

# KANSAS TAX CREDIT TRANSFER NOTIFICATION FORM



This form is to be completed by the owner of the credit that is to be transferred and by the party to whom the credit is being transferred. Upon completion, submit the form to the Kansas Department of Revenue.

## THIS SECTION TO BE COMPLETED BY TRANSFEROR

### TRANSFEROR INFORMATION

Name of Transferor			
Mailing Address	City	State	Zip Code
Daytime Phone Number	Email Address		

Type of Entity: ☐ Individual ☐ Corporation ☐ Partnership ☐ LLC/LP ☐ Other (Describe): \_\_\_\_\_

Are you a shareholder, partner, or member of an S Corporation, partnership or limited liability company transferring your portion of the credits? ☐ Yes ☐ No

### CREDIT INFORMATION

Type of credit being transferred:

- ☐ Commercial Restoration and Preservation
- ☐ Short Line Railroad
- ☐ Research and Development

Check here if credit did not originate with you and you received the credit as a transferee from a transferor. ☐

### TRANSFER INFORMATION

Certificate Number (if applicable): \_\_\_\_\_ Date Issued (mm/dd/yyyy): \_\_\_\_\_

Enter the information requested below:

Date of transfer agreement between parties to transfer (mm/dd/yyyy): \_\_\_\_\_

Dollar amount of credits held by transferor before transfer ..... \$ \_\_\_\_\_

Dollar amount of credits being transferred to the transferee ..... \$ \_\_\_\_\_

Dollar amount of credits held by transferor after transfer ..... \$ \_\_\_\_\_

Dollar amount received by transferor in payment for credits ..... \$ \_\_\_\_\_

### SIGNATURE OF TRANSFEROR

I declare under the penalties of perjury that to the best of my knowledge this is a true, correct and complete form.

Signature \_\_\_\_\_ Title \_\_\_\_\_ Date \_\_\_\_\_

Printed Name \_\_\_\_\_

## THIS SECTION TO BE COMPLETED BY TRANSFEREE

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### TRANSFEREE INFORMATION

Name of Transferee			
Mailing Address	City	State	Zip Code
Daytime Phone Number	Email Address		

Type of Entity: ☐ Individual ☐ Corporation ☐ Partnership ☐ LLC/LP ☐ Other (Describe): \_\_\_\_\_

### CREDIT INFORMATION

Type of credit being transferred:

- ☐ Commercial Restoration and Preservation  
☐ Short Line Railroad  
☐ Research and Development

Tax year in which credit was received: \_\_\_\_\_

### TRANSFER INFORMATION

Certificate Number (if applicable): \_\_\_\_\_

Enter the information requested below:

Date of transfer agreement between parties to transfer (mm/dd/yyyy): \_\_\_\_\_

Dollar amount of credit being received by transferee ..... \$ \_\_\_\_\_

Dollar amount paid by transferee for credit ..... \$ \_\_\_\_\_

### SIGNATURE OF TRANSFEREE

I declare under the penalties of perjury that to the best of my knowledge this is a true, correct and complete form.

Signature

Title

Date

Printed Name

#### For Office Use Only

Date Received: \_\_\_\_\_

Date Approved: \_\_\_\_\_

Amount Approved: \$ \_\_\_\_\_

Tax Credit Certificate Number: \_\_\_\_\_

# GENERAL INSTRUCTIONS FOR K-260 TAX CREDIT TRANSFER NOTIFICATION FORM

## PURPOSE OF FORM

This form is for use by individuals or entities currently holding Kansas Commercial Restoration and Preservation, Short Line Railroad, or Research and Development tax credits who wish to sell, transfer, assign, or otherwise convey all or part of these credits to another individual or entity. Its purpose is to notify the Department of Revenue that a credit has been transferred by agreement between the transferor and the transferee. This form is a notification form. It is NOT a transfer agreement between the transferor and transferee.

## TERM OF USE

### **Commercial Restoration and Preservation Credit:**

The commercial restoration and preservation credit may be transferred to any individual or entity, may be transferred more than once, may be transferred in whole or in part, and may be transferred in the tax year in which the commercial restoration and preservation expenditures were made or any subsequent tax year.

**Short Line Railroad Credit:** The short line railroad credit can only be transferred to eligible customers or eligible vendors of the short line railroad. It may be transferred in the tax year in which the short line railroad expenditures were made, or in a subsequent tax year within 5 years of the tax year in which the short line railroad expenditures were made.

**Research and Development Credit:** Only research and development credits for research and development expenditures made in tax year 2023 or later years may be transferred. Credits for which the research and development expenditures were made prior to tax year 2023 cannot be transferred. The research and development credit can only be transferred if the transferor does not have a current tax liability. The credit can be transferred only once, and only the full amount of the credit can be transferred. Only the entity that earned the credit is allowed to transfer the credit.

If a taxpayer does not have a Certificate Number for the research and development credit, the taxpayer may leave that line blank.

A transferor must submit the K-53W Worksheet for the credit that has been transferred with the transferor's income tax return. A transferee does not need to submit the K-53W Worksheet, but must complete Schedule K-53 and include it when filing its income tax return.

## GENERAL INFORMATION

The front of the form should be completed first, by the individual or entity that owns the credit and is transferring the credit to another individual or entity. The form refers to this individual or entity as the "transferor".

After the transferor has completed and signed their portion of the form, the transferor should provide the form to the individual or entity to whom the credit is being transferred. The form refers to this individual or entity as the "transferee".

Once the transferee has completed and signed their portion of the form, the transferee should submit the completed form to the Department of Revenue.

Transfers become effective per an agreement between the two entities. Submission of this form notifies the Kansas Department of Revenue that a transfer has taken place and allows the Department to update ownership records for tax reporting purposes. Submission of this form should not precede the actual transfer or agreement. Submission of this form does not constitute the actual transfer. This form is for notification purposes only. This form should be submitted to the Department within 90 days of an agreement.

After reviewing the transfer, the Department of Revenue may issue a Certificate of Credit Transfer to the transferor and the transferee. **Please note:** Any funds received by the transferor of a credit may be considered taxable income for the transferor. Both transferors and transferees may want to determine whether there is a tax liability before entering into an agreement.

Transferees claiming the credits will be required to keep a copy of the Tax Credit Transfer Notification Form and the Certificate of Credit Transfer form with their tax records. Taxpayers may claim their credits by submitting the appropriate credit schedule with their Kansas tax return to the Kansas Department of Revenue.

## TAXPAYER ASSISTANCE

If you have questions about this application, please call the Taxpayer Assistance Center, Kansas Department of Revenue at 785-368-8222 or visit the Department's website at [www.ksrevenue.gov](http://www.ksrevenue.gov).

Submit this completed form with any supporting documentation to:

Kansas Department of Revenue  
Office of Policy and Research  
109 SW 9th Street  
PO Box 3506  
Topeka, KS 66601-3506

**You may also email this completed form to:**

[KDOR\\_Policy&Research@ks.gov](mailto:KDOR_Policy&Research@ks.gov)