



Nebraska Incentives Credit Computation for Tax Years After 2010

**FORM
3800N**

• Attach this form to the original or amended return.

For tax year beginning _____, _____ and ending _____, _____

Name _____	Social Security Number or Nebraska ID Number _____
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Type of Return

Form 1040N
 Form 1120-SN
 Form 1120N
 Form 1041N
 Form 1065N
 Form 1120NF

1 Nebraska income tax liability	1		
2 Total nonrefundable credits (other than Form 3800N)	2		
3 Nebraska income tax liability after other nonrefundable credits (line 1 minus line 2)	3		

Nonrefundable Incentive Credits

4 Employment and Investment Growth Act (Form 775N) credit (attach a worksheet and qualification letter). If the credit was distributed to you from another entity, complete line 16.	4		
5 Renewable Energy Tax credit (attach Nebraska Renewable Energy Tax Credit Worksheet)	5		
6 Nebraska Advantage Act (Form 312N) credit (attach a worksheet and qualification letter). If the credit was distributed to you from another entity, complete line 16.	6		
7 Nebraska Advantage Rural Development Act (LB 608) distributed credit received (complete line 16)	7		
8 Nebraska Advantage Research and Development Act distributed credit received (complete line 16)	8		
9 Biodiesel Facility credit (attach worksheet). If the credit was distributed to you from another entity, complete line 16.	9		
10 New Markets Tax Credit (NMTC). If the credit was distributed to you from another entity, complete line 16	10		
11 TOTAL Form 3800N nonrefundable credits (total of lines 4 through 10). Enter here and on Form 1040N, Form 1120N, or Form 1041N as appropriate. NOTE – The total of lines 4 through 10 cannot exceed line 3, Nebraska income tax liability after other nonrefundable credits	11		

Refundable Incentive Credits

12 Nebraska Advantage Rural Development Act (LB 608) credit (attach a worksheet and qualification letter)	12		
13 Nebraska Advantage Microenterprise credit (attach approved application with Part 3 completed)	13		
14 Nebraska Advantage Research and Development Act credit (attach Worksheet RD, Form 3800N). Enter the amount here from line 22, Worksheet RD, Form 3800N	14		
15 TOTAL Form 3800N refundable credits (total of lines 12, 13, and 14). Enter here and on Form 1040N, Form 1120N, or Form 1041N as appropriate	15		

Credits Received
Distributed Credits Received by Partners, Shareholders, Members, Patrons, and Beneficiaries Only

16 Credits received from a partnership, S corporation, limited liability company, exempt cooperative, or fiduciary that distributes its income currently.

(A) Name	(B) Address	(C) Project Number	(D) Nebraska ID Number	(E) Incentive Program	(F) Year Credit Earned	(G) Share of Credits Received

Instructions

Purpose. The purposes of the Nebraska Incentives Credit Computation, Form 3800N, are to:

- Identify the incentive program for which each tax credit is claimed;
- Identify the amount of tax credits used from each program;
- Identify the specific project from which the tax credits were received; and
- Distinguish between refundable and nonrefundable incentive tax credits.

Who Must File. Every taxpayer must complete the Form 3800N, to use the credits allowed by the:

- Employment and Investment Growth Act (LB 775);
- Renewable Energy Tax credit;
- Nebraska Advantage Act (LB 312);
- Nebraska Advantage Rural Development Act (LB 608);
- Nebraska Advantage Research and Development Act;
- Biodiesel Facility credit;
- Nebraska Advantage Microenterprise credit; and
- New Markets Tax Credit (NMTC).

The [prior version of this form](#) must be used to claim or amend LB 270 credits for tax years 2003 and earlier. New LB 270 credits may not be earned for tax years 2004 and after.

When and Where to File. The Form 3800N must be completed and attached to the income tax return filed by an individual, corporation, partnership, S corporation, limited liability company, exempt cooperative, or fiduciary for which a credit is claimed.

Partners, shareholders, members, patrons, or beneficiaries who are allowed any distributive credits from a partnership, S corporation, limited liability company, cooperative, or fiduciary should complete lines 1 through 15. A copy of the Nebraska Schedule K-1N filed by the partnership, S corporation, limited liability company, cooperative, or fiduciary must be attached to the taxpayer's Form 3800N. These credits may only be used to reduce the taxpayer's income tax liability.

Records. All claimants must retain records for at least three years after the filing of the income tax return claiming the credit. If the taxpayer will be utilizing the carryforward period to claim the credit calculated, the records supporting the original credit must be kept for at least three years after the last return is filed on which the credit carryforward is used.

Specific Instructions

Line 3. Enter the result of line 1 minus line 2. If line 2 is greater than line 1, enter -0-. If line 3 is -0-, do not complete lines 4 through 10.

Line 5. Enter the total Renewable Energy Tax credit from **Worksheet E**, Form 3800N. Attach a copy of this worksheet.

Line 6. Enter the total Nebraska Advantage Act (Form 312N) credit (allowed by the qualification audit) which is being used to reduce income tax liability. Attach a copy of the Department's qualification letter.

Line 8. Enter the amount of Nebraska Advantage Research and Development Act credits received from a partnership, S corporation, limited liability company, exempt cooperative, or fiduciary from Schedule A of the Form 3800N, Worksheet RD.

Line 9. Contact the Department to obtain the necessary worksheet and other documentation requirements for a credit for investing in a [biodiesel facility](#).

Line 10. Enter the total NMTCs claimed. Taxpayers who made an investment in a Community Development Entity (CDE) will receive NMTC information from the CDE. Taxpayers who are distributed NMTCs from a flow-through entity will receive NMTC information from the flow-through entity.

Line 12. Enter the total LB 608 credits (allowed by the qualification audit) for which a refund is being requested. LB 608 credits used by the entity earning the credit are not limited to the amount of Nebraska income tax liability on line 3. Attach a copy of the Department's qualification letter.

Line 13. Enter the total Nebraska Advantage Microenterprise Tax credits claimed. Attach a copy of the approved Nebraska Advantage Microenterprise Tax Credit Act Application. Complete Part 3 of the application and attach supporting documentation.

Line 14. Enter the amount calculated on line 22 of the **Worksheet RD**, Form 3800N, to be taken as a refundable credit.

Line 16, Credits Received Through Distribution. If you are filing Form 3800N to claim a credit distributed from an entity (partnership, S corporation, limited liability company, cooperative, or fiduciary that distributes its income currently), identify the entity and the type of credits received from that entity and attach the appropriate Schedule K-1N from that entity. In column E, indicate from the list below the abbreviation for the program under which the credits were earned.

- Employment and Investment Growth Act = 775
- Renewable Energy Tax Credit = RE
- Nebraska Advantage Act = 312
- Nebraska Advantage Rural Development Act = NARDA
- Nebraska Advantage Research and Development Act = RD
- Biodiesel Facility credit = BF
- New Markets Job Growth Investment Act credit = NMTC

If you receive credits under more than one incentive program, or from more than one entity, complete a separate line and attach a separate Schedule K-1N for each entity and type of credit received. Credits distributed to partners, shareholders, members, patrons, or beneficiaries are **not** refundable. They may only be used to the extent of the recipient's income tax liability. Credits received under the Nebraska Advantage Rural Development Act, the Nebraska Advantage Research and Development Act, the Renewable Energy Tax Credit, the Biodiesel Facility credit, and the New Markets Tax Credit will not have project numbers to enter in column C.