



1206304013

Georgia Form IT-QEE-TP1 (Last Rev. 12/11)

Qualified Education Expense Credit Preapproval Form

Georgia Department of Revenue Version 1

Please print your numbers like this in black or blue ink:



This form is the first step in applying for the income tax credit for qualified education expenses. The form is filed by the taxpayer and is used to request preapproval of an intended contribution to a student scholarship organization.

Enter for Contributor:

- Individual filing single or head of household, Individual filing a married joint return, Individual filing married separate return, C corporation or trust, Subchapter S corporation for Georgia purposes, partnership, or limited liability company

First name or name of entity, MI, Taxpayer identification number

DEPARTMENT USE ONLY

Last name if individual, Suffix

If individual filing joint, first name of joint filer, MI, If individual filing joint, I.D. # of joint filer

Last name of joint filer, Suffix

Address (number and street or P.O. box)

City, State, Zip code

Tax year end of contributor, Calendar year in which contribution will be made

Contact person (for contributions by entities), Telephone number

- The contribution must be preapproved... The taxpayer must add back... The tax credit shall not be allowed... The student scholarship organization must be on the Department of Education's website...

A. CONTRIBUTION AMOUNT

- 1. The amount of the contribution the taxpayer intends to make... 2. [For corporate and trust contributors only] Enter 75% of the corporation's or trust's estimated income tax liability... 3. Name of student scholarship organization... 4. Taxpayer I.D.# of student scholarship organization...



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Qualified Education Expense Credit Preapproval Form

Georgia Department of Revenue **Version 1****Instructions**

The Official Code of Georgia Annotated Section **48-7-29.16** establishes an income tax credit for qualified education expenses.

A credit is allowed for the expenditure of funds by the taxpayer to a student scholarship organization, operating pursuant to Chapter 2A of Title 20, which uses the contribution for tuition and fees for a qualified school or program.

Definitions: For purposes of the credit, the term:

(1) "Student scholarship organization" means a charitable organization in this state that:

- (A) Is exempt from federal income taxation under Section 501(c)(3) of the Internal Revenue Code and obligates for scholarships or tuition grants at least 90 percent of its annual revenue received from donations for scholarships or tuition grants to allow students to attend any qualified school of their parents' choice; and
- (B) Provides educational scholarships or tuition grants to eligible students without limiting availability to only students of one school.

(2) "Eligible student" means a student who is a Georgia resident enrolled in a Georgia secondary or primary public school or eligible to enroll in a qualified first grade, kindergarten program, or pre-kindergarten program; provided, however, that if a student is deemed an eligible student pursuant to O.C.G.A. § 20-2A-1(1), he or she shall continue to qualify as such until he or she graduates, reaches the age of 20, or returns to a public school, whichever occurs first.

(3) "Qualified school or program" means a nonpublic pre-kindergarten program, primary school or secondary school that:

- (A) Is accredited or in the process of becoming accredited by one or more entities listed in subparagraph (A) of paragraph (6) of Code Section 20-3-519; and
- (B) Is located in this state, adheres to the provisions of the federal Civil Rights Act of 1964, and satisfies the requirements prescribed by law for private schools in this state.



1206304043

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Qualified Education Expense Credit Preapproval Form

Georgia Department of Revenue **Version 1****Preapproval Required**

The total amount of credits granted to all taxpayers per calendar year cannot exceed \$50 million (indexed for inflation beginning in 2012). Amounts are allowed on a first come, first served basis. Before making a contribution to a student scholarship organization, the taxpayer must notify the Department of Revenue of the amount that the taxpayer intends to contribute to the student scholarship organization. The Department will then preapprove or deny the requested amount within 30 days after receiving the request from the taxpayer. The Department will mail the preapproval or denial to both the taxpayer and the student scholarship organization. Once preapproval is received, the taxpayer must make the contribution to the student scholarship organization within 60 days of the date of the preapproval notice received from the Department, and within the calendar year in which it was preapproved.

Credit Limits**Individual Taxpayers**

An individual taxpayer is allowed a credit for qualified education expenses as follows:

- (1) In the case of a single individual or a head of household, the actual amount expended or \$1,000.00 per tax year, whichever is less; or
- (2) In the case of a married couple filing a joint return, the actual amount expended or \$2,500.00 per tax year, whichever is less; or
- (3) In the case of a married couple filing a separate return, the actual amount expended or \$1,250.00 per tax year, whichever is less.

For an individual taxpayer the credit is further limited and may not exceed the taxpayer's income tax liability. The amount of the credit that exceeds the taxpayer's income tax liability can be used against the next succeeding five years' tax liability.

Corporate and Trust Taxpayers

A corporation or trust is allowed a credit for qualified education expenses in an amount not to exceed the lesser of the actual amount expended or 75 percent of the corporation's or trusts income tax liability for the tax year, of the corporation or trust, in which the contribution will be made. Any of this lesser amount (amount expended or 75% of the corporation's or trust's income tax liability) that is not used can be used against the succeeding five years' tax liability. A trust cannot pass through the credit to its beneficiaries.

Claiming the Credit

Please attach Form IT-QEE-SSO1 and Form IT-QEE-TP2 to your Georgia income tax return when claiming the credit.

Electronic Filing

Electronic Filing is available for taxpayers claiming this credit. Individual taxpayers that electronically file their tax return do not have to submit Form IT-QEE-SSO1. Form IT-QEE-SSO1 shall be maintained by the taxpayer and made available upon request by the Commissioner.