



2344804011

Georgia Form IT-QLED-TP2 (Last Rev. 04/17/23)

Qualified Law Enforcement Donation Credit Computation

Georgia Department of Revenue

Please print your numbers like this in black or blue ink:



This form is the third step in the process of the income tax credit for qualified contributions to a qualified law enforcement foundation. This form is completed by the taxpayer and attached to the income tax return when it is filed. This form is used to compute the income tax credit for qualified contributions to a qualified law enforcement foundation.

Form fields for Name, MI, Taxpayer ID Number, Last Name, Suffix, and checkboxes for filing status (S Corporation, Partnership, etc.).

DEPARTMENT USE ONLY

- I deducted this amount from my Federal income, I added it back to my Georgia income tax. (If it was not, the credit cannot be claimed)
I did not designate this amount for a particular individual. (If you did, the credit cannot be claimed)
I did not directly or indirectly contract with the foundation that received my contribution. (If you did, the credit cannot be claimed)
Did you receive the IT-QLED-LEF1 from the qualified law enforcement foundation?

Fill in either A, B, or C

A. Individuals

- 1. Total amount expended.....1.
2. Fill in the pre-approved amount here from the form IT-QLED-TP1 that was returned to you by the Department..... 2.
3. Tentative credit allowed before income tax liability limitation. The lesser of line 1 or 2..... 3.

B. Individuals who are members of a Limited Liability Company, Shareholders of a Subchapter S Corporation or Partners in a Partnership

- 1. Total amount expended .....1.
2. Total amount approved..... 2.
3. Georgia Income from Taxpayer selected pass through entities ..... 3.
4. Percentage Limitation..... 4. 5.75%
5. Multiply line 3 by line 4..... 5.
6. Credit allowed. Lesser of lines 1, 2, or 5..... 6.



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**C. Corporations, Fiduciary, S Corporation, or Partnership\***

1. Total amount expended .....	1.	<input type="text"/>	<input type="text"/>	,	<input type="text"/>	<input type="text"/>	<input type="text"/>	,	<input type="text"/>	<input type="text"/>	<input type="text"/>	.	<input type="text"/>	<input type="text"/>
2. Total amount approved.....	2.	<input type="text"/>	<input type="text"/>	,	<input type="text"/>	<input type="text"/>	<input type="text"/>	,	<input type="text"/>	<input type="text"/>	<input type="text"/>	.	<input type="text"/>	<input type="text"/>
3. Tax liability.....	3.	<input type="text"/>	<input type="text"/>	,	<input type="text"/>	<input type="text"/>	<input type="text"/>	,	<input type="text"/>	<input type="text"/>	<input type="text"/>	.	<input type="text"/>	<input type="text"/>
4. Percentage Limitation.....	4.												<input type="text" value="75%"/>	
5. Multiply line 3 by line 4.....	5.	<input type="text"/>	<input type="text"/>	,	<input type="text"/>	<input type="text"/>	<input type="text"/>	,	<input type="text"/>	<input type="text"/>	<input type="text"/>	.	<input type="text"/>	<input type="text"/>
6. Credit allowed. Lesser of lines 1, 2, or 5.....	6.	<input type="text"/>	<input type="text"/>	,	<input type="text"/>	<input type="text"/>	<input type="text"/>	,	<input type="text"/>	<input type="text"/>	<input type="text"/>	.	<input type="text"/>	<input type="text"/>

\* S Corporation that makes the election to pay tax at the entity level under O.C.G.A. § 48-7-21 and Partnership that makes the election to pay tax at the entity level under O.C.G.A. § 48-7-23.

**Enter the credit allowed on the appropriate income tax form and attach this form.**

**Requirements**

The Official Code of Georgia Annotated establishes an income tax credit for qualified contributions to qualified law enforcement foundations.

A credit is allowed for the contribution of funds made by the taxpayer to a qualified law enforcement foundation that has been certified by the Commissioner, pursuant to O.C.G.A. § 48-7-29.25.

In order to claim this credit, the amount must have been preapproved by the Department of Revenue. Once preapproval was received, the taxpayer must have made the contribution to the qualified law enforcement foundation within 60 days of the date of the preapproval notice received from the Department and within the calendar year in which it was approved.

In order to claim this tax credit, a letter of confirmation of contribution issued by the qualified law enforcement foundation to which the contribution was made must be received and retained by the taxpayer. Form IT-QLED-LEF1 is used for this purpose.

**Individual Taxpayers**

An individual taxpayer is allowed a credit for qualified contributions as follows:

- (1) In the case of a single individual or a head of household, the actual amount expended or \$5,000.00 per tax year, whichever is less; or
- (2) In the case of a married couple filing a joint return, the actual amount expended or \$10,000.00 per tax year, whichever is less; or
- (3) In the case of a married person filing a separate return, the actual amount expended or \$5,000.00 per tax year, whichever is less.

For an individual taxpayer, the credit is further limited and may not exceed the taxpayer's income tax liability. The amount of the credit that exceeds the taxpayer's income tax liability can be used against the next succeeding five years' tax liability.

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**Individual Taxpayers who are Members of a Limited Liability Company, Shareholders of a Subchapter S Corporation, or Partners in a Partnership**

For an individual taxpayer who is a member of a limited liability company duly formed under state law, a shareholder of a Subchapter 'S' corporation, or a partner in a partnership, the credit is limited to the lesser of the actual amount expended or \$10,000 per tax year, whichever is less; provided, however, that the tax credits shall only be allowed for the Georgia income on which such tax was actually paid by such member of a limited liability company, shareholder of a Subchapter 'S' corporation, or partner in a partnership. In determining such Georgia income, the shareholder, partner, or member shall exclude any income that was subtracted on the individual Georgia return because the entity paid tax at the flow-through entity level. If the individual taxpayer is a member, partner, or shareholder in more than one pass through entity, the total credit allowed cannot exceed \$10,000; the individual taxpayer decides which pass through entities to include when computing Georgia income for purposes of the qualified law enforcement donation credit. All Georgia income, loss, and expense from the taxpayer selected pass through entities will be combined to determine Georgia income for purposes of the qualified law enforcement donation credit. Such combined Georgia income shall be multiplied by the applicable marginal tax rate to determine the tax that was actually paid. If the taxpayer is filing a joint return, the taxpayer's spouse may also claim a credit for their ownership interests and shall separately be eligible for a credit as provided in this subparagraph. If the taxpayer(s) chooses to be preapproved pursuant to this subparagraph, for all purposes of claiming the credit they shall be subject to the provisions of this subparagraph and shall not be entitled to claim any other amounts provided in O.C.G.A. § 48-7-29.25 and Regulation 560-7-8-.69. If the taxpayer is preapproved for an amount that exceeds the amount that is calculated as allowed when the return is filed, the excess amount cannot be claimed by the taxpayer and cannot be carried forward.

**Corporate and Fiduciary Taxpayers, Electing S Corporation, Electing Partnership**

A corporation or fiduciary, an S corporation that makes the election to pay tax at the entity level under O.C.G.A. § 48-7-21 or a partnership that makes the election to pay tax at the entity level under O.C.G.A. § 48-7-23 is allowed a credit for qualified contributions in an amount not to exceed the lesser of the actual amount expended or 75 percent of the corporation's or fiduciary's income tax liability. Any of this lesser amount (amount expended or 75% of the corporation's or fiduciary's income tax liability) that is not used can be used against the succeeding five years' tax liability. Fiduciary entities cannot pass the credit through to their beneficiaries. S corporations and partnerships that elect to pay taxes at the entity level may make an irrevocable election to pass all or part of the credit through to their members, partners, or shareholders by completing the "credit allocation to owners" schedule on an original or amended Form 600S or Form 700.

**Electronic Filing**

Electronic filing is required for taxpayers claiming this credit. Individual taxpayers that electronically file their tax return do not have to submit Form IT-QLED-LEF1. Form IT-QLED-LEF1 shall be maintained by the taxpayer and made available upon request by the Commissioner.