

2012 MICHIGAN Business Tax Renaissance Zone Credit Schedule

Issued under authority of Public Act 36 of 2007.

Taxpayer Name (If Unitary Business Group, Name of Designated Member)	Federal Employer Identification Number (FEIN) or TR Number
Unitary Business Groups Only: Name of Unitary Business Group Member Reporting on This Form	Federal Employer Identification Number (FEIN) or TR Number

1. Tax liability before Renaissance Zone Credit. Enter amount from Form 4573, line 13, or Form 4596, line 14 1. 00
2. Enter property information below. If operating in multiple Zones, file a separate Form 4595 for each Zone:

Street Address	Zone or Subzone	<input type="checkbox"/> Check if a certified credit (see instructions)
City	Parcel Number	

3. Average value of property owned within the Zone 3. 00
4. Multiply rent paid for property within the Zone by 8 and enter the result 4. 00
5. Total property value within the Zone. Add lines 3 and 4 5. 00
6. Average value of all property owned in Michigan 6. 00
7. Multiply rent paid for property in Michigan by 8 and enter the result 7. 00
8. Total property value in Michigan. Add lines 6 and 7 8. 00
9. Divide line 5 by line 8 and enter as a percentage 9. %
10. Total payroll for services performed within the Zone 10. 00
11. Total Michigan payroll 11. 00
12. Divide line 10 by line 11 and enter as a percentage 12. %
13. Add lines 9 and 12 and enter as a percentage 13. %
14. Business Activity Factor. Divide line 13 by 2 and enter as a percentage 14. %
15. Credit based on the Business Activity Factor. Multiply line 14 by line 1 15. 00

Adjusted Services Performed in the Renaissance Zone

16. Enter amount from line 10 16. 00
17. Enter depreciation for tangible property in the Zone exempt under MCL 211.7ff. Claim property exempt in tax year; also claim new property that will be exempt in immediately following tax year (see instructions) 17. 00
18. Add lines 16 and 17 18. 00
19. **Partnerships, S Corporations and Individuals Only (see instructions); UBGs, see instructions**
- a. Business income from Form 4567, line 28. If less than zero, enter zero 19a. 00
- b. Apportionment percentage from Form 4567, line 11c 19b. %
- c. Enter percentage from line 14 19c. %
- d. Multiply line 19a by line 19b by line 19c 19d. 00
- e. Add lines 18 and 19d 19e. 00
20. Enter amount from line 18, or, if taxpayer is a Partnership, S Corporation or Individual, enter amount from line 19e 20. 00
21. Credit based on adjusted services performed in the Zone. Multiply line 20 by 10% (0.10) 21. 00

Taxpayers first located within the Renaissance Zone before 12-31-2002 ONLY (All others, leave lines 22a-e blank.)

22. a. Renaissance Zone Credit allowed in 2007 22a. 00
- b. Michigan payroll in 2007 22b. 00
- c. Business Activity Factor for tax year 2007 and enter as a percentage 22c. %
- d. Divide line 11 by line 22b and enter as a percentage 22d. %
- e. Divide line 14 by line 22c and enter as a percentage 22e. %
23. Multiply line 22a by line 22d by line 22e 23. 00
24. Tentative Renaissance Zone Credit. Taxpayer first located within the Zone before 12-31-2002, enter lesser of lines 15, 21 or 23. All others enter the lesser of lines 15 or 21 24. 00
25. a. Reduced credit percentage from Reduced Credit Table on page 2 25a. %
- b. **Reduced Renaissance Zone Credit.** Multiply line 24 by the reduced credit percentage on line 25a. Carry amount to Form 4573, line 14, or Form 4596, line 15 25b. 00

REDUCED CREDIT TABLE

If this tax period begins in the:

The reduced credit is:

Final year of designation as a Renaissance Zone..... **25 percent** (0.25) of tentative credit on line 24.

Year immediately preceding the final year of designation
as a Renaissance Zone..... **50 percent** (0.50) of tentative credit on line 24.

Second year before the final year of designation as a
Renaissance Zone..... **75 percent** (0.75) of tentative credit on line 24.

Third (or greater) year before the final year of designation
as a Renaissance Zone..... **100 percent** (1.00) of the tentative credit on
line 24.

Amended Instructions for Form 4595
Michigan Business Tax (MBT) Renaissance Zone Credit Schedule
Changes for tax years beginning on or after January 1, 2010
As amended under Public Act 282 of 2014

Public Act 282 of 2014

Public Act (PA) 282 of 2014 resulted in the following changes to the Michigan Business Tax (MBT), **retroactive to tax years beginning on or after January 1, 2010**:

- 1) Exclusion of Cancellation of Debt Income (CODI) from gross receipts.
- 2) A change to the Investment Tax Credit (ITC) Recapture. For assets purchased, acquired, or transferred into Michigan in a tax year beginning after December 31, 2007, that were sold or otherwise disposed of, or transferred outside Michigan during the tax year, recapture is now required to the extent and at the rate the credit was used under the MBT.
- 3) A change to the calculation of the Renaissance Zone Credit for taxpayers located in a Renaissance Zone before December 1, 2002.

Amended Returns

An amended return for changes due to PA 282 of 2014 must be filed no sooner than January 1, 2015, and no later than December 31, 2015, and must contain amendments for only the three items above. Refund claims must be made within the statute of limitations. If amendments for other than the three items above are required, a separate amended return must be filed.

PA 282 of 2014 requires that any refund as a result of an amended return based on these changes will be paid out over a six-year period beginning in 2016. An overpayment on an amended return for claims due to PA 282 of 2014 must be refunded and may not be credited forward.

Original Returns

If a taxpayer has not yet filed an original return for a tax year beginning on or after January 1, 2010, the taxpayer should implement the three changes listed above in the original return. An original return is not necessarily bound by the 2015 calendar year filing requirement. Traditional due date and statute of limitations restrictions still apply. An overpayment on an original return will not be subject to the six-year payout provision and may be credited forward, if available and if desired.

Renaissance Zone Credit

To obtain the credit an otherwise qualified taxpayer must file an MBT annual return. The credit is equal to the lesser of the following:

- The tax liability attributable to business activity conducted within the Renaissance Zone in the tax year.
- 10 percent of adjusted services performed in the designated Renaissance Zone.
- For a taxpayer located and conducting business activity in the Renaissance Zone before December 1, 2002, **the credit is equal to the greater of the two results below:**

Result 1

- The lesser of 1) the business activity conducted within the zone (from line 15) OR 2) the adjusted services performed in the zone (from line 21)

Result 2

- The product of the following:
 - The Single Business Tax (SBT) Renaissance Zone Credit claimed for the tax year ending in 2007.
 - The ratio of the taxpayer's payroll in this State in the tax year divided by the taxpayer's payroll in this State in its SBT tax year ending in 2007.
 - The ratio of the taxpayer's Renaissance Zone Business Activity Factor for the tax year divided by the taxpayer's Renaissance Zone Business Activity Factor for its SBT tax year ending in 2007.

The credit allowed is nonrefundable, and continues through the tax year in which the Renaissance Zone designation expires.

TAXPAYERS FIRST LOCATED WITHIN THE RENAISSANCE ZONE BEFORE 12-31-2002 ONLY

Prior to PA 282 of 2014, a special calculation applied to taxpayers first located within the Renaissance Zone before December 31, 2002. Under PA 282, the special calculation has changed, and the qualifying date for the special calculation is taxpayers first located within the Zone before **December 1, 2002**.

Line 24: The following is an adjustment due to **Public Act 282 of 2014**. Follow these instructions for line 24; DO NOT follow the instructions on the face of the form.

For taxpayers first located within the Zone before December 1, 2002

Step 1: Determine the lesser of line 15 and line 21.

Step 2: Determine the greater of line 23 and the result of Step 1. Enter this amount on line 24.

All other taxpayers

Enter the lesser of line 15 and line 21.

End of Amended Instructions

Instructions for Form 4595

Michigan Business Tax (MBT) Renaissance Zone Credit Schedule

Purpose

To allow eligible taxpayers to calculate and claim the Renaissance Zone Credit. For standard taxpayers and financial institutions, the credit is calculated on Form 4595 and then carried to the *MBT Miscellaneous Nonrefundable Credits* (Form 4573). Insurance companies will carry this credit to the *Miscellaneous Credits for Insurance Companies* (Form 4596).

NOTE: If a person is located and has business activity in more than one Renaissance Zone, use a separate Form 4595 to calculate the credit for each Zone. For each line that requires Zone-specific data, enter data based only on business activity in the Zone identified on line 2 of this copy of the form.

Fiscal Year Filers: See “Supplemental Instructions for Standard Fiscal MBT Filers” in the *MBT Forms and Instructions for Standard Taxpayers* (Form 4600).

Renaissance Zone Credit

The Renaissance Zone Credit encourages businesses and individuals to move into a designated Zone to help revitalize the area by providing a credit for businesses located and conducting business activity within the Zone. The method of calculating the credit is different for businesses first locating and conducting business activity within the Renaissance Zone before December 31, 2002, and those businesses first locating and conducting business activity within the Renaissance Zone after December 30, 2002.

Use this form to calculate both a certificated and non-certificated renaissance zone credit. Check the certificated credit box if the credit being calculated is a certificated renaissance zone credit. File a separate Form 4595 for each zone and type (certificated or non-certificated) of credit.

Beginning January 1, 2012, only those taxpayers with a certificated credit, which is awarded but not yet fully claimed or utilized, may elect to be MBT taxpayers. A taxpayer with a certificated renaissance zone credit may make the election to remain taxable under the MBT for its first tax year ending after December 31, 2011. The certificated renaissance zone credits are the agricultural processing, border crossing, forest products processing, Michigan strategic fund designated and renewable energy renaissance zones for which a taxpayer has a development agreement with the Michigan Strategic Fund (MSF) before January 1, 2012, and the tool and die renaissance zones for which the taxpayer has entered into a qualified collaborative agreement with the MSF before January 1, 2012.

A taxpayer located in a designated renaissance zone that does not have a certificated renaissance zone credit but which makes the election to remain taxable under the MBT on the basis of another certificated credit may also claim this credit. For more information on certificated credits see the Schedule of Certificated Credits (Form 4947).

EXAMPLE 1: Taxpayer enters into a qualified collaborative agreement with the MSF and locates and begins conducting business in a tool and die renaissance zone on January 1, 2011.

Taxpayer may elect to continue under the MBT on the basis of this certificated renaissance zone credit.

EXAMPLE 2: Taxpayer located and began conducting business in a designated renaissance zone on January 1, 2011; however, the renaissance zone does not qualify as a certificated credit for purposes of the MBT election (see list above). The taxpayer also holds a certificated anchor company credit. Taxpayer may make the election to remain taxable under the MBT on the basis of its certificated anchor company credit and continue to claim the renaissance zone credit once it has properly elected the MBT.

To obtain the credit an otherwise qualified taxpayer must file an MBT annual return. The credit is equal to the lesser of the following:

- The tax liability attributable to business activity conducted within the Renaissance Zone in the tax year.
- 10 percent of adjusted services performed in the designated Renaissance Zone.
- For a taxpayer located and conducting business activity in the Renaissance Zone before December 31, 2002, the product of the following:
 - The Single Business Tax (SBT) Renaissance Zone Credit claimed for the tax year ending in 2007.
 - The ratio of the taxpayer’s payroll in this State in the tax year divided by the taxpayer’s payroll in this State in its SBT tax year ending in 2007.
 - The ratio of the taxpayer’s Renaissance Zone Business Activity Factor for the tax year divided by the taxpayer’s Renaissance Zone Business Activity Factor for its SBT tax year ending in 2007.

The credit allowed continues through the tax year in which the Renaissance Zone designation expires and is nonrefundable.

Business activities relating to a casino, including operating a parking lot, hotel, motel, or retail store, cannot be used to calculate this credit. Businesses delinquent in filing or paying Property Tax, SBT, MBT or City Income Tax as of December 31 of the prior tax year are not eligible for this credit. Taxpayers will be notified if a claimed credit is disallowed.

For more information on Renaissance Zones, contact the Michigan Economic Development Corporation (MEDC) at (517) 373-9808 or visit their Web site at <http://www.michiganadvantage.org/>. For information on the MBT credit, contact the Michigan Department of Treasury, Customer Contact Division, MBT Unit, at (517) 636-6925.

Special Instructions for Unitary Business Groups

If the entity located and conducting business activity in the Renaissance Zone is a member of a Unitary Business Group (UBG), the Renaissance Zone Credit must be calculated at the member entity level. Calculation of the Renaissance Zone Credit should be done before elimination of intercompany transactions, such as rent payments by the member claiming this credit to another member of the UBG.

Include this form as part of the UBG's combined annual return. If more than one member is eligible for this credit, complete one Form 4595 for each eligible member (or multiple forms for a member that is located and has business activity in multiple Zones) and include all of them as part of the UBG's annual return. If filing multiples of Form 4595, enter the total of line 25b for all members on Form 4573, line 14.

When this form refers to "taxpayer," it is referring to the UBG member completing this form.

Line-by-Line Instructions

Lines not listed are explained on the form.

Name and Account Number: Enter name and account number as reported on page 1 of the annual return.

UBGs: Complete one form for each member for whom this schedule applies (or multiple forms for a member that is located and has business activity in more than one Zone). Enter the Designated Member (DM) name in the Taxpayer Name field, followed by the DM's Federal Employer Identification Number (FEIN), and the specific member of the UBG for which this form is filed, and its FEIN, on the line below. On the copy filed to report the DM's data (if applicable), enter the DM's name and account number on each line.

Line 1: Enter the tax liability before the Renaissance Zone Credit.

UBGs: This must be a pro forma tax liability of the member whose activity is represented on the form. See guidance on pro forma calculations in the "Supplemental Instructions for Standard Members in UBGs" section in the *MBT Forms and Instructions for Standard Taxpayers* (Form 4600).

Line 2: Enter the street address and parcel number of the property. Enter the name of the Zone or Subzone in which the property is included.

Check the certificated credit box if the Renaissance Zone designation is based on a Development Agreement or a Qualified Collaboration Agreement.

BUSINESS ACTIVITY CONDUCTED WITHIN THE RENAISSANCE ZONE

Line 3: Determine the **average value** of property by averaging the values at the start and end of the tax period. The State Treasurer may require the periodic averaging of values during the tax year if reasonably required to reflect properly the average value of a taxpayer's property. Property owned by the taxpayer is valued at its original cost.

Line 4: Property rented by the taxpayer is valued at eight (8) times the net annual rental rate. Net annual rental rate is the annual rental rate paid by the taxpayer less any annual rental rate received by the taxpayer from subrentals.

ADJUSTED SERVICES PERFORMED IN THE RENAISSANCE ZONE

Line 17: Enter the amount deducted in arriving at federal taxable income (as defined for MBT purposes) for the tax year for depreciation, amortization, or accelerated write-off for tangible property in a Zone exempt under Michigan

Compiled Law (MCL) 211.7ff. Claim property exempt in the tax year; also claim new property that will be exempt in the immediately following tax year (i.e., property that has not been subject to, or exempt from, the collection of taxes under the General Property Tax Act and has not been subject to, or exempt from, ad valorem property taxes levied in another state, except that receiving an exemption as inventory property does not disqualify property).

Line 19: Only a person reporting under an MBT organization type of Individual, Partnership, or S Corporation should complete line 19. This includes a Limited Liability Company (LLC) that files its federal return as a Partnership or S Corporation.

NOTE: A person that is a disregarded entity for federal tax purposes, including a single member LLC or Q-Sub, must file as if it were a sole proprietorship if owned by an individual, or a branch or division if owned by another business entity. However, a person that is disregarded for federal income tax purposes and that has already filed separately for its 2010 MBT tax year in either an original MBT return prior to January 1, 2012, or in an amended MBT return prior to December 1, 2011, may also file separately for its 2011 MBT tax year. A federally disregarded entity that files as a distinct entity is classified for MBT purposes according to the federal tax classification of its owner. For additional information, see "Changes for Disregarded Entities" in the "Important Information" section of the *MBT Forms and Instructions for Standard Taxpayers* (Form 4600).

Line 19a: UBGs: Enter the business income from the *MBT UBG Combined Filing Schedule for Standard Members*, Form 4580, Part 2A, line 30, for the member whose activity is reported on this copy of Form 4595.

Insurance companies and financial institutions: These types of taxpayers do not calculate business income as their tax base. For Renaissance Zone credit purposes, however, they must calculate and enter here pro forma business income. Use the *Business Income Worksheet* (Worksheet 4746), in Form 4600, to calculate business income. Attach that worksheet to the return. See MCL 208.1201 for further guidance.

Line 19b: UBGs: Enter the pro forma apportionment percentage from Form 4580, Part 2A, line 16a, for the member whose activity is reported on this copy of Form 4595.

Insurance companies and financial institutions: Unlike standard taxpayers, these types of taxpayers do not apportion their tax base by a sales factor. For Renaissance Zone credit purposes, however, they must calculate pro forma sales in Michigan and sales everywhere, and enter here a pro forma apportionment percentage based on those figures. See instructions for Form 4567 for guidance on the definition of sales and applicable sourcing provisions.

Line 20: Enter amount from line 18, or, if the taxpayer is an Individual, Partnership, S Corporation, or an LLC federally taxed as a Partnership or S Corporation, enter amount from line 19e.

TAXPAYERS FIRST LOCATED WITHIN THE RENAISSANCE ZONE BEFORE 12-31-2002 ONLY

For a person located in the Zone before December 31, 2002, that had no credit or no Michigan payroll in 2007, line 23 will

calculate to zero. Therefore, such a person will not be entitled to a Renaissance Zone Credit on the Michigan Business Tax Return. If completing this form you must enter zero on line 24.

Line 22: Taxpayers first located within the Renaissance Zone before December 31, 2002, ONLY (all others, leave lines 22a through 22e blank). A taxpayer that is located and conducting business activity in two Zones will prepare two copies of Form 4595. Base each copy on the taxpayer's history in the Zone being reported.

Lines 25a and 25b: For a tax year that begins within one of the last three years of the Zone's designation, a reduced credit is allowed, as follows:

- For a tax year that begins within the second year before the final year of designation as a Renaissance Zone, 75 percent of the normally calculated credit is allowed.
- For a tax year that begins within the year before the final year of designation as a Renaissance Zone, 50 percent of the normally calculated credit is allowed.
- For a tax year that begins within the final year of designation as a Renaissance Zone, 25 percent of the normally calculated credit is allowed.

Line 25b: Multiply line 24 by the reduced credit percentage provided in the Reduced Credit Table. Carry amount to line 14 of the *MBT Miscellaneous Nonrefundable Credits* (Form 4573), or line 15 of the *MBT Miscellaneous Credits for Insurance Companies* (Form 4596).

If filing multiple 4595 forms, enter the total of line 25b for all Zones on Form 4573, line 14, or Form 4596, line 15, as applicable.

Include completed Form 4595 as part of the tax return filing.