

Department of the Treasury  
Internal Revenue Service

► Under section 42(l)(3) of the Internal Revenue Code

Name and address of housing credit agency	Employer identification number of agency
	Check box if amended report . ► <input type="checkbox"/>

<b>Part I</b> Number of Attached Forms and Documents	
1	Number of attached Forms 8609 used to allocate credit in 1998 . . . . .
2	Number of attached Forms 8609 for credits allocated prior to 1998 and credits attributable to tax-exempt bond financed projects under section 42(h)(4) . . . . .
3	Number of attached section 42(h)(1)(E) and 42(h)(1)(F) carryover allocation documents used to allocate credit in 1998 . . . . .
4	<b>Total number of attached forms and documents.</b> Add lines 1, 2, and 3 . . . . .

<b>Part II</b> Reconciliation of Credit Ceiling and Allocations	
5	State housing credit ceiling available for allocations during 1998 (see instructions):
a	\$1.25 multiplied by the state population . . . . .
b	Unused state housing credit ceiling (if any) from 1997 . . . . .
c	Amount of state housing credit ceiling returned in 1998 from allocations made prior to 1998 . . . . .
d	Amount (if any) allocated to the state from the 1998 National Pool . . . . .
e	<b>Total state housing credit ceiling.</b> Add lines 5a through 5d. . . . .
6	Credits allocated during 1998:
a	Total dollar amount of credits from Forms 8609 reported on line 1. . . . .
b	Total dollar amount of credits from section 42(h)(1)(E) and 42(h)(1)(F) carryover allocation documents reported on line 3 . . . . .
c	<b>Total credits allocated during 1998.</b> Add lines 6a and 6b. This amount cannot exceed the amount on line 5e . . . . .
7	Unused state housing credit ceiling from 1998 for carryover to 1999 ([line 5a plus line 5c] minus line 6c.) If zero or less, enter -0-. . . . .
8	Unused housing credit carryover assigned for use in the 1999 National Pool (line 5b minus [the excess (if any) of line 6c over the sum of line 5a and line 5c]) . . . . .
9	Aggregate dollars allowed to tax-exempt bond financed projects under section 42(h)(4) (see instructions) . . . . .
10	Portion of state housing credit ceiling allocated to qualified nonprofit organizations (see instructions) . . . . .

Under penalties of perjury, I declare that I have examined this report and accompanying forms, allocating documents, binding agreements, and election statements, and to the best of my knowledge and belief, they are true, correct, and complete.

Signature of Authorizing Official	Print Name and Title	Date
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**General Instructions**

Section references are to the Internal Revenue Code unless otherwise noted.

**Purpose of Form**

Housing credit agencies use Form 8610 to transmit **Form(s) 8609**, Low-Income Housing Credit Allocation Certification, (including Form(s) 8609 issued for allocations under sections 42(h)(1)(E) and 42(h)(1)(F)), sections 42(h)(1)(E) and 42(h)(1)(F) allocating documents, and applicable section 42(b)(2)(A)(ii) binding agreements and election statements to the IRS. Form 8610 is also used to report the dollar amount of housing credits allocated during the calendar year. The housing credit agency must not allocate more credits than it is authorized to allocate during the calendar year.

Generally, the state housing credit ceiling for any state is the sum of:

- \$1.25 multiplied by the state's population,
- The unused state housing credit ceiling (if any) for the preceding calendar year,
- The amount of state housing credit ceiling credits returned in the year (from prior years' allocations), **plus**
- The amount (if any) allocated to the state from the National Pool.

See Regulations section 1.42-14 for more information.

**Who Must File**

Any housing credit agency authorized to make an allocation of the credit (even if no credit is actually allocated) on a Form 8609 or on a section 42(h)(1)(E) or section 42(h)(1)(F) allocating document

to an owner of a qualified low-income building during the calendar year must complete and file Form 8610. In states with multiple housing credit agencies (including states with constitutional home rule cities), the agencies must coordinate and file one Form 8610.

If a housing credit agency has granted any project relief for carryover allocations discussed in section 5 of Rev. Proc. 95-28, 1995-1 C.B. 704, the agency must attach to Form 8610 a list of the projects for which it has approved relief. The housing credit agency should list only those projects that had received its approval of the carryover allocation relief since the agency last filed Form 8610.

The housing credit agency must keep a copy of Form 8610 (including any amended Form 8610) for its records.

## When To File

File the 1998 Form 8610 with accompanying Forms 8609 (with only Part I completed), sections 42(h)(1)(E) and 42(h)(1)(F) allocating documents, and applicable binding agreements and election statements by March 1, 1999.

## Where To File

File Form 8610 and attached forms, documents, agreements, and statements with the **Internal Revenue Service Center, Philadelphia, PA 19255**.

## Penalty

The \$100 penalty under section 6652(j) applies to any failure to file Form 8610 when due.

## Specific Instructions

Please attach forms in this order: Form 8610 on top, followed by Forms 8609, section 42(h)(1)(E) and 42(h)(1)(F) allocating documents, applicable binding agreements and election statements, and the listing of projects for which you have approved relief for carryover allocations.

### Amended Report

If this is an amended Form 8610, check the "amended report" box. Use the same version of the form that was originally filed (i.e., a 1998 Form 8610 to amend the 1998 report, a 1997 Form 8610 to amend the 1997 report, etc.).

Complete only those lines that are being amended by entering the correct information. Attach any additional documentation to explain why an amended Form 8610 is being filed.

### Line 1

Enter the total number of Forms 8609 attached to this Form 8610 that were used to allocate credit during 1998. **Do not** include Forms 8609 issued to taxpayers that reflect credit allocations made prior to 1998 on section 42(h)(1)(E) or 42(h)(1)(F) carryover allocation documents.

### Line 2

Enter the total number of Forms 8609 attached to this Form 8610 for:

- Credit allocations made prior to 1998 on section 42(h)(1)(E) or 42(h)(1)(F) carryover allocation documents, and
- Credits attributable to projects financed by tax-exempt bonds subject to volume cap under section 42(h)(4).

### Line 3

Enter the total number of section 42(h)(1)(E) or 42(h)(1)(F) carryover allocation documents used to make credit allocations during 1998.

### Line 5a

A state's population is determined according to section 146(j). See Notice 98-13, 1998-6 I.R.B. 19, for state population figures and Notice 94-16, 1994-1 C.B. 337, for U.S. possessions population figures to use for calculating the 1998 calendar year population-based component on line 5a.

### Line 5b

Enter the amount shown on line 7 of the 1997 Form 8610.

### Line 5c

Do not include on this line allocations made during the year from line 5a, 5b, or 5d and returned in the same year. These amounts are included on lines 5a, 5b, and/or 5d.

### Line 5d

If your state is a qualified state listed in Rev. Proc. 98-45, 1998-34 I.R.B. 8, enter the "Amount Allocated" published for your state. If your state is not listed in Rev. Proc. 98-45, enter zero.

### Line 5e

Enter the state housing credit ceiling available for allocations during 1998. This is the sum of the amounts shown on lines 5a through 5d.

### Lines 6a and 6b

Enter on the applicable line the dollar amount actually allocated during 1998. **Do not** include:

- Credits allowed to tax-exempt bond financed projects under section 42(h)(4) if the amounts do not count against the total state housing ceiling authorized on line 5e. Report these amounts on line 9.
- Amounts allocated and returned during the year unless such amounts are reallocated by the close of the year.

On line 6a, enter the total amounts reported on all Forms 8609, Part I, line 1b, that are included on line 1 of this Form 8610.

On line 6b, enter the total amounts reported on section 42(h)(1)(E) and 42(h)(1)(F) allocating documents that are included on line 3 of this Form 8610.

### Line 7

The unused state housing credit ceiling is determined by adding lines 5a and 5c and subtracting line 6c.

### Line 8

The unused housing credit carryover is assigned for use in the 1999 National Pool. This amount is determined by subtracting from line 5b the excess (if any) of line 6c over the sum of lines 5a and 5c.

### Line 9

Enter the aggregate credit dollars allowed to tax-exempt bond financed projects under section 42(h)(4). **Do not** include any amounts from the total state housing credit ceiling on line 5e.

### Line 10

Enter the aggregate housing credit dollar amount allocated during 1998 from line 5e to qualified nonprofit organizations under section 42(h)(5).

**Paperwork Reduction Act Notice.** We ask for the information on this form to carry out the Internal Revenue laws of the United States. You are required to give us the information. We need it to ensure that you are complying with these laws and to allow us to figure and collect the right amount of tax.

You are not required to provide the information requested on a form that is subject to the Paperwork Reduction Act unless the form displays a valid OMB control number. Books or records relating to a form or its instructions must be retained as long as their contents may become material in the administration of any Internal Revenue law. Generally, tax returns and return information are confidential, as required by section 6103.

The time needed to complete and file this form will vary depending on individual circumstances. The estimated average time is:

**Recordkeeping** . . . . . 5 hr., 44 min.

**Learning about the law or the form** . . . . . 1 hr.

**Preparing and sending the form to the IRS.** . . . . . 1 hr., 8 min.

If you have comments concerning the accuracy of these time estimates or suggestions for making this form simpler, we would be happy to hear from you. You can write to the Tax Forms Committee, Western Area Distribution Center, Rancho Cordova, CA 95743-0001. **DO NOT** send Form 8610 to this address. Instead, see **Where To File** above.

