Section 16-6D-9, Code of Alabama 1975, provides for Scholarship Granting Organizations (SGO) to report certain information in connection with its scholarship grants.

When To File

ORIGINAL DUE DATE. The annual report is due on or before September 1 of each year. If the due date falls on a Saturday, Sunday, or state holiday, the return will be due the following business day.

How To File

REQUIRED ATTACHMENTS. All sections of this form must be completed and all required attachments attached to be considered to be a properly filed return. Act 2013-64, as amended by Act 2013-265 and Act 2015-434, and Rule 810-3-61-.05, require the SGO to attach certain documentation to the annual report. The following are required: 1) A financial report prepared by a certified public accountant, 2) Federal Form 990, Return of Organization Exempt from Income Tax, 3) A description of the action taken if the SGO has received any complaints of discrimination, and 4) Written verification from qualifying non-public school that the school complies with certain policies and laws.

Signature

OFFICER INFORMATION. The return must be signed by the principal officer of the SGO. Enter the date signed and the title of the person whose signature is affixed.

PREPARER INFORMATION. The annual report must be prepared and signed by a certified public accountant (CPA).

Where To File

Mail this completed form and attachment to: Alabama Department of Revenue, ATTN: Educational Scholarship Program, P.O. Box 327010, Montgomery, AL 36132-7010.

If you have any questions pertaining to the administration of this form or related to the Educational Scholarship Program in general, please contact the Alabama Department of Revenue at (334) 353-0602 or (334) 353-9770. More information on the Accountability Act can be found at http://www.revenue.alabama.gov/accountability/.

Specific Instructions

Section I – Scholarship Granting Organization (SGO) Information

At the top, fill in the blanks indicating the beginning date of the reporting period for the annual report.

Enter the name, federal employer identification number, mailing address, telephone number and email address of the SGO.

Section II – Donation Information

LINE 1. Enter the total number of donations received during the report year. The total number of donations received should match the number of individual donors verified and entered into My Alabama Taxes as required by Rule 810-3-61-.04.

LINE 2. Enter the total amount of donations received during the report year. The total amount of donations received should match the amount received from donors verified and entered for this report year into My Alabama Taxes as required by Rule 810-3-61-.04.

NOTE: Attachment 1 – Alabama Accountability Act Demographics Spreadsheet needs to be completed before beginning Section III.
Section V – Reconciliation of Unexpended Scholarship Funds

Unexpended scholarship funds is the amount of scholarship funds which have not been paid out, promised or otherwise committed for a particular student.

LINE 1a. Enter the scholarship funds on hand, as of July 1, 2020.
LINE 1b. Enter the amount of commitments for the upcoming school year, as of July 1, 2020. This amount includes scholarship funds which have been promised or otherwise committed for a particular student but have not been paid.
LINE 1c. Unexpended scholarship funds, as of July 1, 2020. Subtract line 1b from line 1a.

LINE 2. Enter the interest and revenue from investment of scholarship funds received from 07/01/2020 – 12/31/2020.
LINE 3. Scholarship donations received from 07/01/2020 – 12/31/2020. Do not include in this amount any donations received from other sources or non-eligible tax credit donations.
LINE 4. Enter return of scholarship funds previously funded from 07/01/2020 – 12/31/2020.
LINE 6. Enter the amount of allowable non-scholarship expenditures from 07/01/2020 – 12/31/2020.
LINE 7. Amounts transferred to SDE At-Risk Student Program from 07/01/2020 – 12/31/2020.
LINE 8a. Scholarship funds on hand, as of December 31, 2020. Add Section V, lines 1a, 2, 3 and 4 and subtract lines 5, 6 and 7.
LINE 8b. Enter the amount of commitments for the remainder of the school year, as of December 31, 2020. This amount includes scholarship funds which have been promised or otherwise committed for a particular student but have not been paid.
LINE 8c. Unexpended scholarship funds, as of December 31, 2020. Subtract line 8b from line 8a.
LINE 9. Enter the interest and revenue from investment of scholarship funds received from 01/01/2021 – 06/30/2021.
LINE 10. Scholarship donations received from 01/01/2021 – 06/30/2021. Do not include in this amount any donations received from other sources or non-eligible tax credit donations.
LINE 11. Enter return of scholarship funds previously funded from 01/01/2021 – 06/30/2021.
LINE 12. Actual scholarship grants paid from 01/01/2021 – 06/30/2021.
LINE 13. Enter the amount of allowable non-scholarship expenditures made from 01/01/2021 – 06/30/2021.
LINE 14. Amounts transferred to SDE At-Risk Student Program from 01/01/2021 – 06/30/2021.
LINE 15a. Scholarship funds on hand, as of June 30, 2021. Add Section V, lines 8a, 9, 10 and 11 and subtract lines 12, 13 and 14.
LINE 15b. Enter the amount of commitments for the upcoming school year, as of June 30, 2021. This amount includes scholarship funds which have been promised or otherwise committed for a particular student but have not been paid.
LINE 15c. Unexpended scholarship funds, as of June 30, 2021. Subtract line 15b from line 15a.

Section VI – Summary of Compliance with Eligibility Requirements

Section 16-6D-9(b), Code of Alabama 1975, establishes certain requirements for the operation of SGOs. This section also authorizes the department to bar an SGO from participating in the Tax Credit Scholarship Program if the department establishes that the SGO has intentionally and substantially failed to comply with the requirements of the program. This section needs to be completed based on the information reported elsewhere in the annual report. Please check “Yes” if the eligibility requirement has been met and check “No” if the requirement has not been met. If “No” is checked for any of these compliance questions, documentation may be attached explaining any extraordinary circumstances preventing the requirement from being met.

LINE 1. First-time Recipients Continuously Enrolled in a Private School. Section 16-6D-9(b), Code of Alabama 1975, requires that SGOs ensure that at least 75 percent of first-time recipients of educational scholarships were not continuously enrolled in a private school during the previous year.

If the percentage of first-time recipients not continuously enrolled in a private school during the previous year shown on Section III, line 8 is equal to or greater than 75%, check “Yes”. If this requirement has not been met, check “No”.

LINE 2. Cumulative Amount of Allowable Non-Scholarship Expenditures. Section 16-6D-9(b), Code of Alabama 1975, and Rule 810-61-04(4) requires that SGOs ensure that at least 95 percent of their revenue from donations is spent on educational scholarships and that all revenue from interest or investments is spent on educational scholarships. The 5% maximum will be calculated for each calendar year, using the amount of scholarship donations received during the year. If the full 5% of non-scholarship donations are not expended in the donation year, the remaining balance may be carried forward for subsequent year non-scholarship expenditures.

If the cumulative amount of allowable non-scholarship expenditures made during the current and all previous years in which the SGO operated (Section IV, line 7) is less than 5% of the cumulative amount of all scholarship funds received during the current and all previous years in which the SGO operated (Section IV, line 4), then check “Yes”. If this requirement has not been met, check “No”.

LINE 3. Priority Given to Eligible Students Zoned to Attend Failing Schools. If the SGO has given priority for educational scholarships to eligible students zoned to attend failing schools, check “Yes”. If this requirement has not been met, check “No”.

LINE 4. Determination of Eligibility of Scholarship Recipients. If the SGO only, and not any qualifying schools accepting educational scholarship recipients or scholarship funds, has determined whether scholarship recipients are eligible to receive educational scholarships, check “Yes”. If this requirement has not been met, check “No”.

LINE 5. Provision for Parental Educational Choice. If the SGO's actions and policies provide for a parent’s educational choice by not limiting or prohibiting the enrollment of eligible students in a qualifying school if those students received educational scholarships from other SGOs, check “Yes”. If this requirement has not been met, check “No”.

LINE 6. Achievement Test Results Collected and Submitted. If the SGO has collected achievement test results from qualifying schools accepting scholarship recipients and submitted them by August 15, to the Alabama Department of Revenue and the independent research organization selected by ADOR, check “Yes”. If this requirement has not been met, check “No”.

LINE 7. Scholarship Funds on Hand Expended within 18 months. If the SGO's scholarship funds on hand, at the beginning of the calendar year 2020, were expended on educational scholarship grants and allowable non-scholarship expenditures by June 30, 2021, check “Yes”. If this requirement has not been met, check “No”.

LINE 8. No Donations Benefit Specifically Designated Recipients or Particular Schools. If the SGO has ensured that no donations are directly made to benefit specifically designated recipients or to particular qualifying schools, check “Yes”. If this requirement has not been met, check “No”.

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