## Tax Year 2007 Work Request Notification

Form 8801, Credit for Prior Year Minimum Tax—Individuals, Estates, and Trusts

| To: | Symbols: | Agreed: | Date: |
| :---: | :---: | :---: | :---: |
| 1. Scanned by: | SE:W:CAR:MP:T:I : |  |  |
| 2. Section Chief: Rick L. Baker | SE:W:CAR:MP:T:I : | $\checkmark$ | 9/24/2007 |
| 3. Reviewer: Karl D. Blake | SE:W:CAR:MP:T:I :R | $\checkmark$ | 9/24/2007 |
| 4. Review Chief: Marilyn Ward | SE:W:CAR:MP:T:I :R | Marilyn War | (e) |
| 5. Branch Chief: | SE:W:CAR:MP:T:I |  |  |
| 6. Senior Technical Advisor: Bob Erickson | SE:W:CAR:MP:T | aneoscimen |  |
| 7. *TPCC Circulations Email sent to Distribution List by: Diane K. Creed |  | $\checkmark$ | 9/25/2007 |
| 8. Initiator (Tax Law Specialist): Michael C. Young | SE:W:CAR:MP:T:I : S | Completed: |  |

Attached is a marked up draft that can be used to develop any necessary Work Requests for the 2008 processing year. The major changes are as follows:

This is the fifth WRN for the 2007 Form 8801. Changes since the fourth WRN are:
We corrected the calculation of the new refundable credit for prior year minimum tax. We replaced lines 49 through 53 with lines 49 through 54. All subsequent lines and line references have been renumbered. IRC 53(e)(3).

## This Notification is for changes due to:

$\square$ Legislation or Chief Counsel guidance: P.L.109-432, Sec. 402 - adding code section 53(e).
$\square$ A Program change initiated by:
$\square$ We do not anticipate the need for any further changes that would require a Work Request.
$\square$ We may need to make further changes that would require a Work Request.
If you have any questions, please contact the TLS shown below, or the reviewer on line 3 (above).

| From: <br> Michael C. Young <br> SE:W:CAR:MP:T:I :S | Signed: 8MZHB | Email: <br> Michael.C.Young@irs.gov | $\begin{aligned} & \hline \text { Phone Number: } \\ & (202) 622-9791 \\ & \hline \end{aligned}$ |
| :---: | :---: | :---: | :---: |
|  | Date: $09 / 24 / 2007$ | Room: 6423 | Fax Number: (202) 622-5015 |

Credit for Prior Year Minimum Tax— Individuals, Estates, and Trusts

## Part I Net Minimum Tax on Exclusion Items

1 Combine lines 1, 6, and 10 of your 2006 Form 6251. Estates and trusts, see instructions
2 Enter adjustments and preferences treated as exclusion items (see instructions)
3 Minimum tax credit net operating loss deduction (see instructions)
4 Combine lines 1, 2, and 3. If more than zero or you filed Form 2555 or 2555-EZ for 2006, go to line 5. If zero or less and you did not file Form 2555 or 2555-EZ for 2006, enter -0- here and on line 15 and go to Part II. If more than $\$ 200,100$ and you were married filing separately for 2006, see instructions
5 Enter: $\$ 62,550$ if married filing jointly or qualifying widow(er) for 2006; $\$ 42,500$ if single or head of household for 2006; or \$31,275 if married filing separately for 2006. Estates and trusts, enter \$22,500
6 Enter: $\$ 150,000$ if married filing jointly or qualifying widow(er) for 2006; $\$ 112,500$ if single or head of household for 2006; or $\$ 75,000$ if married filing separately for 2006. Estates and trusts, enter $\$ 75,000$
7 Subtract line 6 from line 4. If zero or less, enter -0- here and on line 8 and go to line 9 . .
8 Multiply line 7 by 25\% (.25)
9 Subtract line 8 from line 5 . If zero or less, enter -0 -. If this form is for a child under age 18 , see instructions
10 Subtract line 9 from line 4. If more than zero or you filed Form 2555 or 2555-EZ for 2006, go to line 11. If zero or less and you did not file Form 2555 or $2555-E Z$ for 2006, enter -0 - here and on line 15 and go to Part II. Form 1040NR filers, see instructions
11 - If for 2006 you filed Form 2555 or $2555-E Z$, see page 2 of the instructions for the amount to enter.
reported capital gain distributions directly on Form 1040 , qualified dividends on Form 1040, line 9b (Form 1041, line 2b(2)); or you had a gain on both lines 15 and 16 of Schedule D (Form 1040) (lines 14a and 15, column (2), of Schedule D (Form 1041)), complete Part III of Form 8801 and enter the amount from line 48 here.

- All others: If line 10 is $\$ 175,000$ or less ( $\$ 87,500$ or less if married filing separately for 2006), multiply line 10 by $26 \%$ (.26). Otherwise, multiply line 10 by $28 \%$ (.28) and subtract $\$ 3,500$ ( $\$ 1,750$ if married filing separately for 2006) from the result.
12 Minimum tax foreign tax credit on exclusion items (see instructions)
13 Tentative minimum tax on exclusion items. Subtract line 12 from line 11
14 Enter the amount from your 2006 Form 6251, line 34, or 2006 Form 1041, Schedule I, line 55 15 Net minimum tax on exclusion items. Subtract line 14 from line 13. If zero or less, enter -0

Part II Current Year Nonrefundable and Refundable Credits and Carryforward to 200
16 Enter the amount from your 2006 Form 6251, line 35, or 2006 Form 1041, Schedule I, line 56 17 Enter the amount from line 15 above
18 Subtract line 17 from line 16. If less than zero, enter as a negative amount
192006 minimum tax credit carryforward. Enter the amount from your 2006 Form 8801, line 26
20 Enter your 2006 unallowed qualified electric vehicle credit (see instructions)
21 Combine lines 18, 19, and 20. If zero or less, stop here and see instructions
- Individuals: Did you have a minimum tax credit carryforward to 2005 (on your 2004 Form 8801 line 26)?
No. Leave lines 26 and 27 blank and go to line 28.
Yes. Complete Part IV of Form 8801 to figure the amount to enter e 26 more than line 25?Credit carryforward to 2008. Subtract the larger of line 25 or line 26 from line 21. Keep a record of this amount because you may use it in future years

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## Part III Tax Computation Using Maximum Capital Gains Rates

Caution. If you did not complete the 2006 Qualified Dividends and Capital Gain Tax Worksheet the 2006 Schedule D Tax Worksheet, or Part V of the 2006 Schedule D (Form 1041), see the instructions before completing this part.

29 Enter the amount from Form 8801, line 10
30 Enter the amount from line 6 of your 2006 Qualified Dividends and Capital Gain Tax Worksheet, the amount from line 13 of your 2006 Schedule D Tax Worksheet, or the amount from line 22 of the 2006 Schedule D (Form 1041), whichever applies*

If you figured your 2006 tax using the 2006 Qualified Dividends and Capital Gain Tax Worksheet, skip line 31 and enter the amount from line 30 on line 32. Otherwise, go to line 31.

31 Enter the amount from line 19 of your 2006 Schedule D (Form 1040), or line 14b, column (2), of the 2006 Schedule D (Form 1041)
32 Add lines 30 and 31, and enter the smaller of that result or the amount from line 10 of your 2006 Schedule D Tax Worksheet
33 Enter the smaller of line 29 or line 32
Subtract line 33 from line 29

35 If line 34 is $\$ 175,000$ or less ( $\$ 87,500$ or less if married filing separately for 2006), multiply line 34 by $26 \%$ (.26). Otherwise, multiply line 34 by $28 \%$ (.28) and subtract $\$ 3,500$ ( $\$ 1,750$ if married filing separately for 2006) from the result

- $\$ 61,300$ if married filing jointly or qualifying widow(er) for 2006,
- \$30,650 if single or married filing separately for 2006,
- $\$ 41,050$ if head of household for 2006 , or
- $\$ 2,050$ for an estate or trust

37 Enter the amount from line 7 of your 2006 Qualified Dividends and Capita Gain Tax Worksheet, the amount from line 14 of your 2006 Schedule D Tax Worksheet, or the amount from line 23 of the 2006 Schedule D (Form 1041), whichever applies. If you did not complete either worksheet or Part V of the 2006 Schedule D (Form 1041), enter -0

38 Subtract line 37 from line 36 . If zero or less, enter -0-
39 Enter the smaller of line 29 or line 30
40 Enter the smaller of line 38 or line 39
41 Multiply line 40 by 5\% (.05)
42 Subtract line 40 from line 39
43 Multiply line 42 by $15 \%$ (.15)

If line 31 is zero or blank, skip lines 44 and 45 and go to line 46. Otherwise, go to line 44
44 Subtract line 39 from line 33
45 Multiply line 44 by $25 \%$ (.25)
46 Add lines $35,41,43$, and 45
47 If line 29 is $\$ 175,000$ or less ( $\$ 87,500$ or less if married filing separately for 2006), multiply line 29 by $26 \%$ (.26). Otherwise, multiply line 29 by $28 \%$ (.28) and subtract $\$ 3,500$ (\$1,750 if married filing separately for 2006) from the result

Enter the smaller of line 46 or line 47 here and on line 11


* The 2006 Qualified Dividends and Capital Gain Tax Worksheet is on page 38 of the 2006 Instructions for Form 1040. The 2006 Schedule D Tax Worksheet is on page D-10 of the 2006 Instructions for Schedule D (Form 1040) (page 38 of the 2006 Instructions for Form 1041).


