Reset Form

Michigan Department of Treasury
5803 (07-22), Page 1

Issued under authority of Public Act 281 of 1967 and Public Act 36 of 2007.

2022 MICHIGAN Historic Preservation Tax Credit

for Plans Approved after December 31, 2020

Attach to Form MI-1040 or MI-1041.

Attachment 34

Filer's Name Shown on Tax Return	Identifying Number

1.	Project Number (if multiple projects, see instructions)	1.	
2.	**State Equalized Value (SEV).** Enter the SEV of the resource	2.	00
3.	**Qualified Expenditures.** Enter the qualified expenditures for the rehabilitation of the historic resource	3.	00
4.	**Basic Credit.** Attach Certificate of Completed Rehabilitation.		
	a. Multiply line 3 by 25% (0.25)	4a.	00
	b. Credit ceiling from Certificate of Completed Rehabilitation	4b.	00
	c. **Basic Credit.** Enter lesser of lines 4a or 4b.	4c.	00
5.	Enter assigned credit or proportional share of credit as a member of a flow-through entity. Attach completed assignment or reassignment certificate or flow-through entity's certificate of completion (see instructions)	5.	00
6.	Carry forward Historic Preservation Tax Credit from 2021	6.	00
7.	**Historic Preservation Tax Credit.** Add line 4c to lines 5 and 6. Carry this amount to line 11	7.	00

Individual Income Tax filers - Carry the amount from line 7 to Form MI-1040, line 19a.
Fiduciary Income Tax filers - Carry the amount from line 7 to Form MI-1041, line 15a.

Tax Liability Limitation

Complete lines 8 through 13 to determine the amount of the credit needed to offset the current tax liability, and the amount, if any, to carry forward to the next year. Credit, in excess of the current liability, may be carried forward for up to ten years to offset a future liability.

8.	Tax from your 2022 MI-1040, line 17 or 2022 MI-1041, line 13	8.	00
9.	Total nonrefundable credits from your 2022 MI-1040, line 18b or 2022 Form MI-1041, line 14b	9.	00
10.	Subtract line 9 from line 8. If less than zero, enter zero	10.	00
11.	Enter the amount from line 7 above	11.	00
12.	**Historic Preservation Tax Credit.** Enter the lesser of line 10 or line 11. Carry this amount to your 2022 MI-1040, line 19b or to your 2022 Form MI-1041, line 15b	12.	00
13.	Carry forward to 2023. If line 10 is less than line 11, subtract line 10 from line 11. This is the amount you may carry forward	13.	00

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Instructions for Form 5803, *Michigan Historic Preservation Tax Credit for Plans Approved after December 31, 2020*

Purpose

To allow eligible taxpayers to claim the Michigan Historic Preservation Tax Credit for plans approved after December 31, 2020. This form is limited to credits for plans approved after December 31, 2020. To claim a credit for a plan approved prior to 2012, see *Michigan Historic Preservation Tax Credit* (Form 3581).

The credit is reported here and then carried to the appropriate form, according to the type of taxpayer. Individual and Fiduciary filers carry the figures to the *Michigan Individual Income Tax Return* (Form MI-1040), and the *Fiduciary Income Tax Return* (Form MI-1041), respectively.

For more information see the State Historic Preservation Office (SHPO) website **www.michigan.gov/shpo**.

What is the Historic Preservation Tax Credit

This is a nonrefundable credit that provides tax incentives for homeowners, commercial property owners and businesses considered "qualified taxpayers" to rehabilitate historic resources located in the State of Michigan. A qualified taxpayer has qualified expenditures that meet the threshold and may be an assignee, own the resource to be rehabilitated, or have a long-term agreement with the owner of the historic resource.

Qualified taxpayers may receive a credit equal to 25 percent of their qualified expenditures. Only those expenditures that are paid or incurred during the time periods prescribed for the credit under Internal Revenue Code (IRC) § 47(a)(2), shall be considered qualified expenditures.

A qualified taxpayer must initially claim the credit within 5 years after the Certificate of Completed Rehabilitation (Certificate) is issued (additional limitations apply to assignments). Otherwise, the Certificate is no longer valid, and the qualified taxpayer is no longer eligible to claim a credit for that rehabilitation plan.

A qualified taxpayer may assign all or a portion of its credit to any assignee. The credit assignment cannot be revoked, but an assignee may subsequently reassign a credit, or any portion of an assigned credit, to one or more assignees. For assignments, both the initial assignment of the credit by the qualified taxpayer to the first assignee(s) and the subsequent reassignment by the first assignee(s) to reassignee(s) **must** be done and claimed in the tax year in which the Certificate is issued. SHPO provides the form and approves the assignment or reassignment of the credit.

If a credit, plus any carryover from the prior tax year, exceeds the tax liability, the portion that exceeds the tax liability can be carried forward for up to 10 years or until exhausted.

If, in less than five years after the Certificate was issued, the resource is sold, is disposed of, or the Certificate is revoked, a percentage of the credit may be subject to recapture. The recapture of an assigned credit is the responsibility of the qualified taxpayer that received the Certificate.

Eligibility

The Michigan Historic Preservation Tax Credit is available to eligible assignees and owners or long-term lessees of qualified historic resources who undertake rehabilitation projects that are certified by SHPO, for plans approved after December 31, 2020.

Other Supporting Forms and Schedules

To claim this credit, include Form 5803 with the taxpayer's *Michigan Individual Income Tax Return* (Form MI-1040) or *Fiduciary Income Tax Return* (Form MI-1041), and include the documents listed below with the return.

- Certificate of Completed Rehabilitation
- Certification of historic significance related to the historic resource and the qualified expenditures used to claim a credit under this section
- A completed assignment form if the qualified taxpayer is an assignee
- For flow-through entity members, provide a copy of the *Schedule K-1* with the *Schedule K-1* notes, or any other documents to support the credit claimed.

Each assignee must include a copy of the letter the assignor received and a completed Form 5803 with any required attachments to their Form MI-1040, or Form MI-1041.

Line-by-Line Instructions

Lines not listed are explained on the form.

Line 1: Enter the project number assigned by SHPO. Complete one Form 5803 for each project completed during the tax year.

Line 3: Enter the qualified expenditures for the rehabilitation of the historic resource as stated on the Certificate.

Line 5: If assigned the credit, enter the amount of the assigned credit from the completed certificate of assignment or reassignment, provided by SHPO. Flow-through entity members provide a copy of the *Schedule K-1* with the *Schedule K-1* notes, or any other documents to support the credit claimed.

Line 6: If you have a credit forward from a plan certified prior to 2012, see Form 3581. Do not enter a carry forward from form 3581.

If you are completing more than one Form 5803, or if you also have a completed Form 3581, add the credit totals and report them on Form MI-1040, line 19 or Form MI-1041, line 15.

Telephone Options

517-636-4486
Automated Information Service

With Treasury's automated phone system, you can:

- Request the status of your refund
- Check the status of letters you have sent to Treasury
- Request information on estimated payments
- Order current tax year forms.

While most questions can be answered by the Automated Information Service, customer service representatives are available from 8 a.m. to 4:30 p.m., Monday through Friday. Assistance is available using TTY through the Michigan Relay Service by calling 711.