



Form TSA Film Credit Transfer or Sale Application

2012

Massachusetts
Department of
Revenue

For calendar year 2012 or taxable year beginning

and ending

Name of transferor

Social Security or Federal Identification number

Street address

City/Town

State

Zip

Name of transferee

Social Security or Federal Identification number

Street address

City/Town

State

Zip

Designated production company representative

Telephone number

E-mail address

Name of project

Street address

City/Town

State

Zip

Certificate Number

Certificate number issued by Massachusetts Department of Revenue

Amount of Film Credit Transferred

Total amount of film credit being transferred

Amount paid by transferee for film credit

Transfer or Sale Information

If the transferee distributes or assigns any portion of the credit to its partners, members or owners, the transferee must complete a Film Credit Transfer or Sale Application. A separate application is necessary for every individual or business transfer. Upon approval of the application, the Department of Revenue will issue a Transfer or Sale Film Credit Certificate indicating the amount of credit transferred.

Tax Return Filing

The certificate number and amount of credit must be entered on the appropriate line of the Massachusetts tax return. Transferees receiving this Transfer or Sale Film Credit Certificate must also enter the appropriate Transfer or Sale certificate number and amount of credit on the appropriate line of their Massachusetts tax return.

The undersigned is electing to make a transfer or sale of the Massachusetts film credit and is notifying the Department of Revenue of this election. A copy of the original certificate should be attached to this application and submitted to the Massachusetts Department of Revenue.

Signature

Date

All film credit information should be mailed to: **Massachusetts Department of Revenue, Audit Division, 200 Arlington Street, Room 4300, Chelsea, MA 02150, attn: Film Credit Unit.**

Form TSA Instructions

What is the Film Payroll/Production Credit?

For taxable years beginning on or after January 1, 2006 and before January 1, 2023, Massachusetts allows two credits for motion picture production companies who meet certain qualifications and requirements.

Transfer, Sale or Assignment of the credit?

A taxpayer subject to the personal income tax under chapter 62 or the corporate excise under chapter 63 may transfer, sell or assign either the payroll or production expense credit, in part or in whole, to one or more other taxpayers that are subject to the personal income tax under chapter 62 or taxpayers subject to the corporate excise under chapter 63.

Any holder of the credits, including a motion picture production company, transferee, buyer or assignee, that wants to make a sale, transfer or assignment of the credits (the "transferor") shall obtain a certificate to transfer, sell or assign the credits before making a transfer to another taxpayer. The transferor must submit to the Commissioner a statement in the form prescribed by the Commissioner that details the amount of tax credit being sold, transferred or assigned and any other information required by the Commissioner. Potential transferors that have an outstanding tax obligation with the state in connection with any motion picture for any prior taxable year are not eligible to transfer, sell or assign the credits. Transferees that have an outstanding tax liability are subject to offsets prior to application of the credit against their current tax liability. Transferees, buyers or assignees may use and carry forward the credits to any of the five taxable years subsequent to the first taxable year the credits were allowed to the initial transferor. Transferring, selling or assigning a credit does not extend the five-year carry forward period.

Certificate Number

Enter the certificate number issued by the Massachusetts Department of Revenue for the credit that is being transferred.

Amount of Film Credit Transferred

Box 1. Enter the total amount of film credit being transferred.

Box 2. Enter the amount paid by the transferee for the film credit.

Transfer or Sale Information

If the transferee distributes or assigns any portion of the credit to its partners, members or owners, the transferee must complete a Film Credit Transfer or Sale Application. A separate application is necessary for every individual or business transfer. Upon approval of the application, the Department of Revenue will issue a Transfer or Sale Film Credit Certificate indicating the amount of credit transferred.

Tax Return Filing

The certificate number and amount of credit must be entered on the appropriate line of the Massachusetts tax return. Transferees receiving this Transfer or Sale Film Credit Certificate must also enter the appropriate Transfer or Sale certificate number and amount of credit on the appropriate line of their Massachusetts tax return.

Questions or concerns relating to the Film Credit Transfer or Sale Application should be directed to the Film Credit Unit at 617-887-6725.

Mail completed application to: **Massachusetts Department of Revenue, Audit Division, 200 Arlington Street, Room 4300, Chelsea, MA 02150, Attn.: Film Credit Unit.**