)
- Accounting for receipt of elective payment



Other Important Internal Controls

- Tone at the Top
- Access and controls of the portal and ID.me
 - Monitoring of position and person
- BONUS! Procurement parameters including origin, state and local policy parameters met
 - This is especially important for >1 megawatt projects and for PTC
- BONUS! Davis-bacon monitoring including prevailing wage and fringe benefit
- BONUS! Apprenticeship requirements

Internal Control for Grants (gfoa.org)

Internal Control Framework (gfoa.org)

Internal Control Environment (gfoa.org)

Return Filing & Timing

What tax return applies?

- Always: Form 990-T Exempt Organization Business Income Tax Return and IRS Form 3800, General Business Credits
- Sometimes:
 - IRS Form 8911 (alternative charging)
 - IRS Form 8936 (Evs)
 - IRS Form 3468 (Investment Tax Credit)

When must the return be filed?

- 15th day of the fifth month after the end of the entity's accounting year
- Calendar year deadline is May 15
- June 30 fiscal year deadline is November 15

....990-T Exem Part III For calendar year Department of the Treasury Do not enter S Internal Revenue Service A Check box if Name of address changed Print Number B Exempt under section or 501()(Type 408(e) 220(e) Form 3468, Part II City or to 408A 530(a) Form 7207 529(a) 529A C Book value of a Form 6765 G Check organization type ☐ 501(c Form 3468, Part III H Check if filing only to claim □ C Form 8826 I Check if a 501(c)(3) organization Form 8835, Part II J Enter the number of attached Sc Form 7210 K During the tax year, was the corporate Form 8820 If "Yes," enter the name and iden L The books are in care of Form 8874 Part I Total Unrelated Busi Form 8881, Part I Total of unrelated business taxa k Form 8882 Reserved Form 8864 (diesel) Add lines 1 and 2 Charitable contributions (see m Form 8896 Total unrelated business taxa Form 8906 Deduction for net operating lo o Form 3468, Part IV Total of unrelated business Form 8908 Subtract line 6 from line 5 Specific deduction (generally Reserved (45Z) Trusts. Section 199A deduct Form 8910 Total deductions. Add lines Form 8911, Part II Unrelated business taxable enter zero Form 8830 Part II Tax Computation Form 7213, Part II Organizations taxable as co v Form 3468, Part V. 2 Trusts taxable at trust rate w Form 8932 Part I, line 11, from: Tax r Proxy tax. See instructions . x Form 8933 Other tax amounts. See instru v Form 8936, Part II Alternative minimum tax . **z** Reserved Tax on noncompliant facility Total. Add lines 3 through 6 t aa Form 8936, Part V Part III Tax and Payments **bb** Form 8904 1a Foreign tax credit (corporation cc Form 7213, Part I b Other credits (see instructions) dd Form 8881, Part II c General business credit. Attad Credit for prior-year minimum ee Form 8881. Part III e Total credits. Add lines 1a th ff Form 8864, line 8

Form 3800 (2023)

Current Year General Business Cred lines 4a through 4z, enter the number

. . . .

Current year credits from:

Department of the Treasury Internal Revenue Service me(s) shown on return

8936

Clean Vehicle

Attach to your tax

Go to www.irs.gov/Form8936 for instruction

Name(s	s) shown on return
Notes	• Complete a separate Schedule A (Form 8936) for each clean v
	Individuals completing Parts II, III, or IV, must also complete P.
Par	
	Enter the amount from line 11 of your 2023 Form 1040, 1040-SR,
	Enter any income from Puerto Rico you excluded
c	
d	
e	
2	Add lines 1a through 1e
3a	•
b	•
c	
d	
е	
4	Add lines 3a through 3e
5	Enter the smaller of line 2 or line 4
Part	
	Note: Individuals can't claim a credit on line 6 if Part I, line 5
	qualifying surviving spouse; \$225,000 if head of household).
6	Enter the total credit amount figured in Part II of Schedule(s) A (Fo
7	New clean vehicle credit from partnerships and S corporations (se
8	Business/investment use part of credit. Add lines 6 and 7. Partne
	and report this amount on Schedule K. All others, report this amount
Part	
	Note: You can't claim the Part III credit if Part I, line 5, is
	qualifying surviving spouse; \$225,000 if head of household).
9	Enter the total credit amount figured in Part III of Schedule(s) A (Fo
10	Enter the amount from Form 1040, 1040-SR, or 1040-NR, line 18
11	Personal credits from Form 1040, 1040-SR, or 1040-NR (see instr
12	Subtract line 11 from line 10. If zero or less, enter -0- and stop he
	part of the credit
13	Personal use part of credit. Enter the smaller of line 9 or line
	1040), line 6f. If line 12 is smaller than line 9, see instructions
Part	
	Note: You can't claim the Part IV credit if Part I, line 5,
46	qualifying surviving spouse; \$112,500 if head of household).
14	Enter the total credit amount figured in Part IV of Schedule(s) A (Fi
15	Enter the amount from Form 1040, 1040-SR, or 1040-NR, line 18
16	Personal credits from Form 1040, 1040-SR, or 1040-NR (see instr
17 18	Subtract line 16 from line 15. If zero or less, enter -0- and stop he
16	Enter the smaller of line 14 or line 17 here and on Schedule 3 smaller than line 14, see instructions
Dom	,
Part	
19	Enter the total credit amount figured in Part V of Schedule(s) A (Fo
20 21	Qualified commercial clean vehicle credit from partnerships and S
21	Add lines 19 and 20. Partnerships and S corporations, stop here K. All others, report this amount on Form 3800, Part III, line 1aa
For Pa	aperwork Reduction Act Notice, see separate instructions.

SCHEDULE A (Form 8936)

Department of the Treasure

Internal Revenue Service

Name(s) shown on return

Clean Vehicle Credit Amount

OMB No. 1545-2137 **23**

Attach to your tax return. Go to www.irs.gov/Form8936 for instructions and the latest information.

Attachment Sequence No. **69A**

Identifying number

Part	Vehicle Details		
1a	Year		
b	Make		
c	Model		
2	Vehicle identification number (VIN) (see instructions)		
3	Enter date vehicle was placed in service (MM/DD/YYYY)		
4	Was the vehicle used primarily outside the United States? Answer "No" if it was but an excepti Yes. Stop here. You can't claim a credit amount for a vehicle used primarily outside the Ur No.		
5	Does the VIN entered on line 2 belong to a new clean vehicle placed in service during the tax definitions. Yes. Go to Part II. No. Go to line 6.	year?	See instructions for
6	Does the VIN entered on line 2 belong to a previously owned clean vehicle acquired after 200 the tax year? See instructions for definitions. Yes. Go to Part IV. No. Go to line 7.	22 and	placed in service during
7	Does the VIN entered on line 2 belong to a qualified commercial clean vehicle acquired after during the tax year? See instructions for definitions. Yes. Go to Part V. No. Stop here. You can't use this schedule to figure a credit amount for a vehicle not described.		,
Part	Credit Amount for Business/Investment Use Part of New Clean Vehicle		
8	Did you acquire the vehicle for use or to lease to others, and not for resale? Answer "No" if you another person. Yes. No. Stop here. You can't claim a credit amount for a vehicle you didn't acquire for use or t resale.		
9	Tentative credit amount (see instructions)	9	
10	Business/investment use percentage (see instructions)	10	%
11	Multiply line 9 by line 10. Include this credit amount on line 6 in Part II of Form 8936. If you entered 100% on line 10, stop here. Otherwise, go to Part III below.	11	
Part	Credit Amount for Personal Use Part of New Clean Vehicle		
12	Subtract line 11 from line 9 in Part II. Stop here and include this credit amount on line 9 in Part III of Form 8936	12	
For Pa	perwork Reduction Act Notice, see the Form 8936 instructions. Cat. No. 93602W		Schedule A (Form 8936) 2023

Subtract line 1e from Part II,

3a Amount due from Form 4255

b Amount due from Form 8611

c Amount due from Form 8697

d Amount due from Form 8866

Other amounts due (see instr

Total amounts due. Add lines

Total tax, Add lines 2 and 3f section 1294. Enter tax amou 5 Current net 965 tax liability pa

gg Reserved (1gg)

hh Reserved (1hh)

ii Reserved (1ii)

zz Other credits

2 Add lines 1a through 1zz

Reserved (1jj)

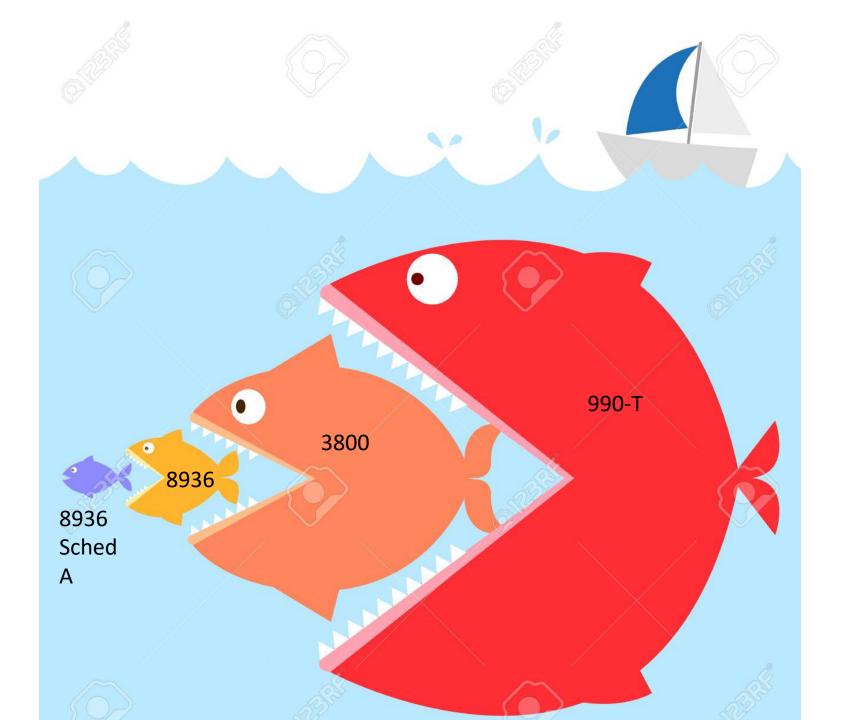
990-T Always

3800 Always Aggregates

8936 for EV

8911 for Charging

3468 for ITC



The Elective Pay "Cocktails"

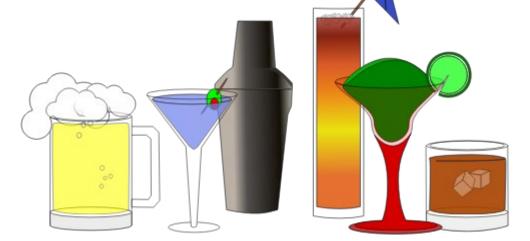
Alternative Fuel Vehicle Refueling Property, Section 30C

- One Part: Form 990-T: Exempt Organization
 Business Income Tax Return, or other applicable
 income tax return
- One Part: Form 3800: General Business Credit

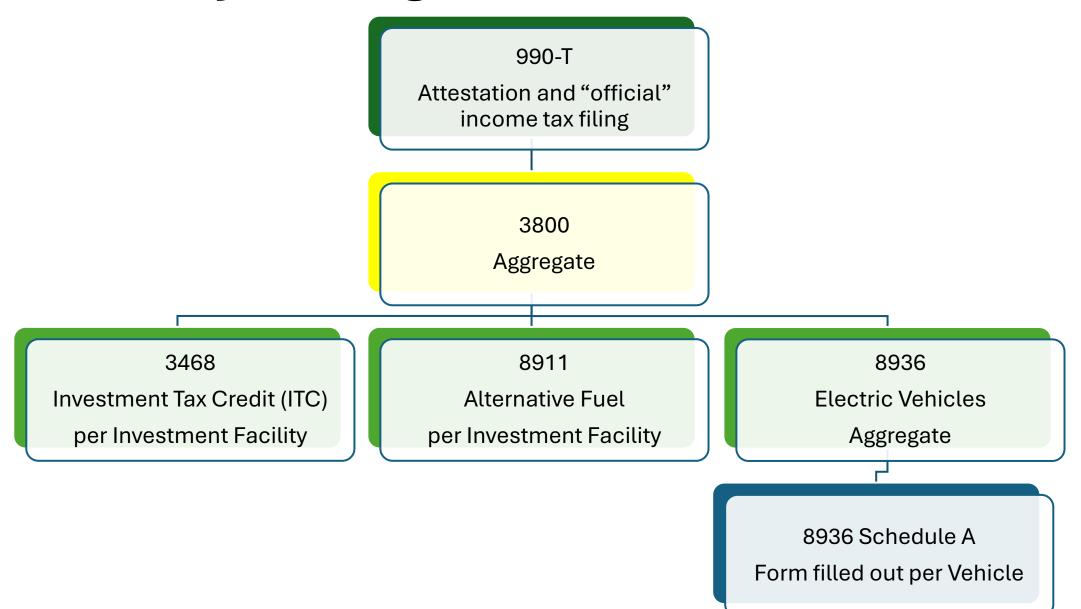
One Part: Form 8911: Alternative Fuel Vehicle Refueling Property Credit

Investment Tax Credit, Section 48

- One Part: Form 990-T: Exempt Organization
 Business Income Tax Return, or other applicable
 income tax return
- One Part: Form 3800: General Business Credit
- One Part: Form 3468: Investment Credit



Hierarchy of Filing



IRS "Strongly Encourages" E-Filing

- The IRS has compiled info on approvied e-filing software (MeF)
 - Form 990-T
 - Form 8868

1. Taxslayer Pro

Drake Software's tax preparation software

- 2. ProConnect Tax Online
 Intuit's cloud-based tax preparation software
- 3. TaxAct, Inc
- 4. CCH A Wolters Kluwer Business

	990-T		(and proxy tax	under section 603	3(e))			മെക
		For cale	endar year 2023 or other tax year beg	ginning, 2023, and	l ending	, 20		2023
	ment of the Treasury Revenue Service	Do no	Go to www.irs.gov/Form9907 ot enter SSN numbers on this form a				Ope	n to Public Inspection for 501(c)(3) Organizations Only
	Check box if address changed.		Name of organization (x if name changed and see instru	tions.)	D Em	ployer	identification numb
- Ereui	mpt under section 501()()	Print or	Number, street, and room or suite no. It	a P.O. box, see instructions.				emption number
	408(e) 220(e)	Type	City or town, state or province, country	, and ZIP or foreign postal code				
	108A 530(a) 529(a) 529A	C Book	value of all assets at end of year	///////////	/////	F L		k box if nended return.
		n type	501(c) corporation 501(c) 501(c) 6417(d)(1)(A) Applicable entit	trust 401(a) trust	Other trust	State co	llege	university
C	heck if filing only		m Credit from Form 8941		439 🔲 Elect	tive payment a	amou	nt from Form 380
			nization filing a consolidated retu					
Er	nter the number	of attac	ched Schedules A (Form 990-T)	/ / / / / / / / / / / / / /		1	1.1	
			he corporation a subsidiary in ar		t-subsidiary	controlled gre	oup?	☐ Yes ☐ N
			and identifying number of the pa	rent corporation				
	ne books are in				Telephone r	number		
Par			ed Business Taxable Incom					
1			ness taxable income computed from		nesses (see ii	nstructions)	1 2	
3	Add lines 1 an			///////////////////////////////////////	./././/		3	
4			ns (see instructions for limitation		/////		4	+////
5			ess taxable income before net o				5	+++++
6			erating loss. See instructions				6	+////
7			siness taxable income before				-	+++++
			ne 5				7	
8			enerally \$1,000, but see instruct				8	/////
9			deduction. See instructions .				9	/////
10			dd lines 8 and 9				10	/////
11			taxable income. Subtract line				//	7/////
	enter zero					11.1.1.1	11	
Part								
1	Organization	s taxab	le as corporations. Multiply Pa	rt I, line 11, by 21% (0.21)			1	
2	Trusts taxabl	e at tn	ust rates. See instructions for	tax computation. Income	tax on the a	amount on		
	Part I, line 11,	from:	☐ Tax rate schedule or ☐ Sch	nedule D (Form 1041) .		[2	
3	Proxy tax. Se	e instru	ctions			[3	
4			ee instructions				4	
5			tax				5	
6			t facility income. See instruction				6	
7			ough 6 to line 1 or 2, whichever	applies			7	
Part				onto other b Francis 44100	Vac V			
1a		11 11 11	rporations attach Form 1118; tru	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	1a 1b			
b			tructions)		1b	////	11	
d			dit. Attach Form 3800 (see instru ninimum tax (attach Form 8801)		1c	11///	11	
e e			es 1a through 1d		Iu		1e	
2			Part II. line 7				2	/////
3a			m 4255		3a		111	//////
b			m 8611		3b	////	11	
C	Amount due fr				3c	////	1/	
d	/ -/		m 8866		3d	/////	1/	
е			ee instructions)		3e	/////	11	
1	Total amounts	due. A	dd lines 3a through 3e		11/1/	11111	3f	
4			and 3f (see instructions). C	heck if includes tax previo	usly deferred	dunder	//	//////
			ax amount here		/////	/////	4	
	Section 1294.							

This document provides a step-by-step walk through of how to fill out Form 990-T: Exempt Organization Business Income Tax Return.

Forms 990-T and 3800 will always be filed for every elective payment election.

Identifying information should match your pre-registration portal information exactly. State and local entities are a 6417 (d)(1)(A).

Please refer to Instructions for Form 990-T.

In general, applicable entities should complete:

- The heading area above Part I, except items B, C, E, J, K, and L
- Part II, lines 3 and 7 (enter -0-)
- Part III, lines 6g, 7, 10, and 11
- Signature area

Complete these sections	1	Not applie
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)	_			_		
			6a					
	Current year's estimated tax payme							
	applies				+			
	Tax deposited with Form 8868 Foreign organizations: Tax paid or with		6c 6d	////	+			
	Backup withholding (see instructions).		6e	////	///			
	Credit for small employer health insurar		6f	////	///			
	Elective payment election amount from		6g					
	Payment from Form 2439		6h		///	11		
			6i	////	///			
1	Other (see instructions)		6j					
7	Total payments. Add lines 6a through	6j	1. /. /.	/./././	///	7		
	Estimated tax penalty (see instructions)				. 🗆	8		
	Tax due. If line 7 is smaller than the tot				///	9		
	Overpayment. If line 7 is larger than the		t overpa			10		
	Enter the amount of line 10 you want: C		m (!-		unded	11	////	
Part I		in Activities and Other Informatio					- de . V	No
	At any time during the 2023 calendar ye over a financial account (bank, securitie							No
	FinCEN Form 114. Report of Foreign B							
			intel tile		ne lorei	gii coc	indy	7
		///////////////////////////////////////						
	here	ceive a distribution from, or was it the gra	ntor of, o		r to, a fo	reign tr	ust?	
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2	here	ceive a distribution from, or was it the gra s the organization may have to file.	ntor of, o	or transfero	r to, a fo	reign tr	rust?	
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Enter total amount from your form 3800, total to be refunded to your EIN.

Attestation is for accuracy of provided information.

