



# TENNESSEE FRANCHISE & EXCISE TAX EXEMPTIONS

Qualified Low-Income Community  
Historic Structures

Updated November 2020

# Qualifications

- ❑ Tenn. Code Ann 67-4-2008 (17)
- ❑ Entity owns an interest in or is a lessee of a qualified low-income housing historic structure
- ❑ Entity has no business operations or assets other than its investment or lease in the qualified low-income community historic structure, business operations incidental to such investment or lease, and de minimis other operations and assets
- ❑ Must attach a copy of the approval received under 26 U.S.C. §§ 47 and 45D

# Registration

- ❑ Must file an application for exemption on form FAE 183, Application for Exemption/Annual Exemption Renewal, in order to receive the exemption
- ❑ Must attach a copy of the approval received under 26 U.S.C. §§ 47 and 45D

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**RM2**

**Move to renewal slide**

Robyn Meeks, 11/13/2020

# Annual Exemption Renewal

- ❑ The annual renewal is filed on form F AE 183
  - ❑ This form with the appropriate sections completed must be submitted by the 15th day of the fourth month following the close of the entity's taxable year
  
- ❑ Entities requesting an extension for federal income tax are automatically granted an extension
  
- ❑ If the entity does not meet the exemption requirements in any given year, it is taxable on all activities for that year
  - ❑ A completed franchise and excise tax return (F AE170) must be filed electronically with payment of any taxes due by the 15<sup>th</sup> day of the fourth month following the close of the taxable year

# Resources

- ❑ Application for Exemption/Annual Exemption Renewal
- ❑ Franchise and Excise Tax Return, Form 170
- ❑ Tenn. Code Ann § 67-4-2008
- ❑ Internal Revenue Code 26 U.S.C. §§ 47 and 45D



**THANK YOU**