ALABAMA DEPARTMENT OF REVENUE
EDUCATION FREEDOM TAX CREDIT PROGRAM
Scholarship Granting Organization
Notice of Intent to Participate

Instructions for Submitting Notice of Intent to Participate:

Submitting this form indicates your organization's intent to participate in the Education Freedom Tax Credit (EFTC) Program as a Scholarship Granting Organization (SGO) and to abide by the federal and state laws and regulations surrounding such program. Please complete and submit this form, with required supporting documentation, to the Alabama Department of Revenue.
The Alabama Department of Revenue will verify your organization's eligibility to participate as an SGO.

SECTION I – Education Freedom Tax Credit Scholarship Granting Organization (SGO)

A. LEGAL NAME OF ORGANIZATION AS IT APPEARS ON 501(c)(3) DETERMINATION LETTER:

FEDERAL TAX ID NUMBER:

YEAR OF FORMATION:

ORGANIZATION'S TAXABLE YEAR:

SINGLE STATE OR MULTISTATE:

MAILING ADDRESS:

CITY:

STATE:

ZIP CODE:

TELEPHONE NUMBER:
( )

EMAIL ADDRESS:

ORGANIZATION WEBSITE:

B. NAME OF SGO PRINCIPAL OFFICER COMPLETING THE FORM:

TITLE:

OFFICER MAILING ADDRESS:

OFFICER CITY:

OFFICER STATE:

OFFICER ZIP CODE:

OFFICER EMAIL ADDRESS:

OFFICER PHONE NUMBER:
( )

C. PRIMARY SGO CONTACT (IF DIFFERENT):

PRIMARY CONTACT TITLE:

PRIMARY CONTACT MAILING ADDRESS:

PRIMARY CONTACT CITY:

PRIMARY CONTACT STATE:

PRIMARY CONTACT ZIP:

PRIMARY CONTACT EMAIL ADDRESS:

PRIMARY CONTACT PHONE NUMBER:
( )

SECTION II – Eligibility and Accountability Attestations

I understand that to participate as an SGO in the Education Freedom Tax Credit Program, certain minimum requirements must be met pursuant to federal law (26 U.S.C. § 25F) and applicable federal and state regulations. My initials by each statement below indicate that the SGO agrees to comply with the statement.

_____ 1. The organization is authorized to do business in the state of Alabama and is in compliance with applicable state laws and requirements for charitable organizations in Alabama pursuant to the requirements of Fed. Reg. Section 1.25F-1(a)(10) for purposes of 26 U.S.C. § 25F.

_____ 2. The organization has received recognition or has a pending application as a public charity under IRC Section 501(c)(3), tax exempt under IRC Section 501(a), and is not a private foundation.

_____ 3. The organization shall maintain one or more separate accounts exclusively for qualified contributions to prevent co-mingling of qualified contributions.

_____ 4. The organization shall satisfy all requirements of 26 U.S.C. § 25F(d).

_____ 5. The SGO shall provide scholarships to 10 or more students who do not all attend the same school.

_____ 6. The SGO shall spend not less than 90 percent of its income on scholarships for eligible students (90 percent of income spending requirement).

_____ 7. The SGO shall provide scholarships only for qualified elementary or secondary education expenses described in 26 U.S.C. § 530(b)(3)(A) (relating to Coverdell education savings accounts) of an eligible student.

_____ 8. The SGO shall provide scholarships to eligible students with a priority for: (a) students awarded a scholarship the previous school year, and thereafter; (b) any eligible student who has a sibling who was awarded a scholarship from such organization.

_____ 9. The SGO shall not earmark or set aside contributions for scholarships on behalf of any particular student.

_____ 10. The SGO shall verify the annual household income and family size of eligible students who apply for scholarships to ensure such students meet the area median gross income requirement of 26 U.S.C. § 25F(c)(2)(A) (defining area median gross income as such term is used in IRC Section 42), and limit the awarding of scholarships to eligible students who are members of a household for which the income does not exceed the amount established under 26 U.S.C. § 25F(c)(2)(A).

_____ 11. The SGO shall not award a scholarship to any disqualified person, as determined pursuant to rules similar to the rules of IRC Section 4946 (relating to private foundations).

SECTION III – Signature

As the SGO Principal Officer of the above-named organization, I hereby attest that the information provided on documentation submitted with this form is true and correct. I agree, on behalf of the organization, to comply with all requirements indicated by 26 U.S.C. § 25F and the associated federal and state regulations.

In the event of any change in eligibility, the organization shall immediately notify the Alabama Department of Revenue.

SGO PRINCIPAL OFFICER'S PRINTED NAME: PRINCIPAL OFFICER'S SIGNATURE:

TITLE: DATE:

SECTION IV – Required Documentation

Include copies of the following documentation:

- IRS Determination Letter confirming 501(c)(3) status
- Proof of Entity Registration or Certificate of Authority from the Alabama Secretary of State
- Copy of Certificate of Compliance from the Alabama Department of Revenue
- Written policies demonstrating maintenance of separate accounts for qualified contributions
- Scholarship award policies including income verification procedures
- Policies confirming compliance with IRC Section 4946 disqualified person rules
- Board resolution authorizing the principal officer to submit this form or a certificate of incumbency or articles of incorporation that lists such officer

SECTION V – Submit Notice of Intent to Participate in EFTC Program

Email this notice of intent to participate form and **ALL** required documentation to EFTCProgram@revenue.alabama.gov.

For more information on the Education Freedom Tax Credit Program, please contact the Alabama Department of Revenue at 334-242-0950.

Submission of the form does not constitute automatic approval from the Alabama Department of Revenue.