



**DEPARTMENTAL NOTICE #41**  
**JULY 2014**  
**Effective Date: January 2015**

**SUBJECT:** Carryforward of Repealed Tax Credits

**REFERENCE:** IC 6-3.1

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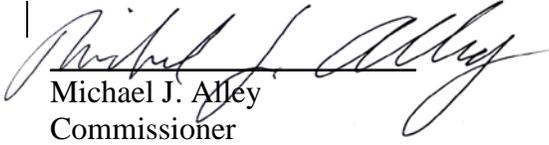
**SUMMARY**

This notice describes the method for a taxpayer to take a tax credit carryforward after the tax credit has been repealed. The provision applies to tax credits repealed by HEA 1380-2014.

HEA 1380-2014 repealed several tax credits. Some of the tax credits had a carryforward provision if the amount of the credit to be claimed exceeded the taxpayer's tax liability for the taxable year. A list of the repealed credits and their carryforward time limits is provided here:

<b>Tax Credit</b>	<b>Carryforward Provision</b>
Blended Biodiesel Credit	6 years
Energy Savings Credit	No carryforward
Ethanol Production Credit	Unlimited carryforward
New Employer Credit	9 years
Prison Investment Credit	No carryforward
Riverboat Building Credit	Unlimited carryforward
Voluntary Remediation Credit	5 years

IC 6-3.1-1-4, as added by HEA 1380-2014, SECTION 14, provides that a taxpayer can still use the carryforward language contained in the respective tax credit statutes that were repealed. The carryforward is limited to the amount to be carried forward and the number of years that can be carried forward as contained in the respective statute allowing the unused credit to be carried forward.

  
Michael J. Alley  
Commissioner