

# IDAHO STATEMENT OF CREDIT TRANSFER

Submit this form to the Idaho State Tax Commission at least 60 days before the date of transfer.

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## PART I

**TRANSFEROR:** Name \_\_\_\_\_  
Address \_\_\_\_\_  
Social Security number or EIN \_\_\_\_\_  
Signature of authorized individual \_\_\_\_\_  
Title \_\_\_\_\_ Phone number \_\_\_\_\_  
Date of transfer \_\_\_\_\_

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## PART II

**TRANSFeree:** Name \_\_\_\_\_  
Address \_\_\_\_\_  
Social Security number or EIN \_\_\_\_\_

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## PART III

### BROADBAND EQUIPMENT INVESTMENT CREDIT:

Amount to be transferred \_\_\_\_\_ Tax year(s) earned \_\_\_\_\_

Include a copy of Form 68 for each tax year the credit was earned. Include a copy of the complete list of property on which the credit was earned and a copy of the approval from the Idaho PUC.

*To be completed by the Tax Commission:*

Credit available for transfer \_\_\_\_\_ Carryover period available \_\_\_\_\_

Signed \_\_\_\_\_ Date \_\_\_\_\_

The transferee must include a copy of this form with each income tax return on which the credit is claimed or carried over.

Mail to: INCOME TAX AUDIT  
IDAHO STATE TAX COMMISSION  
PO BOX 36  
BOISE ID 83722-0410

Fax to: INCOME TAX AUDIT  
(208) 364-7392

# Instructions for Idaho Form 70

## GENERAL INSTRUCTIONS

Form 70 is used to report the credit being transferred and the number of years it can be carried forward. Submit this form to the Tax Commission at least 60 days before the transfer date.

### Which Credits May Be Transferred

Only the broadband equipment investment credit may be transferred. You may transfer all or a part of the credit you earn.

### Who May Transfer Credits

Broadband equipment investment credit:

You may transfer the broadband equipment investment credit if you originally earned the credit or you are an intermediary. If you are an intermediary, you may either use all or part of the credit or resell all or part of it to another taxpayer. The credit may not be transferred more than two times.

You are not eligible to transfer the broadband equipment investment credit to another taxpayer if you received either credit through unitary sharing.

### Information You Must Provide

For each tax year the credit being transferred was earned, you must provide the following information:

Broadband equipment investment credit:

Provide a copy of Idaho Form 68, a copy of the schedules that identify the property on which the credit was earned, and a copy of the Idaho Public Utilities Commission approval authorizing the credit.

### When To Claim The Transferred Credit

The transferee may claim transferred credits on the original return filed in the calendar year of the transfer. For example, if the broadband equipment investment credit was transferred on June 1, 2010, the transferee may claim the credit on his original return for calendar year 2009 filed on October 15, 2010.

If you don't claim the transferred credit on your original return filed during the calendar year in which the transfer takes place, you may not amend the return for that tax year to claim the credit.

Any credit not claimed on the tax return filed during the year of the transfer may be claimed on the transferee's returns for the carryforward period approved on Form 70.

## SPECIFIC INSTRUCTIONS

You must file a separate Form 70 to identify each transferee to whom you will be transferring credit.

**Part I - Transferor Information.** If you're transferring the credit, enter your name as it will appear on your tax return for the tax year in which the transfer takes place. Provide the additional identifying information. Identify the date the transfer will take place.

If you're an intermediary selling the credit to another taxpayer, you must complete Part I with your identifying information.

**Part II - Transferee Information.** Provide the name, address and Social Security number or employer identification number of the taxpayer to whom you're transferring the credit. This may be an intermediary if you're transferring the broadband equipment investment credit.

**Part III – Credit Information.** If you're transferring the broadband equipment investment credit, enter the amount to be transferred and the tax year(s) it was earned.

The Tax Commission will review the information provided and identify the credit available for transfer and the carryover period available to the transferee. The form will then be returned to the transferor.

The Tax Commission may examine the transferor's books and records to verify that the credit claimed by the transferor was correct. If the Tax Commission determines that the credit claimed was overstated or that recapture of credit is necessary, any tax due from an overstated or recaptured credit will be due from the transferor.