



Claim for Fuel Cell Electric Generating Equipment Credit

Personal Income Tax

Submit this form with Form IT-201 or IT-203.

Name(s) as shown on return	Your social security number
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The fuel cell electric generating equipment credit was repealed. For tax years beginning on and after January 1, 2009, you may only claim a fuel cell electric generating equipment credit carryover from previous years.

Application of credit and computation of carryover

1 Enter the carryover credit from last year's Form IT-259	1	.00
2 Enter tax due before credits (see instructions)	2	.00
3 Credits applied against the tax before this credit (see instructions)	3	.00
4 Net tax (subtract line 3 from line 2)	4	.00
5 Amount of credit that you applied against this year's tax (see instructions)	5	.00
6 Subtract line 5 from line 1	6	.00
7 Amount, if any, included on line 6 that expired in this tax year (see instructions)	7	.00
8 Amount of credit available for carryover to next year (subtract line 7 from line 6)	8	.00

Instructions

Temporary deferral of certain tax credits

For tax years beginning on or after January 1, 2010, and before January 1, 2013, if the total amount of certain credits that you may use to reduce your tax or have refunded to you is greater than \$2 million, the excess over \$2 million must be deferred to, and used or refunded in, tax years beginning on or after January 1, 2013. For more information about the credit deferral, see Form IT-500, *Income Tax Credit Deferral*.

If you are subject to the credit deferral, you must complete all credit forms without regard to the deferral. However, the credit amount that is transferred to your tax return to be applied against your tax due or to be refunded to you may be reduced. Follow the instructions for Form IT-500 to determine the amounts to enter on your tax return.

General information

Tax year 2008 was the last year you could claim the fuel cell electric generating equipment credit. However, any unused credit from a prior year in which the credit was allowed can be carried over to the following five years.

Line instructions

Line 2

Form IT-201 filers: Enter the tax from Form IT-201, line 39, plus any amount from Form IT-201-ATT, line 21.

Form IT-203 filers: Enter the tax from Form IT-203, line 46, plus any amount from Form IT-203-ATT, line 20.

Line 3 – If you are applying any credits against the tax before this credit, enter those amounts here.

When applying credits, use the following rules:

- First apply any household credit.
- Next apply any credits that cannot be carried over or refunded.
- Then apply any credits that can be carried over for a limited duration.
- Then apply any credits that can be carried over for an unlimited duration.
- Apply refundable credits last.

Line 5 – Enter the amount from line 1 or line 4, whichever is less.

If your total credits from all sources are **\$2 million or less**, enter the amount from line 5 and code **259** on Form IT-201-ATT, line 6, or Form IT-203-ATT, line 7.

If your total credits from all sources are **more than \$2 million**, you may be subject to a credit deferral. Complete lines 1 through 5, but do not enter the amount from line 5 on your tax return. See Form IT-500, *Income Tax Credit Deferral*, to determine the proper amount to enter on your tax return.

Line 7 – A credit amount in excess of the tax due can only be carried over for a maximum of up to five years. Enter any expired credit amount on this line.

