



**TENNESSEE DEPARTMENT OF REVENUE
FRANCHISE AND EXCISE TAX - JOB TAX CREDIT BUSINESS PLAN**

Taxpayer Name	FEIN	Account Number
Mailing Address	City, State, Zip	

1. Capital Investment and Job Creation

Effective Date of Business Plan	Investment Period
	From _____ To _____
Amount of Required Capital Investment	Number of Net New Jobs
Principal Business Activity	Briefly describe your capital investment and increase in qualified jobs.

2. Qualified Business Enterprise (check all that apply)

<input type="checkbox"/> Manufacturing	<input type="checkbox"/> Warehousing and distribution	<input type="checkbox"/> Promotes high-skill, high-wage jobs in high-technology area, emerging occupations, or skilled manufacturing in an enhancement county
<input type="checkbox"/> Processing tangible personal property	<input type="checkbox"/> Research and development	
<input type="checkbox"/> Computer services	<input type="checkbox"/> Call center	
<input type="checkbox"/> Headquarters facility	<input type="checkbox"/> Convention or trade show facility	<input type="checkbox"/> Back office operations
<input type="checkbox"/> Aircraft repair service facility	<input type="checkbox"/> Tourism related businesses	<input type="checkbox"/> High-poverty area

3. Job Tax Credit (Check the box next to the level of credit for which you are applying)

(a) Standard Job Tax Credit –Tenn. Code Ann. Section 67-4-2109(b)(1) County _____

(b) Additional Annual Job Tax Credit for Enhancement Counties – Tenn. Code Ann. Section 67-4-2109(b)(2)(A) County _____

(c) Additional Annual Credit for Adventure Tourism Zone - Tenn. Code Ann. Section 67-4-2109(b)(2)(C) County _____ Adventure Tourism Zone _____

(d) Additional Annual Job Tax Credit for Higher Level of Investments – Tenn. Code Ann. Section 67-4-2109(b)(2)(B)

- (i) \$1,000,000,000 investment with at least 500 new industrial wage jobs
- (ii) \$500,000,000 investment with at least 500 new industrial wage jobs
- (iii) \$250,000,000 investment with at least 250 new industrial wage jobs
- (iv) \$100,000,000 investment with at least 100 new industrial wage jobs
- (v) Headquarters facility with a \$10,000,000 investment and at least 100 new headquarters staff employees

(e) Community Resurgence Job Tax Credit– Tenn. Code Ann. Section 67-4-2109(q) County _____ Qualified "High-poverty area" _____

4. Data Center Certification – Required by qualified data centers - Tenn. Code Ann. Section 67-6-206

By checking this box and signing below, I certify that the taxpayer has not, within the previous twelve (12) months, been found to be in violation of the Worker Adjustment and Retraining Notification Act, the Fair Labor Standards Act of 1938, or federal immigration laws.

<p>The statements made on this business plan are true to the best of my knowledge and belief. (Must be signed by the taxpayer.)</p> <p>SIGN HERE: _____</p> <p align="center"><i>Signature and Date</i></p> <p>Title _____ Phone No. _____</p>	<p>Control No. _____</p> <p align="center">FOR DEPARTMENT OF REVENUE USE ONLY</p>
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FRANCHISE AND EXCISE TAX JOB TAX CREDIT BUSINESS PLAN INSTRUCTIONS

Who must file

A qualified business enterprise must file this business plan in order to qualify for the job tax credit provided by Tenn. Code Ann. Section 67-4-2109(b) or (q).

When to file

The business plan must be filed and approved before any job tax credit can be taken on the franchise and excise tax return.

Completing the Business Plan

Provide the complete legal name of the taxpayer, mailing address, FEIN, and franchise and excise tax account number. If the entity creating the jobs is a disregarded single member Limited Liability Company whose single member is a corporation, the entity indicated on the business plan should be the corporate member since it is the taxpayer for franchise and excise tax purposes.

1) Capital Investment and Job Creation

Effective date of the Business Plan: This is the date that the investment period is deemed to begin. Qualified jobs and required capital investments made on and after this date will be counted to determine if the requirements have been met in order to qualify for the job tax credit.

Investment period: The period during which qualified jobs will be created as a result of a required capital investment; provided that it does not exceed 3 years from the effective date of the business plan. Jobs created outside the investment period do not qualify for job tax credit. The investment period may be extended under certain circumstances upon request to the Commissioner of Economic and Community Development.

Amount of required capital investment: The amount of investment to be made in real property, tangible personal property, or computer software owned or leased in Tennessee and valued in accordance with GAAP. The capital investment is deemed to have been made as of the date of payment or the date the business enterprise enters into a legally binding commitment or contract for purchase or construction.

Number of net new jobs: Enter the number of qualified net new jobs to be created during the investment period. A qualified job is generally a job position that is a permanent, rather than seasonal or part-time, employment position providing employment in a qualified business enterprise for at least 12 consecutive months to a person for at least 37 ½ hours per week with minimum health care. The job position is considered new if 90 prior to being filled it did not exist anywhere in Tennessee. Net new jobs are determined by taking into consideration any reduction in qualified job positions in Tennessee.

Adventure Tourism Job Creation

When a majority of the duties of the job position involve adventure tourism, as defined in Tenn. Code Ann. Section 11-11-203, in an adventure tourism district without minimum health care, including seasonal and part-time jobs, created on or after July 1, 2017, the job position may meet the definition of a qualified job as provided in Tenn. Code Ann. Section 67-4-2109(a)(6)(A)(ii). Seasonal and part-time adventure tourism jobs are counted as one-half (1/2) of one (1) job. An adventure tourism job position is considered new if 36 months prior to being filled it did not exist anywhere in Tennessee

Principal business activity: Describe the taxpayer's principal business activity in Tennessee.

Describe the creation or expansion of the qualified business enterprise: Provide a brief description of the investment made and how the investment relates to the number of qualified jobs created. Attach any documentation that would support your description.

2) Qualified Business Enterprise

Check the box next to the type of business that is being created or expanded by the required capital investment.

3) Job Tax Credit

In order to qualify for the job tax credit, the qualified business enterprise must make the required capital investment and create the minimum number of qualified jobs within the investment period. All requirements for the standard credit must be met before claiming any of the credits in 3(b), (c), or (d).

(a) Standard Job Tax Credit

Provide the name of the county where the capital investment will be made and the jobs created.

County Tier	Minimum Investment	Minimum Qualified Jobs	Credit Per Job
Tier 1	\$500,000	25	\$4,500
Tier 2	\$500,000	25	\$4,500
Tier 3	\$500,000	20	\$4,500
Tier 4	\$500,000	10	\$4,500

(b) Tier 2, 3 and 4 Enhancement Counties

A list of enhancement counties is available on the Department of Economic and Community Development's website at www.tn.gov/ecd.

County Tier	Minimum Investment	Minimum Qualified Jobs	Credit Per Job	Duration of Annual Credit
Tier 2	\$500,000	25	\$4,500	3 years
Tier 3	\$500,000	20	\$4,500	5 years
Tier 4	\$500,000	10	\$4,500	5 years

(c) Adventure Tourism Zone

County Tier	Minimum Investment	Minimum Qualified Jobs	Credit Per Job	Duration of Annual Credit
Tier 1	\$500,000	25	\$4,500	3 years
Tier 2	\$500,000	19	\$4,500	3 years
Tier 3	\$500,000	13	\$4,500	5 years
Tier 4	\$500,000	10	\$4,500	5 years

(d) Higher Level of Investment and Job Creation

Minimum Investment	Minimum Qualified Jobs	Credit Per Job	Duration of Annual Credit
\$1,000,000,000	500	\$5,000	20 years
\$500,000,000	500	\$5,000	12 years
\$250,000,000	250	\$5,000	6 years
\$100,000,000	100	\$5,000	3 years
*\$10,000,000	100	\$5,000	3 years

*Headquarters facility as defined in Tenn. Code Ann. Section 67-6-224

(e) Community Resurgence Job Tax Credit

Minimum Investment	Minimum Qualified jobs	Credit per job
\$0	10	\$2,500

4) Data Center Certification

Tenn. Code Ann. Section 67-6-206 (d) requires that a data center qualified under that section, in order to qualify for the job tax credit, must certify on its business plan that it has not, within the previous twelve (12) months, been found to be in violation of the Worker Adjustment and Retraining Notification Act, the Fair Labor Standards Act of 1938, or federal immigration laws. This box must be checked on business plans filed by qualified data centers in order to qualify for the job tax credit.

Mail the completed Business Plan to:

Tennessee Department of Revenue
P.O. Box 190644
Nashville, TN 37219-0644

For tax assistance call (800) 397-8395 in Tennessee, or if you are located in the Nashville call area or out-of-state, call (615) 253-0700. For industrial recruitment information, call the Department of Economic and Community Development at (615) 741-3282 in Tennessee or (800) 251-8594 from outside Tennessee.