



Florida Department of Revenue
Application for Florida Renewable Energy Production Credit Allocation
 (Application due on February 1 of each year)
 (Section 220.193, Florida Statutes)

F-1193
N. 01/08

Taxpayer Information

Taxpayer (Corporation or Business Name): _____

Federal Employer Identification Number (FEIN) -

Business Address: _____

City: _____ State: ____ Zip Code: _____

Taxpayer Contact Name _____ Telephone Number: _____

E-Mail Address: _____

Beginning Date of Applicant's Tax Year (must be on or after January 1, 2007): _____

Ending Date of Applicant's Tax Year: _____

Consolidated Return Filing Information

If included in a consolidated Florida corporate income tax return:

Parent corporation name _____ Parent FEIN: -

Florida Renewable Energy Facility Information

(A separate application is required for each facility owned by a taxpayer.)

Florida renewable energy facility address: _____

City: _____ County: _____ Zip Code: _____

List the name and address of each purchaser, and the amount of kilowatt-hours generated from renewable energy and sold to such purchaser during the 2007 calendar year (a separate schedule may be attached):

Name	Address	Kilowatt-Hours Sold
1. _____	_____	_____
2. _____	_____	_____
3. _____	_____	_____

New Facility

Enter the kilowatt-hours of electricity produced from renewable energy and sold to unrelated parties for the period beginning January 1, 2007 and ending December 31, 2007, from a **new** Florida renewable energy facility placed in service after May 1, 2006.

_____ Kilowatt-hours

Expanded Facility

The credit is available based upon the increase in electricity produced from renewable energy above the 2005 calendar year. The increased production must be sold to unrelated parties. There must be more than a five percent (5%) increase in both the production of electricity from renewable energy and the sale of electricity from renewable energy when compared to the 2005 base year.

Part One – Increased Production.

- 1) Enter the kilowatt-hours produced from renewable energy during the 2007 calendar year: 1 _____
- 2) Enter the kilowatt-hours produced from renewable energy during the 2005 calendar year:
2(a) _____ Multiply [2(a)] by 1.05 and enter the result: 2(b) _____
- 3) Subtract line 2(b) from line 1 and enter the difference on this line: 3 _____
(Note: if line 3 is zero (0) or less, the expanded facility is not eligible for a tax credit)

Part Two – Increased Sales.

- 4) Enter the kilowatt-hours of electricity produced from renewable energy and sold during the 2007 calendar year: 4 _____
- 5) Enter the kilowatt-hours of electricity produced from renewable energy and sold during the 2005 calendar year: 5(a) _____ Multiply this amount [5(a)] by 1.05 and enter the result: 5(b) _____
- 6) Subtract line 5(b) from line 4 and enter the difference on this line: 6 _____
(Note: if line 6 is zero (0) or less, the expanded facility is not eligible for a tax credit)

Part Three – Increased Production Sold.

- 7) If the amount on line 3 is greater than zero (0), and the amount on line 6 is greater than (0), then subtract line 2(a) from line 1 and enter the result (This is the increase in production.): 7 _____
- 8) If the amount on line 3 is greater than zero (0), and the amount on line 6 is greater than zero (0), then enter the kilowatt-hours included in line 7 that were sold to unrelated parties (This is the amount of kilowatt-hours on which the credit will be based.): 8 _____

State of Florida)
) ss.
 County of _____)

Affidavit

Before me, the undersigned authority, this day personally appeared the affiant, who being first duly sworn, states from his personal knowledge as follows:

- (1) all information contained in the foregoing application and attached documents is true and correct; and
- (2) I have personally verified the increase in the production and the amount of sales of electricity from renewable sources from the facility described in this application and certify it to be true and correct.

Name & Title _____
 (Please print)

Sworn to and Subscribed before me this ____ day of _____, 2008.

Notary Public: _____
 State of Florida
 Print Name: _____

_____ Personally known or

_____ Produced Identification

Type of Identification produced: _____

Instructions for the Florida Renewable Energy Production Credit.

Section 220.193, F.S., Florida Statutes

F-1193
N. 01/08
Page 3 of 4

Apply Online. Applications for an allocation of this credit can be made via the Department's internet site at www.myflorida.com/dor. Click on "e-Services" and then click on "Apply for Corporate Income Tax and Franchise Tax Credit." The Department's Internet site will guide you through the application process using an interactive wizard. The Department has taken steps to ensure that the data you report electronically is just as secure as the data you report on paper. The Internet site is protected by a secure socket layer (SSL) and encryption. Once you have submitted the requested information, a confirmation screen with a confirmation number will appear. This screen will display the information entered and confirm receipt of the electronic submission. You can print this screen or simply record the confirmation number to prove that you submitted an application.

Taxpayers that paid \$20,000 or more in corporate income tax in the prior state fiscal year **must apply online**.

Taxpayers that paid less than \$20,000 in corporate income tax in the prior state fiscal year are encouraged to apply online. However, these taxpayers may apply for a credit allocation by completing and mailing Form F-1193 to:

Return Reconciliation – CIT Energy Credit
Florida Department of Revenue
5050 W Tennessee St Bldg F
Tallahassee FL 32399-0100

In General. Section 220.193, F.S., provides a corporate income tax credit up to one cent per kilowatt-hour for electricity generated from renewable energy sources which is produced and sold by a new Florida renewable energy facility or an expanded Florida renewable energy facility during the previous calendar year. In order to claim the Florida Renewable Energy Production Credit, a corporation must file an application with the Department of Revenue on or before the 1st day of February for an allocation of the Florida Renewable Energy Production Credit. The total amount of credit authorized is \$5 million per state fiscal year in total for all corporate income taxpayers, which is pro-rated amongst the eligible applicants if the total amount of credits sought exceeds \$5 million. Renewable electrical energy is that which is produced from a method that uses one or more of the following fuels or energy sources: hydrogen, biomass, solar energy, geothermal energy, wind energy, ocean energy, waste heat, or hydroelectric power. See Section 377.803, F.S.

Who May Apply? Beginning in 2007 and continuing until February 1, 2011, Florida corporate producers who increase their production and sales of renewable energy through a new or expanded Florida renewable energy facility may submit one application each year for each facility for an allocation of the annual \$5 million credit. The deadline for submitting applications is on or before the 1st of February of each year beginning with February 1, 2008, and ending with February 1, 2011. Applications must be received by the Department on or before the first day of February.

Program Limitations. For a new facility, the credit is up to one cent (\$0.01) per kilowatt-hour for electricity produced in Florida from renewable energy and sold to an unrelated party. A new facility must have been placed into service after May 1, 2006. For an expanded facility, the credit is up to one cent (\$0.01) per kilowatt-hour for the increase in the production of electricity compared to the 2005 calendar year that is sold to unrelated parties. In addition, the expanded facility is subject to the requirement that the increase in production and sales is more than 5% over the facility's production and sale of electricity from renewable sources for calendar year 2005. The credit is available for tax years beginning on or after January 1, 2007. If the approved credit allocation is not fully used in one year because of insufficient tax liability on the part of the taxpayer, the unused amount may be carried forward for a period not to exceed five years.

With notice, unused credits may be transferred one time in increments of 25% or more. The entity acquiring the credit allocation (transferee) may use it in the same manner and with the same limitations. The credit may only be taken against the Florida corporate income tax, may not be carried back to an earlier tax year, and must be taken in the order described in s. 220.02(8), Florida Statutes. In order to prevent a double tax benefit, a taxpayer claiming the credit on its Florida corporate income tax return must add back the amount of the credit to Florida net income.

Applications for allocations of the annual \$5 million will be approved by the Department of Revenue in February of each year based upon the production and sales of electricity in the previous calendar year. If the amount of Florida Renewable Energy Production credits applied for by the 1st of February of any year exceeds \$5 million, the department will award each applicant a prorated amount based upon each applicant's increased production and sales and the increased production and sales of all applicants. On or before the 1st of March of each year, eligible corporate income taxpayers will be notified by letter of the amount of the corporate income tax credit that is allocated to them and the tax year in which it may be claimed. This letter may be sent via secure e-mail. A copy of this letter must be attached to the Florida corporate income tax return of the taxpayer.

Only Florida corporate income taxpayers, as defined in section 220.03(1)(z), Florida Statutes, are eligible for an allocation of this credit. Applicants who are not Florida corporate income taxpayers will be denied an allocation by the Department of Revenue within 15 days of receipt of the application by letter to the address supplied on the application. Generally speaking, individuals, proprietorships, partnerships, and limited liability companies taxable as partnerships, are excluded from the definition of a Florida corporate income taxpayer. A transfer by an ineligible person does not create a right to a corporate income tax credit.

Claiming the Credit. For a calendar year taxpayer, the credit will be claimed on the Florida corporate income tax return for the tax year ending the previous December 31st, which return is generally due by the 1st of April of the following year. Taxpayers with a tax year ending other than on December 31st will claim the credit in the tax year that began in the previous calendar year. For example, a taxpayer with a tax year beginning the 1st of April and ending on the 31st of March, who submits an application on or before February 1, 2008, will receive a credit allocation based upon the amount of electricity reported as produced and sold to an unrelated party during calendar year 2007. Assuming this taxpayer meets all the statutory requirements to claim the credit, the credit may be claimed on the Florida corporate income tax return for the tax year April 1, 2007 through March 31, 2008, which is due on July 1, 2008. The letter we send indicating the amount of the tax credit that is allocated will also indicate the tax year in which it may be claimed.

Substantiation of the Credit. Documentary evidence that substantiates and supports this credit must be retained by a taxpayer and may be requested at a later date by the Department of Revenue in order to verify the credit. Documentation includes, but is not limited to, sales invoices or other evidence of the amount of electricity produced and sold, evidence of the increase in production and sales of electricity over the 2005 calendar year in the case of an expanded facility, evidence establishing that the electricity was sold to an unrelated party, and evidence establishing that the electricity was produced from renewable energy.

Instructions for Completing the Application

Taxpayer Information

Please provide the corporation name, federal employer identification number (FEIN), address, and taxpayer contact name, telephone number and e-mail address. Provide the beginning and ending dates of the applicant's tax year. The credit is available annually for tax years beginning on or after January 1, 2007, and is based upon increases in electricity produced from renewable sources which is sold to unrelated parties between January 1, 2007 and December 31, 2010.

Consolidated Return Filing Information

Complete this section if a consolidated Florida corporate income/franchise and emergency excise tax return (F-1120) will be filed for the tax year. Provide the name of the parent of the consolidated group and its federal employer identification number ("FEIN"). This information will facilitate processing of the consolidated return by allowing the Department to associate the credit allocation with the related Florida corporate income tax return.

Florida Renewable Energy Facility Information

Provide the address of the Florida renewable energy facility that produces and sells the electricity qualifying for this corporate income tax credit. A separate application is required for each facility owned by the taxpayer. A facility is a building or a group of buildings in close proximity to each other that work together in the production of electricity from renewable sources. List the names, addresses, and the amount of electricity (kilowatt-hours) sold to third parties that is generated from renewable energy sources. A separate schedule detailing this information may be attached to the application if necessary.

New Facility Information

Check the New Facility box if the basis for the credit is a renewable energy facility initially placed in service after May 1, 2006. Provide the kilowatt-hours produced by the facility from renewable sources and sold to unrelated parties during the 2007 calendar year.

Expanded Facility Information

Check the Expanded Facility box if the credit is for a renewable energy facility that has been expanded to increase its electrical production. The renewable energy production credit is based upon the increase in electrical production sold to unrelated parties in 2007 over the 2005 calendar year, subject to the requirement that the increase in production and sales is more than five percent above the facility's electrical production and sales during the 2005 calendar year.

Complete lines 1 through 8 to calculate the number of kilowatt-hours upon which the credit allocation will be based for an expanded Renewable Energy Production facility.

Affidavit Information

An officer of the corporation or other authorized person must sign the application under oath. Applications must be complete in order to qualify for an allocation of credit.

Additional Information

To learn more about transfers of the credit or to submit a notice of intent to transfer, see Form F-1193T and the accompanying instructions, or go to the Department of Revenue's Internet site at

www.myflorida.com/dor/eservices and click on the transfer energy tax credits link.