



# HIGH-TECHNOLOGY INVESTMENT TAX CREDIT WORKSHEET FOR TAX YEAR 2012 36 M.R.S.A. § 5219-M

TAXPAYER NAME: \_\_\_\_\_ EIN/SSN: \_\_\_\_\_

**Note:** Owners of pass-through entities (partnerships, LLCs, S corporations, trusts, etc.) making an eligible investment, see instructions. Enter name and ID number of the entity on the lines below. Also enter your ownership percentage in the pass-through entity for the tax year.

NAME OF PASS-THROUGH ENTITY	EIN/SSN	OWNERSHIP PERCENTAGE
_____	_____	_____ %

1. Carryforward from previous year..... 1. \_\_\_\_\_
- 2a. Investment credit base for purchased eligible equipment ..... 2a. \_\_\_\_\_
- 2b. Amount of investment credit base from line 2a also claimed as a business deduction for federal tax purposes. Enter here and on Form 1120ME, line 4g or 1040ME, Schedule 1, line 1h..... 2b. \_\_\_\_\_
3. Lease payments on eligible equipment ..... 3. \_\_\_\_\_
4. Total credit available this year. Line 1 plus line 2a plus line 3. .... 4. \_\_\_\_\_
5. 2012 tax (Form 1120ME, line 7a or Form 1040ME, Line 23) ..... 5. \_\_\_\_\_
- 6a. 2011 tax (Form 1120ME, line 7a or Form 1040ME, Schedule A, line 20) ..... 6a. \_\_\_\_\_
- 6b. 2011 Other Credits (Form 1120ME, Schedule C, line 29o minus line 29i or Form 1040ME, Schedule A, line 19 minus line 14)..... 6b. \_\_\_\_\_
- 6c. 2011 tax less other credits (line 6a minus line 6b) ..... 6c. \_\_\_\_\_
7. Subtract line 6c from line 5 and enter the difference here. If zero or less, enter zero..... 7. \_\_\_\_\_
8. 2012 Other Credits (Form 1120ME, Schedule C, line 29o minus line 29h and the Family Development Account Credit included in line 29n or Form 1040ME, Schedule A, line 19 minus line 12 and the Family Development Account Credit included in line 18) ..... 8. \_\_\_\_\_
9. 2012 Tax Less Other Credits (line 5 minus line 8). If zero or less, enter zero..... 9. \_\_\_\_\_
10. Credit Amount. Enter the lowest of line 4, line 7, line 9 or \$100,000. (Enter allowable credit on Form 1120ME, Schedule C, line 29i or Form 1040ME, Schedule A, line 13)..... 10. \_\_\_\_\_

**Unused credit amounts may be carried forward for up to 5 taxable years.**

**2012**  
**HIGH-TECHNOLOGY INVESTMENT TAX CREDIT**  
**WORKSHEET INSTRUCTIONS**

This credit is available to taxpayers engaged in high-technology activity that purchase and use eligible equipment or that lease eligible equipment from lessors.

**High-technology activity** includes the design, creation and production of computer software, computer equipment, supporting communications components and other accessories that are directly associated with computer software and equipment. High-technology activity also includes the provision of internet access services and advanced telecommunications services.

**Eligible equipment** includes computer equipment, electronic components and accessories, communication equipment and computer software placed in service in Maine. Eligible equipment must be used in a high-technology activity. Equipment used in wire line telecommunications must be capable of transmitting data at 200 kilobits or more per second in at least one direction to be eligible. Equipment used in wireless telecommunications must be capable of transmitting data at 42 kilobits or more per second in at least one direction to be eligible.

For taxpayers that purchase and use eligible equipment, the credit is equal to the investment credit base of eligible equipment that was placed in service in Maine during the tax year. The **investment credit base** is the adjusted basis of the equipment on the date that the equipment was placed in service in Maine for the first time. For purposes of calculating the adjusted basis, depreciation is determined by multiplying the annual depreciation amount by the percentage relating to the time-of-use in Maine (number of days the equipment was in service in Maine divided by the total number of days the equipment was in service during the tax year).

**Taxpayers that purchase and lease eligible equipment to lessees may claim the credit only if the lessee waives the right to claim the credit.** Whether the credit is claimed by the purchaser or the lessee, the equipment must be eligible equipment used in a high-technology activity. The credit amount claimed must be net of any lease payments received during the tax year. In order to qualify, the lessor must derive no more than 1/3 of aggregate lease payments from the eligible equipment and the lease must qualify as a lease for federal purposes under Revenue Procedure 2001-28.

For taxpayers that lease eligible equipment from a lessor, the credit is equal to the lease payments made on the equipment during the taxable year. Lessees that sub-lease eligible equipment may claim the credit only if the sub-lessee waives the right to claim the credit. Whether the credit is claimed by the lessee or sub-lessee, the equipment must be eligible equipment used in a high-technology activity. If the credit is claimed by the lessee, the credit amount must be net of any lease payments received during the tax year. If the eligible equipment is depreciable by the lessee or sub-lessee, the credit amount is based on that person's investment credit base of the eligible equipment. If the credit is claimed by the lessor, the lessor must derive no more than 1/3 of aggregate lease payments from the eligible equipment and the lease must qualify as a lease for federal purposes under Revenue Procedure 2001-28.

The credit (including carryforward amounts) is limited to the tax liability of the taxpayer and may not reduce the tax liability of the current year to less than the tax liability of the previous year after all other credits except the high-technology credit. In addition, the credit may not be used to reduce the tax liability of the taxpayer by more than \$100,000 after the allowance of all other credits except the family development account reserve fund credit (36 M.R.S.A. § 5216-C) and the super research credit (36 M.R.S.A. § 5219-L). Unused credit amounts may be carried forward for up to 5 taxable years.

Special rules apply to corporations filing combined returns.

In the case of pass-through entities (partnerships, LLCs, S corporations, trusts, etc.), the partners, members, shareholders, beneficiaries or other owners are allowed credits in proportion to their respective interests in these entities.

**SPECIFIC LINE INSTRUCTIONS**

Enter taxpayer name and employer identification number ("EIN") or social security number ("SSN").

Line 1. Carryforward from previous year. Enter any unused tax credit amounts from previous years. Enclose an explanation or schedule to verify the amount entered on this line.

Line 2a. Investment credit base for purchased eligible equipment. Enter the investment credit base for eligible equipment placed in service in Maine during the taxable year. Read the general instructions above before making an entry on this line. Enclose a schedule listing the eligible equipment used to calculate the investment credit base. Eligible equipment is that purchased and used by the taxpayer or purchased and leased to lessees, less the lease payments received on the equipment. **Note:** A lessor is subject to certain qualifications and may claim a credit on leased equipment only if the lessee waives its right to claim the credit.

Line 3. Lease payments on eligible equipment. Enter lease payments paid on eligible equipment less any lease payments received on the equipment from sub-lessees. **Note:** The lessor is subject to certain qualifications and may claim a credit on leased equipment only if the lessee waives its right to claim the credit.

Line 8. The credit is limited to tax liability after credits, except the credit for contributions to family development account reserve funds under 36 M.R.S.A. § 5216-C and the super credit for substantially increased research and development under 36 M.R.S.A. § 5219-L.