## **Instructions for Form 8933**



(Rev. December 2023)

## **Carbon Oxide Sequestration Credit**

Section references are to the Internal Revenue Code unless otherwise noted.

## **Future Developments**

For the latest information about developments related to Form 8933 and its instructions, such as legislation enacted after they were published, go to <a href="https://example.com/less-such as/">IRS.gov/</a>/
Form8933.

#### What's New

Credit rates and applicable dollar amounts. The credit rates for Part III, lines 1 through 6, are adjusted for inflation and increased, per Notice 2023-46. The applicable dollar amounts for Part III, lines 7 through 9, are established by linear interpolation between statutory dollar amounts and increased, per Notice 2018-93. The new applicable dollar amounts for Part III, lines 10 through 15, are established by the Inflation Reduction Act of 2022 (IRA22). See 2023 inflation adjusted credit rates and applicable dollar amounts, later.

**Tax-exempt and governmental entities.** For tax years beginning after 2022, applicable entities (such as certain tax-exempt and governmental entities) can elect to treat the carbon oxide sequestration credit (the credit) for new carbon capture equipment (equipment) as a payment of income tax. See *Applicable entities*, later.

**Electing taxpayers.** For tax years beginning after 2022, taxpayers, partnerships, and S corporations, electing to be treated as applicable entities, can elect to treat the credit for facility or equipment placed in service after 2022 as a payment of income tax. See <u>Taxpayers electing to be treated as applicable entities</u>, later.

Credit transfers. For tax years beginning after 2022, eligible taxpayers, partnerships, and S corporations that don't elect payment can elect to transfer all or part of the credit for new or existing equipment installed at a qualified facility (facility) otherwise allowed as a general business credit to an unrelated third-party buyer in exchange for cash. Eligible taxpayers don't include applicable entities and electing taxpayers discussed above. See <u>Credit</u> transfers, later.

**Pre-filing registration.** The IRS has established a pre-filing registration process to elect payment or transfer of the credit. See <u>Pre-filing registration requirement for payments or transfers</u>, later.

**Facility information.** Form 8933 and its instructions separate information and computation of the credit for each facility or equipment installed in a facility. See <u>Part II.</u> <u>Information About Facility</u>, later.

#### Reminders

A summary of major changes to section 45Q is as follows.

- Extended the deadline to begin construction of facility from 2026 to 2033.
- Changed the base rate for section 45Q(b)(1)(A)(i)(I) and (II) rates to \$17 and \$12 (\$85 and \$60 if section 45Q(h)(2) requirements are met), respectively, for tax years beginning after 2022.
- Changed the base rate for section 45Q(b)(1)(B)(i) and (ii) rates to \$36 and \$26 (\$180 and \$130 if section 45Q(h) (2) requirements are met), respectively, for direct air capture (DAC) facilities, for tax years beginning after 2022.
- Reduced annual thresholds of captured carbon oxide for a qualified electric generating facility, a qualified DAC facility, and any other facility. See <u>Facility</u>.
- Changed the credit reduction percentage to 15%. See *Coordination With Section 142 Bond Financing*.
- Added definitions for new terms, including <u>Applicable</u> <u>electric generating unit</u>, <u>Baseline carbon oxide production</u>, and <u>Capacity factor</u>.
- Allows the section 45Q(f)(9) election for carbon oxide captured and disposed of after 2021 for a facility located in a federally declared disaster area. See <u>Section 45Q(f)</u> (9) Election.
- Made prevailing wage and apprenticeship requirements. See Notice 2022-61, 2022-52 I.R.B. 561, available at IRS.gov/irb/2022-52 IRB#NOT-2022-61. See Increased Credit Amount for Facilities and Equipment to determine your qualification for the increased credit amounts by meeting certain requirements.

## **General Instructions**

## **Purpose of Form**

Use Form 8933 to claim the section 45Q carbon oxide sequestration credit. See <u>Definitions</u>, later.

For purposes of this form, a partner in a partnership that has made a valid section 761(a) election will be considered the taxpayer. Partnerships with valid section 761(a) elections aren't required to complete or file this form. Instead, the partner is required to complete and file this form in a manner commensurate with its undivided ownership interest in the facility. Also, see Rev. Proc. 2020-12, 2020-11, I.R.B. 511, for allocation safe harbor. However, if you elect to use the January 2021 Treasury Decision 9944 (TD), the section 761(a) election applies only in the case of qualified carbon oxide captured using equipment that's originally placed in service at a facility before February 9, 2018. For qualified carbon oxide captured using equipment that's originally placed in service at a facility on or after February 9, 2018, for each single process train of equipment (as described in Regulations section 1.45Q-2(c)(3)), only one taxpayer will be considered the person to whom the credit is attributable and only that person may claim the credit. See Regulations section 1.45Q-1(h)(1).

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Taxpayers other than partnerships or S corporations whose only source of this credit is from those pass-through entities (other than a partnership with a valid 761(a) election) aren't required to complete or file this form. Instead, report this credit directly on line 1x in Part III of Form 3800, General Business Credit.

## **How To Figure the Credit**

Subject to the section 45Q(f)(3)(B) election (discussed later), section 45Q(a)(1) allows a credit of \$20 per metric ton of qualified carbon oxide captured by you using equipment that's (1) originally placed in service at a facility before February 9, 2018, (2) disposed of by you in secure geological storage, and (3) not used by you as a tertiary injectant in an enhanced oil recovery (EOR) or natural gas recovery project or utilized by you in a manner described in section 45Q(f)(5).

Section 45Q(a)(2) allows a credit of \$10 per metric ton of qualified carbon oxide (1) captured by you using equipment that's originally placed in service at a facility before February 9, 2018; and (2) either (a) used by you as a tertiary injectant in an EOR or natural gas recovery project and disposed of by you in secure geological storage, or (b) utilized by you in a manner described in section 45Q(f)(5).

Section 45Q(a)(3) allows a credit of the applicable dollar amount (as determined under section 45Q(b)(1)) per metric ton of qualified carbon oxide (1) captured by you using equipment that's originally placed in service at a facility on or after February 9, 2018, during the 12-year period beginning on the date the equipment was originally placed in service, (2) disposed of by you in secure geological storage, and (3) neither used as a tertiary injectant in an EOR or natural gas recovery project nor utilized in a manner described in section 45Q(f)(5).

Section 45Q(a)(4) allows a credit of the applicable dollar amount (as determined under section 45Q(b)(1)) per metric ton of qualified carbon oxide (1) captured by you using equipment that's originally placed in service at a facility on or after February 9, 2018, during the 12-year period beginning on the date the equipment was originally placed in service; and (2) either (a) used by you as a tertiary injectant in an EOR or natural gas recovery project and disposed of by you in secure geological storage, or (b) utilized in a manner described in section 45Q(f)(5).

For purposes of determining the credit, you may elect under section 45Q(b)(3) to have the dollar amounts applicable under section 45Q(a)(1) or (2) apply in lieu of the dollar amounts applicable under section 45Q(a)(3) or (4) for each metric ton of qualified carbon oxide that's captured by you using equipment that's originally placed in service at a facility on or after February 9, 2018.

For the purpose of calculating the credit, a metric ton of carbon oxide includes only the contained weight of the carbon oxide. The weight of any other substances, such as water or impurities, isn't included in the calculation.

**2023** inflation adjusted credit rates and applicable dollar amounts. The credit rates for Part III, lines 1b, 2b, 3b, 4b, 5b, and 6b are increased by the adjustment for inflation. The rates are as follows.

• Line 1b: \$26.94 per metric ton.

- Line 2b: \$13.47 per metric ton.
- Line 3b: \$13.47 per metric ton.
- Line 4b: \$26.94 per metric ton.
- Line 5b: \$13.47 per metric ton.
- Line 6b: \$13.47 per metric ton.

See Notice 2023-46, 2023-26 I.R.B. 1086, available at *IRS.gov/irb/2023-26 IRB#NOT-2023-46*.

For any tax year beginning in a calendar year after 2016 and before 2027, the section 45Q(b)(1)(A) (as in effect before August 16, 2022) applicable dollar amounts for Part III, lines 7b, 8b, and 9b, are established by linear interpolation between \$22.66 and \$50, and \$12.83 and \$35, respectively. The applicable dollar amounts are as follows.

- Line 7b: \$40.89 per metric ton.
- Line 8b: \$27.61 per metric ton.
- Line 9b: \$27.61 per metric ton.

See Notice 2018-93, 2018-51 I.R.B. 1041, available at IRS.gov/irb/2018-51\_IRB#NOT-2018-93.

For any tax year after 2022, the section 45Q(b)(1)(A) applicable dollar amounts are as follows.

- Line 10b: \$17 per metric ton.
- Line 11b: \$12 per metric ton.
- Line 12b: \$12 per metric ton.

For any tax year after 2022, the section 45Q(b)(1)(B) applicable dollar amounts for DAC facilities are as follows.

- Line 13b: \$36 per metric ton.
- Line 14b: \$26 per metric ton.
- Line 15b: \$26 per metric ton.

Facilities or any equipment installed at a facility and placed in service after 2022 that satisfy certain requirements may claim an increased credit amount. See *Increased Credit Amount for Facilities and Equipment* and the specific instructions for lines 4–6 and lines 10–15, later

Amount captured by additional carbon capture equipment on existing facility. For a qualified facility placed in service before February 9, 2018, for which additional carbon capture equipment is placed in service on or after February 9, 2018, the amount of qualified carbon oxide that's captured by you is the following.

- For purposes of lines 1 through 6, equal to the lesser of (a) the total amount of qualified carbon oxide captured at such facility for the tax year, or (b) the total amount of the carbon dioxide capture capacity of the carbon capture equipment in service at such facility on the day before February 9, 2018.
- For purposes of lines 7 through 15, an amount (not less than zero) equal to the excess of (a) the total amount of qualified carbon oxide captured at such facility for the tax year, over (b) the total amount of the carbon dioxide capture capacity of the carbon capture equipment in service at such facility on the day before February 9, 2018.

Applicable entities. For tax years beginning after 2022, applicable entities as defined under section 6417(d)(1)(A) that generally don't benefit from income tax credits can elect to treat the credit for a facility or equipment installed in a facility and placed in service after 2022 as a payment of income tax. Resulting overpayments may result in refunds.

Applicable entities making the elective payment election for the credit must file the following.

- Form 8933, with all required statements.
- Form 3800, General Business Credit.
- Form 990-T, Exempt Organization Business Income Tax Return, or other applicable income tax return.

For a discussion of who is considered an applicable entity, see Applicable entity making an elective payment election on IRA 2022 credits in the Instructions for Form 3800. For more information on elective payment elections under section 6417, see Elective Payment of Certain Business Credits Under Section 6417 or Section 48D in the Instructions for Form 3800.

If you're an applicable entity, your election to treat the credit as a payment generally applies to 2023 and any subsequent year during the 12-year period described in section 45Q(3)(A) or (4)(A) for such equipment. You must obtain an IRS-issued registration number for the equipment in 2023 and each of the succeeding years.

Taxpayers electing to be treated as applicable entities. If you aren't an applicable entity, you can also elect to treat the credit as a payment of taxes on your return. Section 6417(d)(1)(C) allows an electing taxpayer, including partnership and S corporation under section 6417(c), to treat the credit for a facility or equipment installed in a facility and placed in service after 2022 as a payment or deemed payment of taxes.

For a discussion of who is considered an electing taxpayer, see the Instructions for Form 3800. For more information on elective payment elections under section 6417, see Elective Payment of Certain Business Credits Under Section 6417 or Section 48D in the Instructions for Form 3800.

If you make a section 6417(d)(1)(C) election, the election generally applies to 2023 and the 4 succeeding years (unless you revoke your election).



If you're a partnership or an S corporation that elected to treat the credit for a new facility or CAUTION equipment as a payment of taxes, you must report the total credit amount on Form 3800. See the specific instructions for line 21 of Part III.

Credit transfers. For tax years beginning after 2022, under section 6418, eligible taxpayers, partnerships, and S corporations can elect to transfer all or part of the credit for a new or existing facility or equipment to an unrelated third-party buyer in exchange for cash. For more information on credit transfers, see Transfer of Eligible Credits Under Section 6418 in the Instructions for Form 3800.



If you're a partnership or S corporation electing to transfer the credit (or portion thereof), you must CAUTION report the total credit amount on Form 3800. See specific instructions for line 21 of Part III.

Pre-filing registration requirement for payments or **transfers.** Before you file your tax return, if you intend to make an elective payment election or transfer election on Form 3800 for the credit figured in Part III, you must complete a pre-filing registration for each facility. To register, go to IRS.gov/Register for elective payment or

transfer of credits. See Pub. 5884, Inflation Reduction Act (IRA) and CHIPS Act of 2022 (CHIPS) Pre-Filing Registration Tool. Also see Registering for and Making Elective Payment and Transfer Elections in the Instructions for Form 3800.

#### **Definitions**

Qualified carbon oxide. This is (a) any carbon dioxide captured from an industrial source by equipment originally placed in service before February 9, 2018, which would otherwise be released into the atmosphere as industrial emission of greenhouse gas or lead to such release, and is measured at the source of capture and verified at the point of disposal, injection, or utilization; (b) any carbon dioxide or other carbon oxide that's captured from an industrial source by equipment originally placed in service on or after February 9, 2018, which would otherwise be released into the atmosphere as industrial emission of greenhouse gas or lead to such release, and is measured at the source of capture and verified at the point of disposal, injection, or utilization; or (c) in the case of a DAC facility, any carbon dioxide that's captured directly from the ambient air, and is measured at the source of capture and verified at the point of disposal, injection, or utilization.

Qualified carbon oxide includes the initial deposit of captured carbon oxide used as a tertiary injectant. It doesn't include carbon oxide that's recaptured, recycled, and re-injected as part of the EOR and natural gas recovery process.

Carbon capture equipment. This includes all components of property that are used to capture or process carbon oxide until the carbon oxide is transported for disposal, injection, or utilization. Carbon capture equipment is equipment used for the purpose of (1) separating, purifying, drying, and/or capturing carbon oxide that would otherwise be released into the atmosphere from an industrial facility; (2) removing carbon oxide from the atmosphere via DAC; or (3) compressing or otherwise increasing the pressure of carbon oxide.

All components that make up an independently functioning process train capable of capturing, processing, and preparing carbon oxide for transport will be treated as a single unit of equipment (single process train), See Rev. Rul. 2021-13, 2021-30 I.R.B. 152. available at IRS.gov/irb/2021-30 IRB#REV-RUL-2021-13.

Applicable electric generating unit. An applicable electric generating unit is the principal electric generating unit for which the equipment is originally planned and designed.

Baseline carbon oxide production. A baseline carbon oxide production means either of the following.

 In the case of an applicable electric generating unit that was originally placed in service more than 1 year prior to the date on which construction of the equipment begins, the average annual carbon oxide production, by mass, from such unit during (i) in the case of an applicable electric generating unit that was originally placed in service more than 1 year prior to the date on which construction of the equipment begins and on or after the date that's 3 years prior to the date on which construction

of such equipment begins, the period beginning on the date such unit was placed in service and ending on the date on which construction of such equipment began; and (ii) in the case of an applicable electric generating unit that was originally placed in service more than 3 years prior to the date on which construction of the equipment begins, the 3 years with the highest annual carbon oxide production during the 12-year period preceding the date on which construction of such equipment began.

• In the case of an applicable electric generating unit that (i) as of the date on which construction of the equipment begins, is not yet placed in service; or (ii) was placed in service during the 1-year period prior to the date on which construction of the equipment begins, the designed annual carbon oxide production, by mass, as determined based on an assumed capacity factor of 60%.

**Capacity factor.** Capacity factor means the ratio (expressed as a percentage) of the actual electric output from the applicable electric generating unit to the potential electric output from such unit.

**Industrial facility.** An industrial facility is a facility that produces a carbon oxide stream from a fuel combustion source or fuel cell, a manufacturing process, or a fugitive carbon oxide emission source that, absent capture and disposal, would otherwise be released into the atmosphere as industrial emission of greenhouse gas or lead to such release. An industrial facility doesn't include a facility that produces carbon dioxide from carbon dioxide production wells at natural carbon dioxide-bearing formations or a naturally occurring subsurface spring. Depending on your election to use the June 2020 Notice of Proposed Rulemaking (NPRM) or the TD, see section 3.02(b) of Notice 2009-83 or Proposed Regulations section 1.45Q-2(d)(1) or Regulations section 1.45Q-2(d) (1) and (d)(2). An **Industrial Source** is an emission of carbon oxide from an industrial facility. A **Manufacturing Process** is a process involving the manufacture of products, other than carbon oxide, that are intended to be sold at a profit, or are used for a commercial purpose. All facts and circumstances for the process and products are to be taken into account.

**Electricity generating facility.** An electricity generating facility is a facility described in section 45Q(d)(2)(A) or (B) and is subject to depreciation under MACRS asset class 49.11 (Electric Utility Hydraulic Production Plant), 49.12 (Electric Utility Nuclear Production Plant), 49.13 (Electric Utility Steam Production Plant), or 49.15 (Electric Utility Combustion Turbine Production Plant).

**Direct air capture (DAC) facility.** A DAC facility means any facility that uses carbon capture equipment to capture carbon oxide directly from the ambient air. It doesn't include any facility that captures carbon dioxide (1) that's deliberately released from naturally occurring subsurface springs, or (2) using natural photosynthesis.

**Facility.** Any industrial facility or DAC facility (a) the construction of which begins before January 1, 2033, and the construction of carbon capture equipment begins before that date, or the original planning and design for the facility includes installation of carbon capture equipment; and (b) which captures:

- 1. In the case of a DAC facility, captures not less than 1,000 metric tons of qualified carbon oxide during the tax year;
- 2. In the case of an electricity generating facility that (i) captures not less than 18,750 metric tons of qualified carbon oxide during the tax year; and (ii) for any carbon capture equipment for the applicable electric generating unit at such facility, has a capture design capacity of not less than 75% of the baseline carbon oxide production of such unit; or
- 3. In the case of any other facility, captures not less than 12,500 metric tons of qualified carbon oxide during the tax year.

Qualified EOR or natural gas recovery project. An EOR or natural gas recovery project means any project located in the United States involving the application of one or more tertiary recovery methods defined in section 193(b)(3) that can reasonably be expected to result in more than an insignificant increase in the amount of crude oil or natural gas that will ultimately be recovered and for which the first injection of liquids, gases, or other matter begins after 1990.

**Natural gas.** Natural gas means any product (other than crude oil) of an oil or gas well if a deduction for depletion is allowable under section 611 for such product.

**Tertiary injectant.** An injectant (other than a hydrocarbon injectant that's recoverable) that's used as part of a tertiary recovery method. For more details, see section 193(b).

**Secure geological storage.** Secure geological storage includes, but isn't limited to, storage at deep saline formations, oil and gas reservoirs, and unminable coal seams.

If you're claiming a credit for a facility placed in service before February 9, 2018, the following applies.

- Secure geological storage requires approval by the U.S. Environmental Protection Agency (EPA) of a Monitoring, Reporting, and Verification Plan (MRV Plan) submitted by the operator of the storage facility or tertiary injection project.
- The annual amount of carbon oxide claimed for the credit must be consistent with amounts reported to the EPA under its Greenhouse Gas Reporting Program, subpart RR.

See Sections 6 through 8 of Notice 2009-83, 2009-44 I.R.B. 588, available at IRS.gov/irb/2009-44 IRB#NOT-2009-83 for reporting and recordkeeping requirements associated with the limitation on credits available under former section 45Q(a) (as in effect before February 9, 2018) and sections 45Q(a)(1) and (2). Sections 1 through 5 of Notice 2009-83 were obsoleted by REG-112339-19, 85 F.R. 34050-34075. After the end of the calendar year in which the Secretary, in consultation with the Administrator of the EPA, certifies that a total of 75,000,000 metric tons of qualified carbon oxide have been taken into account under former section 45Q(a) (as in effect before February 9, 2018) and sections 45Q(a)(1) and (2), the remaining sections of Notice 2009-83 will be obsoleted. Also see Notice 2022-38,

2022-39 I.R.B. 239, available at <u>IRS.gov/irb/</u>2022-39 IRB#NOT-2022-38.

If you're claiming a credit for a facility that was placed in service in tax years beginning on or after February 9, 2018, qualified carbon oxide is considered disposed of by you in secure geological storage such that the qualified carbon oxide doesn't escape into the atmosphere if the qualified carbon oxide is:

- Stored, and not used as a tertiary injectant in an EOR or natural gas recovery project, in compliance with applicable requirements under 40 CFR Part 98 subpart RR;
- Used as a tertiary injectant in an EOR or natural gas recovery project and stored in compliance with applicable requirements under 40 CFR Part 98 subpart RR, or the International Organization for Standardization (ISO) standards endorsed by the American National Standards Institute (ANSI) under CSA/ANSI ISO 27916:19, Carbon dioxide capture, transportation and geological storage—Carbon dioxide storage using enhanced oil recovery (CO2-EOR); and
- Injected into a well that complies with applicable Underground Injection Control regulations onshore or offshore under submerged lands within the territorial jurisdiction of the United States.

**Utilization of qualified carbon oxide.** Utilization of qualified carbon oxide means (1) the fixation of such qualified carbon oxide through photosynthesis or chemosynthesis, such as through the growing of algae or bacteria; (2) the chemical conversion of such qualified carbon oxide to a material or chemical compound in which such qualified carbon oxide is securely stored; or (3) the use of such qualified carbon oxide for any other purpose for which a commercial market exists (with the exception of use as a tertiary injectant in an EOR or natural gas recovery project), as determined by the Secretary of the Treasury or her delegate.

**United States and U.S. territories.** This includes the seabed and subsoil of those submarine areas that are adjacent to the territorial waters of the United States (or a U.S. territory) and over which the United States has exclusive rights, in accordance with international law, for the exploration and exploitation of natural resources.

#### Who Can Claim the Credit

The credit is attributable to you in the case of qualified carbon oxide captured using equipment that's originally placed in service at a facility on or after February 9, 2018, if you're the person that owns the equipment and physically or contractually ensures the disposal, utilization, or use as a tertiary injectant of this qualified carbon oxide.

#### **Elections**

#### Section 45Q(b)(3) Election

You can elect to have the credit rates applicable to Part III, lines 1b, 2b, 3b, 4b, 5b, and 6b apply instead of the applicable dollar amounts applicable to Part III, lines 7b, 8b, 9b, 10b, 11b, 12b, 13b, 14b, and 15b for each metric ton of qualified carbon oxide that's captured by you using equipment that's originally placed in service at a facility on or after February 9, 2018.

#### Section 45Q(f)(6) Election

For purposes of section 45Q, for any tax year in which such facility is an applicable facility (a facility placed in service before February 9, 2018, and for which no taxpayer claimed a section 45Q credit for any tax year ending before February 9, 2018) that captures not less than 500,000 metric tons of qualified carbon oxide during the tax year, you can elect to have the facility, and any equipment placed in service at the facility, treated as placed in service on February 9, 2018.

You can make a section 45Q(f)(6) election by filing a statement of election with your income tax return for each tax year in which the credit arises. In addition to any information required on Form 8933, your statement of election must show your name, address, taxpayer identification number, location, and the identification number(s) assigned to the facility by the EPA's electronic Greenhouse Gas Reporting Tool (e-GGRT ID number(s)) (if available).

**Note.** EPA e-GGRT ID number(s) are identification number(s) assigned to the facility by the EPA's electronic Greenhouse Gas Reporting Tool.

#### Section 45Q(f)(3)(B) Election

In the case of qualified carbon oxide captured using equipment that's originally placed in service at a facility before February 9, 2018, if you're the person that captures and physically or contractually ensures the disposal, injection, or utilization of the qualified carbon oxide, the credit is attributable to you. You may claim the credit, or you may elect to allow the credit to the person that disposes of, injects, or utilizes the qualified carbon oxide. If you make this election, the amount you elect to allow won't be allowed to you. You can also elect to allow only part of the credit to the person that disposes of, injects, or utilizes the qualified carbon oxide in a tax year, and to claim the remainder yourself.

In the case of qualified carbon oxide captured using equipment that's originally placed in service at a facility on or after February 9, 2018, if you're the person that owns the equipment and physically or contractually ensures the capture and disposal, utilization, or use as a tertiary injectant of such carbon oxide, you may check the box to elect to allow the credit to another person that disposes of, injects, or utilizes the qualified carbon oxide. If you make this election, the amount you elect to allow won't be allowed to you. You can also elect to allow only part of the credit to the person that disposes of, injects, or utilizes the qualified carbon oxide in a tax year, and to the claim the remainder yourself.

A new section 45Q(f)(3)(B) election must be made annually. You make a section 45Q(f)(3)(B) election by filing a statement of election (see <u>Model Certificate</u> <u>ELECT</u>, later, and the information below) with the Form 8933 no later than the time prescribed by law (including extensions) for filing your federal income tax return or Form 1065, U.S. Return of Partnership Income, for the year in which the credit arises. You must make a separate election for each facility.



The election may not be filed with an amended federal income tax return, an amended Form CAUTION 1065, or an Administrative Adjustment Request

(AAR), as applicable, after the prescribed date (including extensions) for filing the original federal income tax return or Form 1065 for the year, with the exception of amended federal income tax returns, amended Forms 1065, or AARs, as applicable, for any tax year ending after February 9, 2018, and beginning on or before January 13, 2021. The amended federal income tax return or the amended Form 1065 must be filed, in no event, later than the applicable period of limitations on assessment for the tax year for which the amended federal income tax return or Form 1065 is being filed.

#### Information required to be provided by electing taxpayer.

- Election statement of the electing taxpayer on Form 8933 must indicate that an election is being made under section 45Q(f)(3)(B);
- The electing taxpayer must provide each credit claimant with a copy of the electing taxpayer's Form 8933; and
- The electing taxpayer must, in addition to any information required on Form 8933, set forth the following information.
- The electing taxpayer's name, address, taxpayer identification number, location, and e-GGRT ID number(s) (if available) of each facility where carbon oxide was captured;
- 2. The full amount of credit attributable to the taxpayer prior to the election;
- 3. The name, address, and taxpayer identification number of each credit claimant, and the location and EPA e-GGRT ID number(s) (if available) of each secure geological storage facility where the qualified carbon oxide is disposed of or injected;
- 4. The dollar amount of credits the taxpayer is allowing each credit claimant to claim and the corresponding metric tons of qualified carbon oxide; and
- The dollar amount of credits retained by the electing taxpayer and the corresponding metric tons of qualified carbon oxide.

#### Information required to be provided by credit claimant. The credit claimant must include the following information on Form 8933 with its timely filed federal income tax return or Form 1065 (including extensions).

- The name, address, and taxpayer identification number of the credit claimant;
- The name, address, and taxpayer identification number of each taxpayer making an election under section 45Q(f) (3)(B) to allow the credit to the credit claimant;
- The location and EPA e-GGRT ID number(s) (if available) of each facility where carbon oxide was
- The location and EPA e-GGRT ID number(s) (if available) of each secure geological storage facility where the qualified carbon oxide is disposed of or injected;
- The full dollar amount of credits attributable to each electing taxpayer prior to the election and the corresponding metric tons of carbon oxide;

- The dollar amount of credits that each electing taxpayer is allowing the credit claimant to claim and the corresponding metric tons of carbon oxide; and
- A copy of the electing taxpayer's Form 8933.

#### Section 45Q(f)(9) Election

For purposes of section 45Q(a)(3) and (4), a person described in section 45Q(f)(3)(A)(ii) may elect, at such time and in such manner as the Secretary may prescribe. to have the 12-year period begin on the first day of the first tax year in which a credit under this section is claimed for equipment that's originally placed in service at a facility on or after February 9, 2018, if:

- No one claimed a credit under this section for such equipment for any prior tax year;
- The facility at which such equipment is placed in service is located in an area affected by a federally declared disaster (as defined by section 165(i)(5)(A)) after the equipment is originally placed in service; and
- Such federally declared disaster results in a cessation of the operation of the facility or the equipment after such equipment is originally placed in service.

## Application of Section 45Q for Certain **Carbon Capture Equipment**

In the case of any equipment placed in service before February 9, 2018, the credit will apply to qualified carbon oxide captured using such equipment before the end of the calendar year in which the Secretary, in consultation with the Administrator of the EPA, certifies that, during the period beginning after October 3, 2008, a total of 75,000,000 metric tons of qualified carbon oxide have been taken into account in accordance with section 45Q(a), as in effect on the day before February 9, 2018, and section 45Q(a)(1) and (2).

Effective August 16, 2022, in the case of any equipment placed in service before February 9, 2018, the credit will apply to qualified carbon oxide captured using such equipment before the earlier of January 1, 2023, and the end of the calendar year in which the Secretary, in consultation with the Administrator of the EPA, certifies that during the period beginning after October 3, 2008, a total of 75,000,000 metric tons of qualified carbon oxide have been taken into account in accordance with section 45Q(a), as in effect on the day before February 9, 2018, and section 45Q(a)(1) and (2). See section 45Q(g) as amended by IRA22 and Notice 2022-38.

## When Construction Begins

Two methods can be used to establish that construction of a facility or equipment has begun.

- Physical Work Test is satisfied when physical work of a significant nature begins and other requirements provided in Section 5 of Notice 2020-12, 2020-11 I.R.B. 495, available at *IRS.gov/irb/2020-11\_IRB#NOT-2020-12*, are met.
- 2. Five Percent Safe Harbor is satisfied when you pay or incur (within the meaning of Regulations section 1.461-1(a)(1) and (2)) 5% or more of the total cost of a facility or equipment and meets other requirements provided in Notice 2020-12, Section 6.

Although both methods can be used, only one method is needed to establish that construction of a facility or equipment has begun. If you began construction on a facility or equipment by satisfying either the Physical Work Test or the Five Percent Safe Harbor, or both, before the effective date of Notice 2020-12 (March 9, 2020), you may use March 9, 2020, as the date that construction began on such facility or equipment. Additionally, if you began construction on a facility or equipment before March 9, 2020, under both the Physical Work Test and the Five Percent Safe Harbor, you may choose either method (but not both) for the purpose of applying the beginning of construction rules. If you began construction on a facility or equipment on or after March 9, 2020, construction will be deemed to have begun on the date you first satisfy either the Physical Work Test or the Five Percent Safe Harbor. If you fail to satisfy the Five Percent Safe Harbor in one year due to cost overruns (as defined in Section 6.03 of Notice 2020-12), you won't be prevented from using the Physical Work Test in a later year to establish beginning of construction, provided that occurs before January 1, 2033.

## Increased Credit Amount for Facilities and Equipment

Notice 2022-61 explains how claimants, including taxpayers, tax-exempt and government entities, and non-taxable pass-through entities, receive increased credit amount for any facility or equipment placed in service after 2022, by satisfying certain requirements. In the case of any facility or equipment installed in any facility, the amount of the credit rates as adjusted for inflation or applicable dollar amounts are multiplied by 5 if any one of the following requirements are met.

- A facility the construction of which began prior to January 29, 2023;
- Carbon equipment the construction of which began prior to January 29, 2023, and installed in a facility; or
- A facility or equipment that satisfies the prevailing wage and apprenticeship requirements.

**Additional information.** If you checked the box and claimed an increased credit amount on lines 4a, 5a, 6a, 10a, 11a, 12a, 13a, 14a, or 15a in Part III, you must attach a statement to Form 8933 that includes the following information.

- 1. Your name and taxpayer identification number and the facility or equipment description and IRS-issued registration number (if applicable) from Part II.
- 2. If construction began before January 29, 2023, as shown on Part II, line 5, a statement that you met the Continuity Requirement under the Physical Work Test or the Five Percent Safe Harbor to establish the beginning of construction (alteration or repairs).
- 3. If construction began on or after January 29, 2023, include the following.
- The applicable wage determinations (as defined below).
- The wages paid (including any correction payments as defined in section 45(b)(7)(B)(i)(I)) and hours worked for each of the laborer or mechanic classifications engaged in the construction (alteration or repairs) of the facility or equipment.

- The number of workers who received correction payments.
- The wages paid and hours worked by qualified apprentices for each of the laborer or mechanic classifications engaged in the construction (alteration or repairs) of the facility or equipment.
- The total labor hours for the construction (alteration or repairs) of the facility or equipment installed at a facility by any laborer or mechanic employed by the taxpayer or any contractor or subcontractor.
- 4. A declaration, applicable to the statement and any accompanying documents, signed by you, or signed by a person currently authorized to bind you in such matters, in the following form: "Under penalties of perjury, I declare that I have examined this statement, including accompanying documents, and to the best of my knowledge and belief, the facts presented in support of this statement are true, correct, and complete."

**Applicable wage determinations** mean the wage listed for a particular classification of laborer or mechanic on the applicable wage determination for the type of construction and the geographic area or other applicable wage as determined by the Secretary of Labor. See Notice 2022-61 for more information.

## **Prevailing Wage Requirements**

For any facility and any equipment placed in service at such facility, you must ensure that any laborers and mechanics employed by you or any contractor or subcontractor in (i) the construction of such facility or equipment, and (ii) for any tax year, for any portion of such tax year that's within the period described in section 45Q(a)(3)(A) or (4)(A), the alteration or repair of such facility or such equipment, must be paid wages at rates not less than the prevailing rates for construction, alteration, or repair of a similar character in the locality in which such facility and equipment are located as most recently determined by the Secretary of Labor, in accordance with subchapter IV of chapter 31 of title 40, United States Code. See Notice 2022-61 for details.

For information on how to correct a failure to satisfy the prevailing wage requirements, and the penalty related to the failure, see section 45(b)(7)(B) and Section 3 of Notice 2022-61.

## **Apprenticeship Requirements**

To meet the apprenticeship requirements, you must ensure that, for the construction of any qualified facility, not less than the applicable percentage of the total labor hours of the construction, alteration, or repair work (including such work performed by any contractor or subcontractor) for such facility is, subject to section 45(b) (8)(B), performed by qualified apprentices (apprenticeship labor hour requirements). The apprenticeship requirements include three components: a labor-hours requirement, a ratio requirement, and a participation requirement.

• You must ensure that, depending on when construction began, 12.5% or 15% of the total labor-hours performed in the construction, alteration, or repair of the facility are performed by qualified apprentices from a registered apprenticeship program.

- You must ensure that the applicable ratio of apprentices to journeyworkers established by the registered apprenticeship program are met for apprentices working on the facility each day.
- Any taxpayer (or contractor or subcontractor) that employs 4 or more laborers or mechanics in the construction, alteration, or repair of the facility must also hire at least one qualified apprentice.

**Beginning of construction.** See Sections 2 and 5 of Notice 2022-61 and When Construction Begins, earlier, to establish whether construction of a facility or equipment at a facility began before January 29, 2023.

## Recapture

A recapture event occurs when qualified carbon oxide for which a credit has been claimed ceases to be captured, disposed of, or used as a tertiary injectant during the recapture period. Recapture events are determined separately for each project involving capture, disposal, or use of qualified carbon oxide as a tertiary injectant.

Qualified carbon oxide ceases to be captured, disposed of, or used as a tertiary injectant if the leaked amount of qualified carbon oxide in the tax year exceeds the amount of qualified carbon oxide disposed of in secure geological storage or used as a tertiary injectant in that same tax year.

If a recapture event occurs during a project's recapture period and you have claimed a credit for that project, you must report the following information on a Form 8933 filed with your federal income tax return or Form 1065 for the tax year for which the recapture event occurred.

- The recapture amount (as defined in Regulations) section 1.45Q-5(e));
- The quantity of leaked qualified carbon oxide (in metric tons) (as defined in Regulations section 1.45Q-5(c));
- The statutory credit rate at which the credits were originally calculated; and
- A statement that describes how you became aware of the recapture event, how the leaked amount was determined, and the identity and involvement of any regulatory agencies.

## Credit Reduced for Tax-Exempt Bond Financing

For facilities or equipment placed in service after 2022, the credit is reduced by an amount that is the product of the credit amount otherwise determined for the tax year and the lesser of 15% or a fraction determined for the tax year. The numerator of the fraction is the sum, for the tax year and all prior tax years, of the proceeds from an issue of any obligations the interest of which is exempt from tax under section 103 and that is used to provide financing for the facility as of the close of the tax year. The denominator of the fraction is the aggregate amount of additions to the capital account for the facility for the tax year and all prior tax years as of the close of the tax year.

## Coordination With Section 142 Bond Financing

For facilities or equipment placed in service before 2023 and obligations issued after 2021, the credit for any

project for any tax year is reduced by the amount that's the product of the credit for such tax year and the lesser of 50% or a fraction, the numerator of which is the sum, for the tax year and all prior tax years, of the proceeds from an issue described in section 142(a)(17) used to provide financing for the project the interest on which is exempt from tax under section 103, and the denominator of which is the aggregate amount of additions to the capital account for the project for the tax year and all prior tax years. The amounts under the preceding sentence for any tax year are determined as of the close of the tax year.

**Note.** For purposes of the above, there're no prior tax years before January 1, 2022.

## Reporting Requirements

#### General Requirements

If you're claiming the credit, you must provide the name and location of the facilities at which the qualified carbon oxide was captured.



If you're claiming the credit on an amended federal income tax return, an amended Form 1065, or an CAUTION AAR, as applicable, you must state "AMENDED"

RETURN FOR SECTION 45Q CREDIT" at the top of your amended federal income tax return, amended Form 1065. or AAR, as applicable. Your amended federal income tax return or the amended Form 1065 must be filed, in no event, later than the applicable period of limitations on assessment for the tax year for which your amended federal income tax return or Form 1065 is being filed.

#### Contractually Ensuring Disposal, Injection, or **Utilization of Qualified Carbon Oxide**

If you enter into a contract with another party to ensure disposal, injection, or utilization of qualified carbon oxide, you must report the existence of each contract, and the parties involved annually on Form 8933 by each party to the contract, regardless of the party claiming the credit. In addition to any information stated as required on Form 8933, the report must include the following information.

- Your name and identifying number;
- The name and taxpayer identification number of each party with whom you have entered into a contract to ensure the disposal, injection, or utilization of qualified carbon oxide:
- The date on which each contract was executed;
- The number of metric tons of qualified carbon oxide each contracting party disposes of, injects, or utilizes on behalf of you each tax year for reporting to the IRS; and
- For contracts for the disposal of qualified carbon oxide in secure geological storage or the use of qualified carbon oxide as a tertiary injectant in EOR or natural gas recovery, identifying information (the name of the operator, field, unit, and reservoir), location by county and state, and EPA e-GGRT ID number(s) (if available) for submission of the facility's 40 CFR Part 98 (subpart RR) annual reports.

#### Secure Geological Storage

Certifications must be made annually.

#### Reporting Based on 40 CFR Part 98 (Subpart RR)

For an EOR or natural gas recovery project in which you reported volumes to the EPA pursuant to 40 CFR Part 98 subpart RR, you may self-certify the volume of carbon oxide claimed for purposes of the credit.

#### Reporting Based on CSA/ANSI ISO 27916:19

For an EOR or natural gas recovery project in which you determined volumes pursuant to CSA/ANSI ISO 27916:19, you may prepare documentation as outlined in CSA/ANSI ISO 27916:19 internally, but such documentation must be provided to a qualified independent engineer or geologist, who then must certify that the documentation provided, including the mass balance calculations as well as information regarding monitoring and containment assurance, is accurate and complete. For any leaked amount of qualified carbon oxide that's determined pursuant to CSA/ANSI ISO 27916:19, the certification must also include a statement that the quantity was determined in accordance with sound engineering principles.

If you capture qualified carbon oxide to get the credit, you must file Form 8933 with your timely filed federal income tax return or Form 1065, including extensions, or for the purpose of this rule, your amendments to federal income tax returns, Forms 1065, or on AARs, as applicable. Similarly, if you dispose of, inject, or utilize qualified carbon oxide, you must also file Form 8933 with your timely filed federal income tax return or Form 1065, including extensions, or for the purpose of this rule, your amendments to federal income tax returns, Forms 1065, or on AARs, as applicable. If the volume of carbon oxide certified and reported is a negative amount, see Regulations section 1.45Q-5 for rules regarding recapture.



No credit is allowed for any tax year for which you (including credit claimants) have failed to timely Submit complete documentation, including the

required certifications. The credit will be allowed only for a tax year for which complete documentation and certification has been timely submitted. Certifications for each tax year must be submitted by the due date of your federal income tax return or Form 1065 on which the credit is claimed, including extensions. If your credit is claimed on vour amended federal income tax return, amended Form 1065, or AAR, as applicable, certifications may also be submitted with your amended federal income tax return, amended Form 1065, or AAR. If a credit was claimed on your timely filed federal income tax return or Form 1065 for a tax year ending after February 9, 2018, and beginning on or before January 13, 2021, for which certifications weren't submitted, such certifications may be submitted with your amended federal income tax return. amended Form 1065, or AAR, as applicable, for the tax year in which the credit was claimed.

#### **Qualified EOR or Natural Gas Recovery Project**

Each qualified EOR or natural gas recovery project must be certified under Regulations section 1.43-3.

For purposes of a natural gas project, a petroleum engineer's certification as required under Regulations section 1.43-3(a)(3) and an operator's continued certification of a project as required under Regulations section 1.43-3(b)(3) must include an additional statement that the certification is for purposes of the credit.

#### **Petroleum Engineer's Certification**

The petroleum engineer's certification must be attached to a Form 8933 and filed no later than the last date prescribed by law (including extensions) for filing the operator's or designated owner's federal income tax return or Form 1065 for the first tax year in which qualified carbon oxide is injected into the reservoir.



If a credit is claimed on an amended federal income tax return, an amended Form 1065, or an CAUTION AAR, as applicable, the petroleum engineer's

certification will be treated as filed timely if it's attached to a Form 8933 that's submitted with such amended federal income tax return, amended Form 1065, or AAR. For a credit that's claimed on a timely filed federal income tax return or Form 1065 for a tax year ending after February 9, 2018, and beginning on or before January 13, 2021, for which the petroleum engineer's certification wasn't submitted, the petroleum engineer's certification will be treated as filed timely if it's attached to an amended Form 8933 for any tax year ending after February 9, 2018, but not for tax years beginning on or before January 13, 2021.

#### **Operator's Continued Certification**

The operator's continued certification of a project must be attached to a Form 8933 and filed no later than the last date prescribed by law (including extensions) for filing the operator's or designated owner's federal income tax return or Form 1065 for tax years after the tax year for which the petroleum engineer's certification is filed but not after the tax year in which injection activity ceases and all injection wells are plugged and abandoned.

#### Utilization

The amount of qualified carbon oxide utilized by you is egual to the metric tons of gualified carbon oxide that you demonstrate, based upon an analysis of lifecycle greenhouse gas emissions (LCA), that were captured and permanently isolated from the atmosphere (isolated), or displaced from being emitted into the atmosphere (displaced).

Lifecycle greenhouse gas emissions and lifecycle analysis. The term "lifecycle greenhouse gas emissions" means the aggregate quantity of greenhouse gas emissions (including direct emissions and significant indirect emissions such as significant emissions from land use changes) related to the full product lifecycle, including all stages of product and feedstock production and distribution, from feedstock generation or extraction through the distribution and delivery and use of the finished product to the ultimate consumer, where the mass values for all greenhouse gases are adjusted to account for their relative global warming potential according to Table A-1 of 40 CFR Part 98 subpart A. The

amount of lifecycle greenhouse gas emissions measured by a lifecycle greenhouse gas analysis (LCA) is expressed in carbon dioxide equivalents (CO2-e).

Measurement. The measurement and written LCA report must be performed by or verified by an independent third party. The LCA report must be prepared in conformance with, and contain documentation that conforms to, the International Organization for Standardization (ISO) 14040:2006, Environmental Management—Life Cycle Assessment—Principles and Framework, and ISO 14044:2006, Environmental Management—Life Cycle Assessment—Requirements and Guidelines, as well as a statement documenting the qualifications of the independent third party, including proof of appropriate U.S. or foreign professional license, and an affidavit from the third party stating that it's independent from you.

**Approval of the LCA.** You must submit the written LCA report and independent third-party statement to the IRS and the Department of Energy (DOE). The LCA will be subject to a technical review by the DOE, and the IRS will determine whether to approve the LCA.

You should fax a copy of your LCA report, including the independent third-party statement specified in Regulations section 1.45Q-4(c)(4), to the IRS at 844-255-4817. The submission should include a cover letter with:

- 1. Name of the facility where the qualified carbon oxide is utilized ("utilization facility");
- 2. Name of the operator of the utilization facility, including operator's TIN/EIN;
- 3. Name of the taxpayer(s) claiming the credit based on the LCA, including each taxpayer's TIN/EIN;
- 4. Name of a corporate officer in charge of the LCA report submission (or a designated representative) with a written power of attorney (POA on Form 2848, Power of Attorney and Declaration of Representative) and that person's contact information, including official corporate mailing address;
  - 5. Tax year in which the credit is claimed; and
  - 6. Reserved for future use.

You should also mail (1) the items above, and (2) the model, if the LCA wasn't verified by an independent third-party review, on a USB thumb drive, to:

Internal Revenue Service Office of Associate Chief Counsel (PSI) 1111 Constitution Ave. NW Branch 6 (CC:PSI:6), Room 5114 Washington, DC 20224

You should also send the DOE an email at LCA45Q@hq.doe.gov, and the DOE will respond with instructions for submitting the LCA application to the DOE.

## **Specific Instructions**

To claim the credit for disposal of carbon oxide in secure geological storage or for use of carbon oxide as a tertiary injectant in an EOR or natural gas recovery project, prior to disposal in secure geological sequestration, the amount of carbon oxide must be measured at the source of capture and verified either at the point of disposal in secure geological storage or at the point of injection as a tertiary injectant in an EOR or natural gas recovery project. The amount of qualified carbon oxide is presumed to be the lesser of the amount measured at capture and the amount verified at disposal or injection unless it can be established to the satisfaction of the IRS that the greater amount is the correct amount.

To claim the credit for utilization of carbon oxide, the amount of qualified carbon oxide utilized by you is equal to the metric tons of qualified carbon oxide that you demonstrate, based upon an analysis of lifecycle greenhouse gas emissions (LCA), were (1) captured and permanently isolated from the atmosphere, or (2) displaced from being emitted into the atmosphere. The amount of qualified carbon oxide utilized by you for purposes of the credit can't exceed the amount of qualified carbon oxide measured at the source of capture.

#### Part I. Information About You

**Line 1.** See <u>Lifecycle greenhouse gas emissions and</u> lifecycle analysis, earlier.

Line 2. See Qualified carbon oxide, earlier.

**Lines 4 and 5.** See <u>Section 45Q(f)(3)(B) Election</u>, earlier.

## Part II. Information About Facility

If you're claiming the credit for a facility or equipment in Part III, you must complete Part II.

**Note.** You must also provide information about specific industrial facility and equipment in Part I of your model certificate or version of model certificate. See <u>Model Certificate CF</u>.

**Line 1.** If applicable, enter your pre-filing registration number for the facility that you received from the IRS.

**Line 3.** Enter the type and technical description of the facility or equipment that captured carbon oxide, disposed of carbon oxide, or used carbon oxide as a tertiary injectant.

**Line 4.** Enter the address of the facility. If the facility doesn't have an address, enter the coordinates of the facility or property (longitude and latitude) on line 4b.

**Line 5.** Enter the date construction began. See <u>Beginning</u> of construction, earlier, for more information.

#### Part III. Credit Calculations

Section A—Facilities at Which Qualified Carbon Oxide Qualifies for a Credit Under Section 45Q(a)(1) or (2) for Which an Election Was Made Under Section 45Q(b)(3)

See <u>Section 45Q(b)(3) Election</u>, earlier.

Line 1b. Enter \$26.94.

**Line 1c.** To see model versions of necessary attachments, see <u>Model Certificate CF</u>, <u>Model Certificate DISP-Operator</u>, and <u>Model Certificate DISP-Owner</u>. The credit amount on line 1c should be equal to the credit

amount shown on Model Certificate CF, Part III, Section A, line 1f.

Line 2b. Enter \$13.47.

**Line 2c.** To see model versions of necessary attachments, see <u>Model Certificate CF</u>, <u>Model Certificate EOR-Operator</u>, and <u>Model Certificate EOR-Owner</u>. The credit amount on line 2c should be equal to the credit amount shown on Model Certificate CF, Part III, Section A, line 2f.

Line 3b. Enter \$13.47.

**Line 3c.** To see model versions of necessary attachments, see <u>Model Certificate CF</u> and <u>Model Certificate UTZ</u>. The credit amount on line 3c should be equal to the credit amount shown on Model Certificate CF, Part III, Section A, line 3f.

**Line 4.** If you checked the box on line 4a, enter \$134.70 (\$26.94 multiplied by 5). See <u>Additional information</u>, earlier, to claim the increased credit amount.

If you checked the box on line 4b, enter \$26.94.

**Line 4c.** Enter the credit amount from line 4a or 4b, whichever is applicable. To see model versions of necessary attachments, see <u>Model Certificate CF</u>, <u>Model Certificate DISP-Operator</u>, and <u>Model Certificate DISP-Owner</u>. The credit amount on line 4c should be equal to the credit amount shown on Model Certificate CF, Part III, Section A, line 4f.

**Line 5.** If you checked the box on line 5a, enter \$67.35 (\$13.47 multiplied by 5). See <u>Additional information</u>, earlier, to claim the increased credit amount.

If you checked the box on line 5b, enter \$13.47.

**Line 5c.** Enter the credit amount from line 5a or 5b, whichever is applicable. To see model versions of necessary attachments, see <u>Model Certificate CF</u>, <u>Model Certificate EOR-Operator</u>, and <u>Model Certificate EOR-Owner</u>. The credit amount on line 5c should be equal to the credit amount shown on Model Certificate CF, Part III, Section A, line 5f.

**Line 6.** If you checked the box on line 6a, enter \$67.35 (\$13.47 multiplied by 5). See <u>Additional information</u>, earlier, to claim the increased credit amount.

If you checked the box on line 6b, enter \$13.47.

**Line 6c.** Enter the credit amount from line 6a or 6b, whichever is applicable. To see model versions of necessary attachments, see *Model Certificate CF* and *Model Certificate UTZ*. The credit amount on line 6c should be equal to the credit amount shown on Model Certificate CF, Part III, Section A, line 6f.

# Section B. Qualified Facilities Under Section 45Q(a)(3) or (4) for Which No Election Was Made Under Section 45Q(b)(3)

Line 7b. Enter \$40.89.

**Line 7c.** To see model versions of necessary attachments, see *Model Certificate CF*, *Model Certificate DISP-Operator*, and *Model Certificate DISP-Owner*. The credit amount on line 7c should be equal to the credit

amount shown on Model Certificate CF, Part III, Section B, line 7f.

Line 8b. Enter \$27.61.

**Line 8.** To see model versions of necessary attachments, see *Model Certificate CF*, *Model Certificate EOR-Operator*, and *Model Certificate EOR-Owner*. The credit amount on line 8c should be equal to the credit amount shown on Model Certificate CF, Part III, Section B, line 8f.

**Line 9b.** Enter \$27.61.

**Line 9c.** To see model versions of necessary attachments, see <u>Model Certificate CF</u> and <u>Model Certificate UTZ</u>. The credit amount on line 9c should be equal to the credit amount shown on Model Certificate CF, Part III, Section B, line 9f.

**Line 10.** If you checked the box on line 10a, see *Additional information*, earlier.

Line 10c. Enter the credit amount from line 10a or 10b, whichever is applicable. To see model versions of necessary attachments, see <u>Model Certificate CF</u>, <u>Model Certificate DISP-Operator</u>, and <u>Model Certificate DISP-Owner</u>. The credit amount on line 10c should be equal to the credit amount shown on Model Certificate CF, Part III, Section B, line 10f.

**Line 11.** If you checked the box on line 11a, see *Additional information*, earlier.

Line 11c. Enter the credit amount from line 11a or 11b, whichever is applicable. To see model versions of necessary attachments, see <u>Model Certificate CF</u>, <u>Model Certificate EOR-Operator</u>, and <u>Model Certificate EOR-Owner</u>. The credit amount on line 11c should be equal to the credit amount shown on Model Certificate CF, Part III, Section B, line 11f.

**Line 12.** If you checked the box on line 12a, see *Additional information*, earlier.

**Line 12c.** Enter the credit amount from line 12a or 12b, whichever is applicable. To see model versions of necessary attachments, see <u>Model Certificate CF</u> and <u>Model Certificate UTZ</u>. The credit amount on line 12c should be equal to the credit amount shown on Model Certificate CF, Part III, Section B, line 12f.

# Section C—Qualified Direct Air Capture (DAC) Facilities Under Section 45Q(d)(2)(A) Placed in Service After 2022

**Line 13.** If you checked the box on line 13a, see *Additional information*, earlier.

Line 13c. Enter the credit amount from line 13a or 13b, whichever is applicable. To see model versions of necessary attachments, see <u>Model Certificate CF</u>, <u>Model Certificate DISP-Operator</u>, and <u>Model Certificate DISP-Owner</u>. The credit amount on line 13c should be equal to the credit amount shown on Model Certificate CF, Part III, Section C, line 13f.

**Line 14.** If you checked the box on line 14a, see *Additional information*, earlier.

**Line 14c.** Enter the credit amount from line 14a or 14b, whichever is applicable. To see model versions of necessary attachments, see Model Certificate CF, Model Certificate EOR-Operator, and Model Certificate EOR-Owner. The credit amount on line 14c should be equal to the credit amount shown on Model Certificate CF, Part III, Section C, line 14f.

Line 15. If you checked the box on line 15a, see Additional information, earlier.

Line 15c. Enter the credit amount from line 15a or 15b, whichever is applicable. To see model versions of necessary attachments, see Model Certificate CF and Model Certificate UTZ. The credit amount on line 15c should be equal to the credit amount shown on Model Certificate CF, Part III, Section C, line 15f.

### Section D—Other Information Line 19e

Subtract line 19d from the total credit reported to you on a statement substantially similar to Model Certificate(s) ELECT, Part II, line 6; enter amount on line 19e.

Attach the applicable model certificates. See *Model* Certificate ELECT, Model Certificate EOR-Owner, Model Certificate DISP-Owner, and Model Certificate UTZ.



Complete a statement substantially similar to Model Certificate ELECT if you elect under section 45Q(f)(3)(B) to allow another person to claim your credit. See Model Certificate ELECT, later.

Line 20. Enter the total credits on a separate Form 8933 to report your distributive or pro rata share from:

- Schedule K-1 (Form 1065), Partner's Share of Income, Deductions, Credits, etc., box 15 (code AW); and
- Schedule K-1 (Form 1120-S), Shareholder's Share of Income, Deductions, Credits, etc., box 13 (code AW).

Enter "Credit from partnerships and S corporations" on Form 8933, Part II, line 3. All others not using earlier lines to figure a separate credit can report the above credits directly on Form 3800, Part III, line 1x.

Line 21. If you're a partnership or S corporation electing payment or transfer for the credit for a facility or equipment, you must report the total credit amount for your facility or equipment on Form 3800, Part III, line 1x. Don't report the total credit amount on Schedule K.

Line 22. Enter the credit recaptured. Attach a statement substantially similar to Model Certificate(s) RECAPTURE to Form 8933. Report the credit recapture amount on the appropriate line of your return.

#### **Model Certificates**

Per the TD and the NPRM that preceded it, if you're a large section 45Q project filer, you'll likely have to use multiple legal contracts with multiple parties for the capture, utilization, or disposal of carbon oxides and, generally to claim the credit, the existence of each contract and the parties involved must be reported on Form 8933 annually. For this reporting, filers should use attachments substantially similar to model certificates shown below.

Model Certificate CF. Use Model Certificate CF if you're the owner of a capture facility (may not be the same entity as the owner of the industrial facility) that emits carbon oxide. Model Certificate CF will help show your share of

Model Certificate DISP-Operator. Use Model Certificate DISP-Operator if you're the operator (or designated operator) of a geologic disposal site at which captured qualified carbon oxide was injected during the calendar year. Don't use this model certificate if carbon oxide was injected for enhanced oil or natural gas recovery. Provide a copy of your signed Model Certificate DISP-Operator to each owner of the disposal site project.

Model Certificate DISP-Owner. Use Model Certificate **DISP-Owner** if you're the owner (or one of the owners) of the geologic disposal site at which captured qualified carbon oxide was injected during the calendar year. The operator of the disposal site prepares Table 3 of Model Certificate DISP-Operator. Report the amounts from that Table 3 on lines 11, 12, and 14 through 16.

Model Certificate EOR-Operator. Use Model Certificate *EOR-Operator* if you're the operator (or designated operator) of an enhanced oil or gas recovery project (EOR project) at which captured qualified carbon oxide was injected during the calendar year. Provide a copy of your signed Model Certificate EOR-Operator to each owner of the EOR project.

Model Certificate EOR-Owner. Use Model Certificate *EOR-Owner* if you're the owner (or one of the owners) of the EOR project at which captured qualified carbon oxide was injected during the calendar year. The operator of the EOR project prepares Table 3 of Model Certificate EOR-Operator. Report the amounts from that Table 3 on lines 11, 12, and 14 through 16.

Model Certificate UTZ. Use Model Certificate UTZ if you're the owner of the utilization facility who utilized qualified carbon oxide during the calendar year. Don't combine information from separate utilization facilities on the same Model Certificate UTZ. Provide a copy of your signed Model Certificate UTZ to each supplier that supplied qualified captured carbon oxide to inform the suppliers of the amount of their qualified carbon oxide that was utilized.

Model Certificate ELECT. Use Model Certificate ELECT if (1) you're the owner of the capture facility that supplied qualified carbon oxide to another person that was properly disposed of in geological storage, used in an EOR project, or utilized in a manner consistent with section 45Q(f), and (2) you elect under section 45Q(f)(3)(B) to allow the credit to that person. You must make a separate election for each facility.

Model Certificate RECAPTURE. Use Model Certificate **RECAPTURE** if you're the operator or owner of the geologic disposal site or EOR project to report a recapture event.

	Capture Facility Certification	20	23
Name	(s) shown on return:		
Part I.	Information About Industrial Facility, Carbon Capture Equipment, Carbon Oxide Sequestration Credit, and Elections		
		Yes	No
Section	on 1—Industrial facility information:		
1	Name of facility		
2	Location (county and state)		
3a	IRS-issued registration number(s) for the facility	-	
3b	Facility's EPA e-GGRT ID number(s)*	•	
4	Is the facility an electricity-generating facility?		
5	Is the facility a direct air capture (DAC) facility? If "Yes," skip to line 12		
6	If the facility isn't an electricity-generating or DAC facility, state the nature of the facility (for example, ethanol production, cement manufacturing, etc.)		
7	What is the placed-in-service date of the facility (MM/DD/YYYY)?		
8	Does the facility described above process carbon dioxide or any other gas from underground deposits?		
8a	If you answered "Yes" to line 8, was any gas obtained from a carbon dioxide production well at natural carbon dioxide-bearing formations or at a naturally occurring subsurface spring, which means a well that contains 90% or greater carbon dioxide by		
8b	volume?  If you answered "Yes" to line 8a, you can't treat the facility as a qualified industrial facility to the extent that it processed gas		
8c	described in line 8a during the tax year. See line 8c.  If you answered "Yes" to line 8a, do you attest that you meet the exception for a deposit that contains a product, other than carbon oxide, that's commercially viable to extract and sell without taking into account the availability of a commercial market for the		
	carbon oxide that's extracted or any credit that might be available?		
8d	If you answered "Yes" to line 8c, have you attached an attestment letter from an independent registered engineer? Don't treat the facility as a industrial facility unless you answered "Yes" to both lines 8c and 8d. See instructions		
9	What were the emissions of carbon oxide during the calendar year (amount released to the atmosphere plus amount captured)?	-	
9a	Of the amount listed on line 9, what amount was carbon dioxide?		
9b	Of the amount listed on line 9, what amount was carbon monoxide?		
10	Was annualization of first-year carbon oxide emissions required for this calendar year?		
10a	If you answered "Yes" to line 10, state the annualized carbon oxide emissions and attach a statement that shows how you determined the annualized carbon oxide emissions	-	
11	Was aggregation of multiple facilities required to achieve the requisite carbon capture thresholds?		
11a	If you answered "Yes" to line 11, attach a statement that lists the facilities and describes the appropriateness of their aggregation.		
12	on 2—Carbon capture equipment and DAC facility information:  Is carbon captured by a DAC facility?	П	
13	State the location of the equipment or DAC facility (county and state)		
14	Was any equipment placed in service prior to February 9, 2018? See instructions		П
15	What was the placed-in-service date (MM/DD/YYYY) of the equipment or DAC facility described on line 13? See instructions		
16	Are you the owner of the equipment described on line 13?		
16a	If you answered "No" to line 16, state your basis for claiming the credit		
17	For equipment placed in service after February 9, 2018, do you attest that, to the best of your knowledge, you're the only person who will claim the credit for carbon oxide captured by each single train of equipment during the tax year (irrespective of any election you make to allow a contracting disposer, injector, or utilizer to claim the credit)? Don't claim the credit unless you can		
18	answer "Yes." See instructions		
* If avai			
avai	Model C	ortific -	+o C -
	Model C	ei ulica	ile CF

P.					age 2	
	I. Information About Industrial Facility, Carbon Capture Equipment, Carbon Oxide inued)	Sequestration Cre	edit, and Elect	ions	Yes	No
19	Was additional equipment installed on or after February 9, 2018?					П
	For equipment described on line 19, what was the beginning of construction date (MM/DD/YYYY)?					
19b	For equipment described on line 19, what was the placed-in-service date (MM/DD/YYYY)?					
19c	Is the placed-in-service date of the equipment described on line 19 determined pursuant	to the 80/20 rule?				
19d	If you answered "Yes" to line 19c, state your investment in new equipment and the fair market value of pre-existing equipment					
19e	If the placed-in-service date of the equipment was determined pursuant to the 80/20 rule transportation pipeline as new equipment?					
19f	If you answered "Yes" to line 19e, state your investment in a transportation pipeline					
20	What was the total amount of carbon oxide captured during the calendar year (in metric tons)?					
20a	Of the amount listed on line 20, what amount was carbon dioxide?					
20b	Of the amount listed on line 20, what amount was carbon monoxide?					
21	Was annualization of first-year captured carbon oxide required for this calendar year?					
21a If you answered "Yes" to line 21, state the annualized carbon oxide emissions						
Sect	ion 3—Information about carbon oxide sequestration credit and your elections:					
22 During the calendar year, are other parties contractually ensuring disposal, injection, or utilization of qualified carbon oxide captured						
	,					
	23 For this calendar year, do you elect to allow any of the parties described on line 22 to claim some or all of the credit?					
24	If you answered "No" to line 14, do you elect to apply the \$10 and \$20 rates (adjusted for amounts?	intlation) in lieu of th	ie applicable do	ollar		
25	If you answered "Yes" to line 24, determine the credit using lines 1 through 6 in Part III.					
26	If you answered "No" to line 24, determine the credit using lines 7 through 15 in Part III.					
27	Is the facility described in Part I an applicable facility and are you making the election und	,,,,				
27a	instructions  If you answered "Yes" to both parts of line 27, determine the credit using lines 7, 8, or 9 in				Ш	
	I. Reserved for future use.					
Part	III. Credit Calculation					
Sect	ion A—Facilities at Which Qualified Carbon Oxide Qualifies for a Credit Under Sec	ction 45Q(a)(1) or (	(2) for Which a	n Election	on Wa	ıs
Mad	e Under Section 45Q(b)(3)					
befo	ified carbon oxide captured using carbon capture equipment originally placed in service a e 2023, disposed of in secure geological storage, and not used as a tertiary injectant in a tilized as described in section 45Q(f)(5).					
		(a) Metric tons	(b) Rate	(c) Carl seque credit. colum colu	stratic Multip	on oly oy
1a	Metric tons captured and measured at the point of disposal					
1b	Metric tons captured and securely stored by you. Attach Model Certificates DISP-Operator and DISP-Owner for each disposal site					
1c	Metric tons captured and securely stored (physically disposed) by another person.  Attach Model Certificates DISP-Operator and DISP-Owner for each disposal site					
1d	Add lines 1b and 1c		\$26.94			
1e	Metric tons captured and securely stored (physically disposed) by another person and for which you allow that person to claim the resulting carbon oxide sequestration credit. Attach Model Certificate ELECT for each disposal site		\$26.94			
1f	Your carbon oxide sequestration credit. Subtract line 1e from line 1d		\$26.94			
				Model C	ertifica	te CF

Section A—Facilities at Which Qualified Carbon Oxide Qualifies for a Credit Under Section 45Q(a)(1) or (2) for Which an Election Was Made Under Section 45Q(b)(3) (continued)

Qualified carbon oxide captured using carbon capture equipment originally placed in service at a qualified facility on or after February 9, 2018, and before 2023, disposed of in secure geological storage, and used as a tertiary injectant in a qualified enhanced oil or natural gas recovery project.

		(a) Metric tons	(b) Rate	(c) Carbon oxide sequestration credit. Multiply column (a) by column (b).
2a	Metric tons captured and measured at the point of injection			
2b	Metric tons captured and injected by you. Attach Model Certificates EOR-Operator and EOR-Owner for each recovery project			
2c	Metric tons captured and injected by another person. Attach Model Certificates EOR-Operator and EOR-Owner for each recovery project			
2d	Add lines 2b and 2c		\$13.47	
2e	Metric tons captured and injected by another person and for which you allow that person to claim the resulting carbon oxide sequestration credit. Attach Model Certificate ELECT for each recovery project		\$13.47	
2f	Your carbon oxide sequestration credit. Subtract line 2e from line 2d		\$13.47	

Qualified carbon oxide captured using carbon capture equipment originally placed in service at a qualified facility on or after February 9, 2018, and before 2023, and utilized as described in section 45Q(f)(5).

		(a) Metric tons	(b) Rate	(c) Carbon oxide sequestration credit. Multiply column (a) by column (b).
За	Metric tons captured and measured at the point of utilization			
3b	Metric tons captured and physically utilized by you. Attach Model Certificate UTZ for each utilization facility. Expressed as carbon dioxide equivalents that were determined pursuant to an approved Life Cycle Assessment (LCA). See instructions			
3с	Metric tons captured and physically utilized by another person. Attach Model Certificate UTZ for each utilization facility. Expressed as carbon dioxide equivalents that were determined pursuant to an approved LCA. See instructions			
3d	Add lines 3b and 3c		\$13.47	
3e	Metric tons captured and physically utilized by another person and for which you elect to allow that person to claim the resulting carbon oxide sequestration credit. Expressed as carbon dioxide equivalents that were determined pursuant to an approved LCA. See instructions. Attach Model Certificate ELECT for each utilization facility		\$13.47	
3f	Your carbon oxide sequestration credit. Subtract line 3e from line 3d		\$13.47	
				Model Certificate CF

Section A—Facilities at Which Qualified Carbon Oxide Qualifies for a Credit Under Section 45Q(a)(1) or (2) for Which an Election Was Made Under Section 45Q(b)(3) (continued)

Qualified carbon oxide captured using carbon capture equipment originally placed in service at a qualified facility after 2022, disposed of in secure geological storage, and not used as a tertiary injectant in a qualified enhanced oil or natural gas recovery project, nor utilized as described in section 45Q(f)(5).

		(a) Metric tons	(b) Rate	(c) Carbon oxide sequestration credit. Multiply column (a) by column (b).
4a	Metric tons captured and measured at the point of disposal			
4b	Metric tons captured and securely stored (physically disposed) by you. Attach Model Certificates DISP-Operator and DISP-Owner for each disposal site			
4c	Metric tons captured and securely stored (physically disposed) by another person.  Attach Model Certificates DISP-Operator and DISP-Owner for each disposal site			
4d	Add lines 4b and 4c		\$134.70	
4e	Metric tons captured and securely stored (physically disposed) by another person and for which you allow that person to claim the resulting carbon oxide sequestration credit. Attach Model Certificate ELECT for each disposal site		\$134.70	
4f	Your carbon oxide sequestration credit. Subtract line 4e from line 4d		\$134.70	

Note. Enter \$26.94 in column (b) for lines 4d, 4e, and 4f if prevailing wage and apprenticeship requirements aren't met.

Qualified carbon oxide captured using carbon capture equipment originally placed in service at a qualified facility after 2022, disposed of in secure geological storage, and used as a tertiary injectant in a qualified enhanced oil or natural gas recovery project.

		(a) Metric tons	(b) Rate	(c) Carbon oxide sequestration credit. Multiply column (a) by column (b).
5a	Metric tons captured and measured at the point of injection			
5b	Metric tons captured and injected by you. Attach Model Certificates EOR-Operator and EOR-Owner for each recovery project			
5c	Metric tons captured and injected by another person. Attach Model Certificates EOR-Operator and EOR-Owner for each recovery project			
5d	Add lines 5b and 5c		\$67.35	
5e	Metric tons captured and injected by another person and for which you allow that person to claim the resulting carbon oxide sequestration credit. Attach Model Certificate ELECT for each recovery project		\$67.35	
5f	Your carbon oxide sequestration credit. Subtract line 5e from line 5d		\$67.35	

Note. Enter \$13.47 in column (b) for lines 5d, 5e, and 5f if prevailing wage and apprenticeship requirements aren't met.

## Section A—Facilities at Which Qualified Carbon Oxide Qualifies for a Credit Under Section 45Q(a)(1) or (2) for Which an Election Was Made Under Section 45Q(b)(3) (continued)

Qualified carbon oxide captured using carbon capture equipment originally placed in service at a qualified facility after 2022, and utilized as described in section 45Q(f)(5).

		(a) Metric tons	(b) Rate	(c) Carbon oxide sequestration credit. Multiply column (a) by column (b).
6a	Metric tons captured and measured at the point of utilization			
6b	Metric tons captured and physically utilized by you. Attach Model Certificate UTZ for each utilization facility. Expressed as carbon dioxide equivalents that were determined pursuant to an approved Life Cycle Assessment (LCA). See instructions			
6c	Metric tons captured and physically utilized by another person. Attach Model Certificate UTZ for each utilization facility. Expressed as carbon dioxide equivalents that were determined pursuant to an approved LCA. See instructions			
6d	Add lines 6b and 6c		\$67.35	
6e	Metric tons captured and physically utilized by another person and for which you elect to allow that person to claim the resulting carbon oxide sequestration credit. Expressed as carbon dioxide equivalents that were determined pursuant to an approved LCA. See instructions. Attach Model Certificate ELECT for each utilization facility		\$67.35	
6f	Your carbon oxide sequestration credit. Subtract line 6e from line 6d		\$67.35	

Note. Enter \$13.47 in column (b) for lines 6d, 6e, and 6f if prevailing wage and apprenticeship requirements aren't met.

#### Section B—Qualified Facilities Under Section 45Q(a)(3) or (4) for Which No Election Was Made Under Section 45Q(b)(3)

Qualified carbon oxide captured using carbon capture equipment originally placed in service at a qualified facility on or after February 9, 2018, and before 2023, during the 12-year period beginning on the date the equipment was originally placed in service, disposed of in secure geological storage, and not used as a tertiary injectant in a qualified enhanced oil or natural gas recovery project, nor utilized as described in section 45Q(f)(5).

		(a) Metric tons	(b) Rate	(c) Carbon oxide sequestration credit. Multiply column (a) by column (b).
7a	Metric tons captured and measured at the point of disposal			
7b	Metric tons captured and securely stored (physically disposed) by you. Attach Model Certificates DISP-Operator and DISP-Owner for each disposal site			
7c	Metric tons captured and securely stored (physically disposed) by another person.  Attach Model Certificates DISP-Operator and DISP-Owner for each disposal site			
7d	Add lines 7b and 7c		\$40.89	
7e	Metric tons captured and securely stored (physically disposed) by another person and for which you allow that person to claim the resulting carbon oxide sequestration credit. Attach Model Certificate ELECT for each disposal site		\$40.89	
7f	Your carbon oxide sequestration credit. Subtract line 7e from line 7d		\$40.89	

#### Section B—Qualified Facilities Under Section 45Q(a)(3) or (4) for Which No Election Was Made Under Section 45Q(b)(3) (continued)

Qualified carbon oxide captured using carbon capture equipment originally placed in service at a qualified facility on or after February 9, 2018, and before 2023, during the 12-year period beginning on the date the equipment was originally placed in service, disposed of in secure geological storage, and used as a tertiary injectant in a qualified enhanced oil or natural gas recovery project.

		(a) Metric tons	(b) Rate	(c) Carbon oxide sequestration credit. Multiply column (a) by column (b).
8a	Metric tons captured and measured at the point of injection			
8b	Metric tons captured and injected by you. Attach Model Certificates EOR-Operator and EOR-Owner for each recovery project			
8c	Metric tons captured and injected by another person. Attach Model Certificates EOR-Operator and EOR-Owner for each recovery project			
8d	Add lines 8b and 8c		\$27.61	
8e	Metric tons captured and injected by another person and for which you allow that person to claim the resulting carbon oxide sequestration credit. Attach Model Certificate ELECT for each recovery project		\$27.61	
8f	Your carbon oxide sequestration credit. Subtract line 8e from line 8d		\$27.61	

Qualified carbon oxide captured using carbon capture equipment originally placed in service at a qualified facility on or after February 9, 2018, and before 2023, during the 12-year period beginning on the date the equipment was originally placed in service, and utilized as described in section 45Q(f)(5).

		(a) Metric tons	(b) Rate	(c) Carbon oxide sequestration credit. Multiply column (a) by column (b).
9a	Metric tons captured and measured at the point of utilization			
9b	Metric tons captured and physically utilized by you. Attach Model Certificate UTZ for each utilization facility. Expressed as carbon dioxide equivalents that were determined pursuant to an approved Life Cycle Assessment (LCA). See instructions			
9c	Metric tons captured and physically utilized by another person. Attach Model Certificate UTZ for each utilization facility. Expressed as carbon dioxide equivalents that were determined pursuant to an approved LCA. See instructions			
9d	Add lines 9b and 9c		\$27.61	
9e	Metric tons captured and physically utilized by another person and for which you elect to allow that person to claim the resulting carbon oxide sequestration credit.  Expressed as carbon dioxide equivalents that were determined pursuant to an approved LCA. See instructions. Attach Model Certificate ELECT for each utilization project		\$27.61	
9f	Your carbon oxide sequestration credit. Subtract line 9e from line 9d		\$27.61	

#### Section B—Qualified Facilities Under Section 45Q(a)(3) or (4) for Which No Election Was Made Under Section 45Q(b)(3) (continued)

Qualified carbon oxide captured using carbon capture equipment originally placed in service at a qualified facility after 2022, during the 12-year period beginning on the date the equipment was originally placed in service, disposed of in secure geological storage, and not used as a tertiary injectant in a qualified enhanced oil or natural gas recovery project, nor utilized as described in section 45Q(f)(5).

		(a) Metric tons	(b) Rate	(c) Carbon oxide sequestration credit. Multiply column (a) by column (b).
10a	Metric tons captured and measured at the point of disposal			
10b	Metric tons captured and securely stored (physically disposed) by you. Attach Model Certificates DISP-Operator and DISP-Owner for each disposal site			
10c	Metric tons captured and securely stored (physically disposed) by another person.  Attach Model Certificates DISP-Operator and DISP-Owner for each disposal site			
10d	Add lines 10b and 10c		\$85	
10e	Metric tons captured and securely stored (physically disposed) by another person and for which you allow that person to claim the resulting carbon oxide sequestration.  Attach Model Certificate ELECT for each disposal site		\$85	
10f	Your carbon oxide sequestration credit. Subtract line 10e from line 10d		\$85	
1				

Note. Enter \$17 in column (b) for lines 10d, 10e, and 10f if prevailing wage and apprenticeship requirements aren't met.

Qualified carbon oxide captured using carbon capture equipment originally placed in service at a qualified facility after 2022, during the 12-year period beginning on the date the equipment was originally placed in service, disposed of in secure geological storage, and used as a tertiary injectant in a qualified enhanced oil or natural gas recovery project.

		(a) Metric tons	(b) Rate	(c) Carbon oxide sequestration credit. Multiply column (a) by column (b).
11a	Metric tons captured and measured at the point of injection			
11b	Metric tons captured and injected by you. Attach Model Certificates EOR-Operator and EOR-Owner for each recovery project			
11c	Metric tons captured and injected by another person. Attach Model Certificates EOR-Operator and EOR-Owner for each recovery project			
11d	Add lines 11b and 11c		\$60	
11e	Metric tons captured and injected by another person and for which you allow that person to claim the resulting carbon oxide sequestration credit. Attach Model Certificate ELECT for each recovery project		\$60	
11f	Your carbon oxide sequestration credit. Subtract line 11e from line 11d		\$60	

Note. Enter \$12 in column (b) for lines 11d, 11e, and 11f if prevailing wage and apprenticeship requirements aren't met.

#### Section B—Qualified Facilities Under Section 45Q(a)(3) or (4) for Which No Election Was Made Under Section 45Q(b)(3) (continued)

Qualified carbon oxide captured using carbon capture equipment originally placed in service at a qualified facility after 2022, during the 12-year period beginning on the date the equipment was originally placed in service, and utilized as described in section 45Q(f)(5).

		(a) Metric tons	(b) Rate	(c) Carbon oxide sequestration credit. Multiply column (a) by column (b).
12a	Metric tons captured and measured at the point of utilization			
12b	Metric tons captured and physically utilized by you. Attach Model Certificate UTZ for each utilization facility. Expressed as carbon dioxide equivalents that were determined pursuant to an approved Life Cycle Assessment (LCA). See instructions			
12c	Metric tons captured and physically utilized by another person. Attach Model Certificate UTZ for each utilization facility. Expressed as carbon dioxide equivalents that were determined pursuant to an approved LCA. See instructions			
12d	Add lines 12b and 12c		\$60	
12e	Metric tons captured and physically utilized by another person and for which you elect to allow that person to claim the resulting carbon oxide sequestration credit. Expressed as carbon dioxide equivalents that were determined pursuant to an approved LCA. See instructions. Attach Model Certificate ELECT for each utilization project		\$60	
12f	Your carbon oxide sequestration credit. Subtract line 12e from line 12d		\$60	

Note. Enter \$12 in column (b) for lines 12d, 12e, and 12f if prevailing wage and apprenticeship requirements aren't met.

#### Section C—Qualified DAC Facilities Under Section 45Q(d) Placed in Service After 2022

Qualified carbon oxide captured using DAC equipment originally placed in service at a qualified DAC facility after 2022, during the 12-year period beginning on the date the equipment was originally placed in service, disposed of in secure geological storage, and not used as a tertiary injectant in a qualified enhanced oil or natural gas recovery project, nor utilized as described in section 45Q(f)(5).

		(a) Metric tons	(b) Rate	(c) Carbon oxide sequestration credit. Multiply column (a) by column (b).
13a	Metric tons captured and measured at the point of disposal			
13b	Metric tons captured and securely stored (physically disposed) by you. Attach Model Certificates DISP-Operator and DISP-Owner for each disposal site			
13c	Metric tons captured and securely stored (physically disposed) by another person.  Attach Model Certificates DISP-Operator and DISP-Owner for each disposal site			
13d	Sum of 13b and 13c		\$180	
13e	Metric tons captured and securely stored (physically disposed) by another person and for which you allow that person to claim the resulting carbon oxide sequestration credit. Attach Model Certificate ELECT for each disposal site		\$180	
13f	Your carbon oxide sequestration credit. Subtract line 13e from line 13d		\$180	

Note. Enter \$36 in column (b) for lines 13d, 13e, and 13f if prevailing wage and apprenticeship requirements aren't met.

#### Section C—Qualified DAC Facilities Under Section 45Q(d) Placed in Service After 2022 (continued)

Qualified carbon oxide captured using DAC equipment originally placed in service at a qualified DAC facility after 2022, during the 12-year period beginning on the date the equipment was originally placed in service, disposed of in secure geological storage, and used as a tertiary injectant in a qualified enhanced oil or natural gas recovery project.

		(a) Metric tons	(b) Rate	(c) Carbon oxide sequestration credit. Multiply column (a) by column (b).
14a	Metric tons captured and measured at the point of injection			
14b	Metric tons captured and injected by you. Attach Model Certificates EOR-Operator and EOR-Owner for each recovery project			
14c	Metric tons captured and injected by another person. Attach Model Certificates EOR-Operator and EOR-Owner for each recovery project			
14d	Add lines 14b and 14c		\$130	
14e	Metric tons captured and injected by another person and for which you allow that person to claim the resulting carbon oxide sequestration credit. Attach Model Certificate ELECT for each recovery project		\$130	
14f	Your carbon oxide sequestration credit. Subtract line 14e from line 14d		\$130	

Note. Enter \$26 in column (b) for lines 14d, 14e, and 14f if prevailing wage and apprenticeship requirements aren't met.

Qualified carbon oxide captured using DAC equipment originally placed in service at a qualified DAC facility after 2022, during the 12-year period beginning on the date the equipment was originally placed in service, and utilized as described in section 45Q(f)(5).

209.	beginning on the date the equipment was originally placed in service; and utilized as described in section 43Q(1)(5).									
		(a) Metric tons	(b) Rate	(c) Carbon oxide sequestration credit. Multiply column (a) by column (b).						
15a	Metric tons captured and measured at the point of utilization									
15b	Metric tons captured and physically utilized by you. Attach Model Certificate UTZ for each utilization facility. Expressed as carbon dioxide equivalents that were determined pursuant to an approved Life Cycle Assessment (LCA). See instructions									
15c	Metric tons captured and physically utilized by another person. Attach Model Certificate UTZ for each utilization facility. Expressed as carbon dioxide equivalents that were determined pursuant to an approved LCA. See instructions									
15d	Sum of 15b and 15c		\$130							
15e	Metric tons captured and physically utilized by another person and for which you elect to allow that person to claim the resulting carbon oxide sequestration credit. Expressed as carbon dioxide equivalents that were determined pursuant to an approved LCA. See instructions. Attach Model Certificate ELECT for each utilization project		\$130							
15f	Your carbon oxide sequestration credit. Subtract line 15e from line 15d		\$130							

Note. Enter \$26 in column (b) for lines 15d, 15e, and 15f if prevailing wage and apprenticeship requirements aren't met.

	Page 10
Capture Facil	ity Certification (continued)
Under penalties of perjury, I attest that I am an officer of the comparinformation is true and correct.	ly that's the owner of the subject capture facility. I further attest that the above
Signature and date signed	-
Printed or typed name of person signing this report	<del>-</del>
Title	-
Company's name and EIN	
	Model Certificate CF

## **Model Certificate DISP-Operator**

			Disposal Ope	erator	Certification			2023
Nan	ne(s) shown on ret	urn:					Identifying nun	nber:
Info	rmation about the	owners of the geologic	disposal site:					
1		st information about each all the owner information				year. If there're n	nore than four owr	ners, prepare a
		e owners is a partnership				_		
		e owners is part of a joint			·	of the Code, provi	ide information for	all such owners.
	Table 1 — Informa	ation About the Owner(s	s) of the Dispos	sal Site	9		T	T
	Disposal site owner	Name			Address		EIN	Operating interest (%)
	1							
	2							
	3							
	4							
Info	rmation about the	geologic disposal site:						
2	Name and location	(county and state, or offs	hore tract)					
3	List the name and I	EIN of the operator of the	site					
4	purpose(s) and the	panies that are identified a e nature of the purpose						
5a	IRS-issued registra	ation number(s) for the ged	ologic disposal fa	acility				
5b		site's EPA e-GGRT ID nun	` '					
6	When did injection	of captured qualified carb	on oxide begin (	(MM/Y)	(YY)?			
7	EPA pursuant to the	are that all figures of store e applicable MRV plan an	d subpart RR of	the EP	A's Greenhouse Gas F	Reporting Progran		
8		e approved MRV plan or p					_	
		qualified carbon oxide						
9	oxide from a suppli	information about all supp ier who attests that the cal who captured the qualified d the qualified carbon oxic	bon oxide was d carbon oxide, v	capture which n	d at one of its section 4 nay differ from the com	45Q facilities. For	qualified carbon	oxide, "supplier"
		ation About Suppliers o		_				
	Qualified carbon oxide supplier	Name	El		Name and location of capture facility (county, state)	IRS-issued registration number	EPA's e-GGRT ID*	Check if supplier supplied any nonqualified carbon oxide from any source
	1							
	2							
	3							
* If a	vailable.		'		•	•	•	•
							Model Corti	ficate DISP-Operator
							iviodei Certi	noate DISP-Operator

														Page 2
						Dispos	sal Operate	or Certi	fication (co	ontinued)				
10	dis												owners of the gach it to this m	
11		neck here to ble 3 — Inf		_		3 confor	n to all app	licable E	EPA filings					
			Qualified oxide su	pplier	Qualified oxide su	pplier	Qualified oxide sur	pplier	Total qu carbon oxion supp	de from all	All other s of nonqu carbon	alified	Total metric tons for a carbon oxide supplies	
		(A) Geologic disposal site owner	(B) Metric tons delivered	(C) Metric tons stored	(D) Metric tons delivered	(E) Metric tons stored	(F) Metric tons delivered	(G) Metric tons stored	(H) Metric tons delivered (add columns (B), (D), and (F))	(I) Metric tons stored (add columns (C), (E), and (G))	(J) Metric tons delivered	(K) Metric tons stored	(L) Metric tons delivered (add columns (H) and (J))	(M) Metric tons stored (add columns (I) and (K))
	1													
	2													
	3													
	4													
	5	Total (add lines 1 through 4)												
esig s true ignat	nat e ar ure	ed by the ond correct.	perating int	erest ow	ners to pre								ite or that I ha that the abov	
rinte	o b	typed name	of person si	igning thi	s report									
itle														
omp	ompany's name and EIN													
												M	odel Certificate	DISP-Operator

#### **Model Certificate DISP-Owner**

	Disposal Owner Certification	ı		202	3
Nar	me(s) shown on return:	le	dentifying number:		
Info	ormation about you, the owner of the geologic disposal site:				
1	Name				
2	Address				
3	EIN				
	ormation about your suppliers of qualified carbon oxide. Complete a separate l opliers of qualified carbon oxide:	Model Certificate	DISP-Owner for each of	your	
4	Name				
5	EIN				
6	Name and location of facility (if supplier supplied any qualified carbon oxide) $\dots$				
7	Type of industrial facility at which the supplier captured its qualified carbon oxide $$ . $$				
8	Check here if you were one of the suppliers. Don't check unless the EIN of the suppli as the EIN of the entity that's an owner of the geologic disposal site. If the EINs aren't contract between the entities	the same, there m	nust be a binding written		
9	Unless line 8 is checked, do you attest that a binding written contract between you ar will securely store the qualified carbon oxide in the manner required under section 45			Yes	No
	Provide the date (MM/DD/YYYY) of the contract referenced in the line above or the d recent amendment	<u> </u>			
	Metric tons of qualified carbon oxide received from the supplier during the calendar y should agree with the figure reported for you for this supplier by the project's operator Certificate DISP-Operator, Table 3)	r in Model			
	Metric tons of qualified carbon oxide received from the supplier and stored by you du calendar year (metric tons should agree with the figure reported for you for this suppl disposal site's operator in Model Certificate DISP-Operator, Table 3)	ier by the			
13	Metric tons of nonqualified carbon oxide received by you during the calendar year .				
	Metric tons of nonqualified carbon oxide stored by you during the calendar year (met be from Model Certificate DISP-Operator, Table 3)				
	Add lines 11 and 13. Total amount of qualified carbon oxide injected (amount should figure reported for you in Model Certificate DISP-Operator, Table 3)				
16	Add lines 12 and 14. Total amount of qualified carbon oxide stored (amount should a figure for you in Model Certificate DISP-Operator, Table 3)				
	Reserved for future use.				
18	Check here if you attest that the supplier of qualified carbon oxide elected to allow yo sequestration credit attributable to their qualified carbon oxide. If you checked the bo ELECT signed by the supplier for this calendar year	x, attach a copy of	Model Certificate		
info	der penalties of perjury, I attest that I am an officer of the company that's the owner of t rmation is true and correct and that I have provided a signed copy of this completed co de to my company for use at the subject DISP project during this calendar year.				1
Sigr	nature and date signed				
Prin	ted or typed name of person signing this report				
Title					
Con	npany's name and EIN				
			Model Certifica	ate DISP-	Owner

## **Model Certificate EOR-Operator**

		Enhanced Oil R	ecovery Operator Certification			202	23
Nam	e(s) shown on retu	rn:		Identifying numl	ber:		
Infor 1	In Table 1 below, list separate table with If one or more of the If one or more of the owners.  Table 1 — Informa	all the owner information and attac cowners is a partnership or S corp	oration, provide information for the pass-throu at has elected out of subchapter K of the Cod EOR Project	ugh entity, not partners o de, provide the informatio	r shareh on for al	nolders.	
	EOR project owner	Name	Address	EIN	Opera interes	_	
	1						
	2						
	3						
	4						
Infor 2 3	List the name and E the operator of the p List any other comp	(county and state)  IN of the person who, for purposes project  anies that are identified as the ope	of Regulations section 1.45Q-2(h), is  rator of the project for any other				
5a							
5b	EPA e-GGRT ID nui	mber(s)*					
6	Date (MM/YYYY) or	n which the injection of captured qu	ualified carbon oxide began				
7 8	and date (MM/DD/Y	YYY) of the petroleum engineer's	state the name of the certified project certification	er's certification to this M	lodel Ce	ertificate	 e
9	Is this project an en	hanced natural gas recovery projec	pt?			Yes	No
10	Are all injection well	s appropriately permitted? See <u>Se</u>	cure geological storage, earlier				
11	•	o" to line 10, the credit can't be clair					
	•	• •	the stall forms of stand and lifted and so the				Ш
	certificate are consi EPA's Greenhouse	stent with figures reported to the E Gas Reporting Program	that all figures of stored qualified carbon oxic PA pursuant to the applicable MRV plan and	subpart RR of			
	plan, and attach a c	opy of the approved MRV plan or it	oval date (MM/DD/YYYY) of the MRV is URL on the EPA's website				
15	Greenhouse Gas Re		e you relying on subpart RR of the demonstrate secure storage (check	☐ Subpart RR	□ISO	27916	
16			(MM/DD/YYYY) of the MRV plan, and the EPA's website				
18 Infor	If line 15 is ISO 279 mation about the q	ualified carbon oxide supplied	n completed by a qualified independent enging to the EOR project and securely stored:				
	oxide from a supplie the person who cap	er who attests that the carbon oxide	ualified carbon oxide during the calendar year was captured at one of its 45Q facilities. For tho may differ from the company that sold the	qualified carbon oxide,	"supplie	r" meaı	ns
				Model Ce	rtificate E	OR-Op	erator

														Page 2	
							ecovery O		Certificat	ion (contin	nued)				
	Tab	ole 2 — Info	rmation A	bout Su	opliers of (	Qualifie	d Carbon (	Oxide		ı					
	Qualified carbon oxide Name supplier			I	EIN		Name of capture facility		Location of capture facility (county, state)		k if supplier d any qualified bon oxide	Check if supplier provided any nonqualified carbon oxide			
		1													
		2													
		3													
	demonstrate secure storage. If there're more the separate table that includes all relevant informations.					nan four ation and conform	onform to all applicable EPA filings and certified ISO 27916						alified carbon oxide, prepare a		
			Qualified oxide su numb	ipplier	Qualified oxide sul	pplier	Qualified o oxide sup number	plier	Total qu carbon ox all sup	kide from	All oth supplie nonqua carbon	rs of lified	Total metric carbon oxid		
		(A) EOR project owner	(B) Metric tons delivered	(C) Metric tons stored	(D) Metric tons delivered	(E) Metric tons stored	(F) Metric tons delivered	(G) Metric tons stored	(H) Metric tons delivered (add columns (B), (D), and (F))	(I) Metric tons stored (add columns (C), (E), and (G))	(J) Metric tons delivered	(K) Metric tons stored	(L) Metric tons delivered (add columns (H) and (J))	(M) Metric tons stored (add columns (I) and (K))	
	1														
	2														
	3														
	4														
	5	Total (add lines 1 through 4)													
	op												at I have been o		
Signat	ure a	and date sign	ed												
Printe	d or	typed name c	of person sign	ning this re	eport										
Title															
Comp	any's	s name and E	in												
													Model Certificate	EOR-Operator	

#### **Model Certificate EOR-Owner**

	Enhanced Oil Reco	overy Owner Certification		202	3
Name	e(s) shown on return:		Identifying number:		
Inform	mation about you, the owner of the EOR project:				
1	Name				
2	Address				
3	EIN				
of qua	mation about all suppliers of qualified carbon oxide to you. C alified carbon oxide:		ficates if you had more than o	one sup	plier
4	Name				
5	EIN				
6	Name and location (county, state) of qualified carbon oxide captu	•			
7	Type of industrial facility at which the supplier captured its qualifie				
8	Check here if you were one of the suppliers. Don't check unless t same as the EIN of the entity that's an owner of the geologic disp written contract between the entities	osal site. If the EINs aren't the s	ame, there must be a binding		
9	Unless line 8 is checked, do you attest that a binding written cont you will securely store the qualified carbon oxide in the manner re			Yes	No
10	Provide the date (MM/DD/YYYY) of the contract referenced in the most recent amendment				
11	Metric tons of qualified carbon oxide received from the supplier d (metric tons should agree with the figure reported for you for this operator in Model Certificate EOR-Operator, Table 3)	uring the calendar year supplier by the project's			
12	Metric tons of qualified carbon oxide stored by you during the year with the figure reported for you for this supplier by the disposal sit Certificate EOR-Operator, Table 3)	e's operator in Model			
13	Metric tons of nonqualified carbon oxide received by you during the				
14	Metric tons of nonqualified carbon oxide utilized as a tertiary injectalendar year (metric tons should be from Model Certificate EOR				
15	Add lines 11 and 13. Total amount of qualified carbon oxide inject the figure for you in Model Certificate EOR-Operator, Table 3)				
16	Add lines 12 and 14. Total amount of qualified carbon oxide store the figure for you in Model Certificate EOR-Operator, Table 3)				
17	Reserved for future use.				
18	Check here if you attest that the supplier of qualified carbon oxide sequestration credit attributable to their qualified carbon oxide. If ELECT signed by both you and the supplier for this calendar year	you checked the box, attach a c	opy of Model Certificate		
inform	r penalties of perjury, I attest that I am an officer of the company that nation is true and correct and that I have provided a signed copy of to my company for use at the subject EOR project during this year.	this completed certificate to each			1
Signat	ture and date signed				
Printed	d or typed name and title of person signing this report				
Title					
Compa	any's name and EIN				
			Model Certifica	ate EOR-	Owner

#### **Model Certificate UTZ**

				Utilization	n Certifi	ication			2023		
Nan	ne(s) sh	own on	return:					Identifying number:			
Par	t I. Inforr	mation	About the Quali	fied Carbon Utilization Fa	acility a	nd Utilization of	Carbon Oxide				
1	In Table 1 below, list information about each owner or lessee of the carbon utilization facility and utilization facility during the calendar year. If there're more than four owners or lessees, prepare a separate table with all the owner or lessee information and attach it to this model certificate.  Note. If one or more of the owners is a partnership or S corporation, provide information for the pass-through entity, not partners or shareholders.  Table 1 — Information About the Owner(s) or Lessee(s) of the Qualified Carbon Utilization Facility										
		0	vner/Lessee	Name		Address	EIN	Operating interest (%)			
	1										
	2										
	3										
	4										
2	Total										
4	Register	ed own	er or operator .	street, county, and state) on of qualified carbon oxide		facility below.					
			1	that apply		Describe in	n more detail ho	w the qualified carbon oxide	is utilized		
	а			h photosynthesis or s, such as through the grov ia.	ving of						
	b			ersion to a material or chen hich qualified carbon oxide l.							
c For any other purpose for which a commercial market exists (with the exception of use as a tertiary injectant in a qualified enhanced oil or natural gas recovery project), as determined by regulations or other official guidance.											
	-							nodel certificate unless you	Yes No		
									🗆 🗆		
								Mode	el Certificate UTZ		

Page 2	is captured at wner of the	Check if supplier supplied any nonqualified COx					owners or the	Sum for all COx suppliers	(M) Metric tons of COx utilized (add columns (l) and (K))							Model Certificate UTZ
	nat the COx wa e COx to the ov certificate.						more tnan tour	Sum for all	(L) Metric tons of COx of COx delivered to utilization facility (add columns (H) and (J))							W
	er who attests tally delivered the	EPA e-GGRT ID number(s)*					nd the IRS. If there re more than four o	d COx from all lers	(K) Metric tons of COx utilized							
	Ox from a suppline COx or physic nation and attach	IRS-issued registration number					or Energy and the certificate.	Total nonqualified COx from all suppliers	(J) Metric tons of COx delivered to utilization facility							
	ed" COx means C mpany that sold that sold the	Location of capture facility (county, state)					the Department in the this model it, and approved boroval letter.	Ox from all	(I) Metric tons of COx utilized (add columns (C), (E), and (G))							
inued)	ion 2—Information about the qualified carbon oxide supplied to the utilization facility:  In Table 2, provide information about all suppliers of qualified carbon oxide (COx) during the calendar year. "Qualified" COx means COx from a supplier who attests that the COx was captured at one of its 45Q facilities. "Supplier" means the person who captured the qualified COx, which may differ from the company that sold the COx or physically delivered the COx to the owner of the utilization facility, prepare a separate table with all information and attach it to this model certificate.  Table 2 — Information About Suppliers of Qualified Carbon Oxide	Name of capture facility					Complete Table 3 below using information that conforms to the Life Cycle Assessment (LCA) that was approved by the Department of Energy and the INS. If there re more than four owners of the utilization facility or three suppliers of qualified carbon oxide, prepare a separate table with all information and attach it to this model certificate a separate table with all figures in Table 3 conform to the LCA that was subject to a technical review by the DOE, and approved by the IRS	Total qualified COx from all suppliers	(H) Metric tons of COx delivered to utilization facility (add columns (B), (D), and (F))							
of Carbon Oxide (continued)	on facility: during the cal Ox, which mation facility, p	7					ment (LCA) the suith all interest to a technicate it you have	alified COx ier 3	(G) Metric tons of qualified COx utilized							
on of Carbon	o the utilization or solide (COx). The qualified Cox ox to the utilization or side	Ш					Cycle Assessr e a separate te at was subject model certifice	Name of qualified COx supplier 3	(F) Metric tons of qualified COx delivered to utilization facility							
and Utilizati	supplied to alified carbor ho captured if qualified CC						is to the Life ixide, prepar o the LCA the Don't file this	alified COx ier 2	(E) Metric tons of qualified COx utilized							
ation Facility	carbon oxide suppliers of qui the person wi ee suppliers of	Name				xide	n tnat conform alified carbon c ble 3 conform t from the IRS. E	Name of qualified COx supplier 2	(D) Metric tons of qualified COx delivered to utilization facility							
rbon Utiliza	ne qualified on about all s oplier" means nore than thru					ied carbon o	ig information politics of questigures in Take or soval letter for the out Utilization.	alified COx ier 1	(C) Metric tons of qualified COx utilized							
About the Ca	ation about the vide informatic facilities. "Supty. If there're moreone.	Ox supplier				's of nonqualif	e 3 below usir ty or three sur attest that all f of the LCA app	Name of qualified COx supplier 1	(B) Metric tons of qualified COx delivered to utilization facility							
Part I. Information About the Carbon Utilization Facility and Utilization	Section 2—Information about the qualified carbon oxide supplied to the utilization facility.  6 In Table 2, provide information about all suppliers of qualified carbon oxide (COx) during the one of its 45Q facilities. "Supplier" means the person who captured the qualified COx, which utilization facility. If there're more than three suppliers of qualified COx to the utilization facility. Table 2 — Information About Suppliers of Qualified Carbon Oxide	Qualified COx supplier	-	2	က	List all suppliers of nonqualified carbon oxide	Complete table 3 below using information to utilization facility or three suppliers of qualification here to attest that all figures in Table Attach a copy of the LCA approval letter froit Table 3 — Information About Utilization		(A) Owner or lessee of utilization facility	-	2	3	4	Total	* If available.	

		Page 3
Part I. Information About the Qualified Carbon Utilizal	Part I. Information About the Qualified Carbon Utilization Facility and Utilization of Carbon Oxide (continued)	
		Yes No
11 If the total for column (H) is less than 25,000 metric	11 If the total for column (H) is less than 25,000 metric tons, have you verified with the supplier that its facility meets the minimum capture requirements?	
Part II. Information About the Life Cycle Assessment (LCA) and This Claim	nt (LCA) and This Claim	
1 Title of the LCA submitted to the Department of Energy (DOE)	nergy (DOE)	
2 Date (MM/DD/YYYY) the LCA was submitted to the DOE	DOE	
3 Project or LCA number assigned by the DOE		
4 Date (MM/DD/YYYY) approval letter for the utilization facility was received from the IRS	tion facility was received from the IRS	
5 Attach a copy of the approval letter from the IRS.		
6 State if you're applying the TD or the NPRM		
	Wo	Model Certificate UTZ

	Page 4	4
	Utilization Certification (continued)	
Part	Part III. Information About You and Each of Your Suppliers of Qualified Carbon Oxide	
Sect	Section 1—Information about you, the owner or lessee of the utilization project:	
-	Name	
8	Address	
က	EIN	
Sect	Section 2—Information about all suppliers of qualified carbon oxide to you. Complete multiple model certificates if you had more than one supplier of qualified carbon oxide:	
4	Supplier's name	-
2	Supplier's EIN	-
9	Name and location of carbon oxide capture facility (if supplier supplied any qualified carbon oxide)	
7	Type of industrial facility at which the supplier captured its qualified carbon oxide	
œ	Check here if you were one of the suppliers. Don't check unless the EIN of the supplier of the qualified carbon oxide is the same as your EIN. If the EINs aren't the same, there must be a binding written contract between the entities	-
6	Unless line 8 is checked, do you attest that a binding written contract between you and the supplier exists that ensures that you will utilize its qualified carbon oxide in the manner    No required under section 45Q(f)(5) and the underlying regulations?	
10	Provide the date (MM/DD/YYYY) of the contract referenced in the line above or the date of the most recent contract amendment	
Ξ	Metric tons of qualified carbon oxide received from the supplier during the year and used in the process indicated on line 6 (metric tons should agree with the figure reported in Table 3)	
12	<u> </u>	
13	Metric tons of the supplier's nonqualified carbon oxide, expressed as carbon dioxide equivalent, utilized in your facility and determined by an LCA (metric tons should be part of the figure in Table 3)	
4		
	Model Certificate UTZ	7

Page 5
Utilization Certification (continued)
Under penalties of perjury, I attest that I am an officer of the company that's the owner of the subject utilization project. I further attest that the above information is true and correct and that I have provided a signed copy of this completed certificate to each person who supplied qualified carbon oxide to my company for use at the subject utilization facility during this year.
Signature and date signed
Printed or typed name of person signing this report
Title
Company's name and EIN
Model Certificate UTZ

#### **Model Certificate ELECT**

	Election Certification	2023
Nam	e(s) shown on return:	
Part	I. Information About Electing Taxpayer and Credit Claimant	
Sect	ion 1—Electing taxpayer's information from Model Certificate CF:	
1	Name	
2	Address	
3	TIN	
4	Location of capture facility	
5	Placed-in-service date of carbon capture equipment. See Rev. Rul. 2021-13, 2021-30 I.R.B. 152	
6	Type of industrial facility	
7a	IRS-issued registration number for each facility where carbon oxide was captured	
7b	EPA e-GGRT ID number(s)* of each facility where carbon oxide was captured	
	ion 2—Information about the credit claimant. Complete a separate Model Certificate ELECT for each credit claimant (see uctions):	
8	Name	
9	Address	
10	TIN	
11	Do you attest that the credit claimant isn't a subcontractor? If you can't answer "Yes," you can't elect to allow the credit claimant to claim any of your credit	Yes No
12	Check which statement applies:	
	a ☐ Credit claimant disposed of qualified carbon oxide in secure geological storage and didn't use it as a tertiary injectant in a quenhanced oil or natural gas recovery project, nor utilized it in a way described in section 45Q(f)(5).	alified
	<b>b</b> Credit claimant disposed of qualified carbon oxide in secure geological storage and used it as a tertiary injectant in a qualifier enhanced oil or natural gas recovery project.	d
	c ☐ Credit claimant utilized qualified carbon oxide in a way described in section 45Q(f)(5).	
13	Location of disposal site if box 12a or 12b was checked	
14a	IRS-issued registration number for each disposal site if box 12a or 12b was checked	
14b	EPA e-GGRT ID number(s)* of each disposal site if box 12a or 12b was checked	
15	Check which statement applies:	
	<b>a</b> Qualified carbon oxide captured using carbon capture equipment originally placed in service at a facility on or after February and before 2023, disposed of in secure geological storage, and not used as a tertiary injectant in a qualified enhanced oil or gas recovery project, nor utilized in a way described in section 45Q(f)(5).	, ,
	<b>b</b> Qualified carbon oxide captured using carbon capture equipment originally placed in service at a facility on or after February and before 2023, disposed of in secure geological storage, and used as a tertiary injectant in a qualified enhanced oil or nature recovery project.	
	c ☐ Qualified carbon oxide captured using carbon capture equipment originally placed in service at a facility on or after February and before 2023, and utilized as described in section 45Q(f)(5).	9, 2018,
	<b>d</b> Qualified carbon oxide captured using carbon capture equipment originally placed in service at a facility after 2022, during the period beginning on the date the equipment was originally placed in service, disposed of in secure geological storage, and not a tertiary injectant in a qualified enhanced oil or natural gas recovery project, nor utilized as described in section 45Q(f)(5).	
	e Qualified carbon oxide captured using carbon capture equipment originally placed in service at a facility after 2022, during the period beginning on the date the equipment was originally placed in service, disposed of in secure geological storage, and usertiary injectant in a qualified enhanced oil or natural gas recovery project.	
	f Qualified carbon oxide captured using carbon capture equipment originally placed in service at a facility after 2022, during the period beginning on the date the equipment was originally placed in service, and utilized as described in section 45Q(f)(5).	ie 12-year
16	☐ If box 15a, 15b, or 15c was checked, check here if you elect to claim the credit rates for equipment placed in service prior to a enactment of the Bipartisan Budget Act of 2018.	the
	Model Certif	ficate ELECT

			Election Certification (continued)					
			Information about the credit claimant. Complete a separate Model Certificate ELECT for each credit claimant (see s): (continued)					
17	Ch	eck	the correct credit rate that applies to 2023 based on the boxes checked for lines 12, 15, and 16.					
	а		\$26.94 (\$20 plus inflation for old equipment)					
	b		\$13.47 (\$10 plus inflation for old equipment)					
	С		\$26.94 (\$134.70**) for new equipment and qualified carbon oxide disposed of in secure storage and not used in EOR					
	d 🔲 \$13.47 (\$67.35**) for new equipment and qualified carbon oxide disposed of in secure storage and used in EOR or utilized in a manner described in section 45Q(f)(5)							
	е		\$40.89 for new equipment and qualified carbon oxide disposed of in secure storage and not used in EOR					
	f		\$27.61 for new equipment and qualified carbon oxide disposed of in secure storage and used in EOR or utilized in a manner described in section 45Q(f)(5)					
	g		\$17 (\$85**) for equipment placed in service after 2022 and qualified carbon oxide disposed of in secure storage and not used in EOR					
	h		\$12 (\$60**) for equipment placed in service after 2022 and qualified carbon oxide disposed of in secure storage and used in EOR or utilized in a manner described in section 45Q(f)(5)					
	i.		\$36 (\$180**) for DAC equipment placed in service after 2022 and qualified carbon oxide disposed of in secure storage and not used in EOR					
	j		\$26 (\$130**) for DAC equipment placed in service after 2022 and qualified carbon oxide disposed of in secure storage and used in EOR or utilized in a manner described in section 45Q(f)(5)					
* If av	ailat	ole.						
** If p	reva	iling	wage and apprenticeship requirement are met.					
Part	II. E	lec	tion Information					
1	dis qua	pos alifie	2a was checked, metric tons of qualified carbon oxide captured by the Electing Taxpayer and ed of in secure geological storage by the Credit Claimant and not used as a tertiary injectant in a ed enhanced oil or natural gas recovery project, nor utilized it in a way described in section 45Q(f) etric tons should agree with the amount on Model Certificate DISP-Owner, line 12)					
2	dis qua	pos alifie	2b was checked, metric tons of qualified carbon oxide captured by the Electing Taxpayer and ed of in secure geological storage by the Credit Claimant and used as a tertiary injectant in a ed enhanced oil or natural gas recovery project (metric tons should agree with the amount on Certificate EOR-Owner, line 12)					
3	car	bon	2c was checked, metric tons of the Electing Taxpayer's qualified carbon oxide, expressed as dioxide equivalent, utilized in the Credit Claimant's facility and determined by an LCA (metric tons agree with the amount in Model Certificate UTZ, Part III, line 12)					
4	by to N	the Voc	tons of qualified carbon oxide listed on line 1, 2, or 3, allowed by electing taxpayer to be claimed credit claimant. Based upon the box checked in Part I, line 15, electing taxpayer adds this amount el Certificate CF, Part III, column (a) of lines 1e, 2e, 3e, 4e, 5e, 6e, 7e, 8e, 9e, 10e, 11e, 12e, 13e,					
5	202	23 c	redit rate from line 17 of Part I					
6			y line 4 by line 5. Carbon oxide sequestration credit allowed by electing taxpayer to be claimed by dit claimant. Credit claimant adds this amount to its Form 8933, line 19					
7			ct line 4 from amount listed on lines 1, 2, or 3. Metric tons of qualified carbon oxide not allowed by g taxpayer to be claimed by the credit claimant					
8	Mu	ltipl	y line 7 by line 5. Carbon oxide sequestration credit retained by the electing taxpayer					
			Model Certificate ELECT					
			Page 3					

Election Co	ertification (continued)
Under penalties of perjury, I attest that I am an officer of the company through 7. I further attest that the above information is true and correct	r that's the owner of carbon capture equipment described in Part I, lines 1 ct.
Signature and date signed	
Printed or typed name of person signing this report	
Title	
Company's name and EIN	
Under penalties of perjury, I attest that I am an officer of the company in Part I, lines 8 through 12. I further attest that the above information	that's the owner of the carbon oxide disposal, use, or utilization site described is true and correct.
Signature and date signed	
Printed or typed name of person signing this report	
Title	
Company's name and EIN	
	Model Certificate ELECT

#### **Model Certificate RECAPTURE**

				Recapture (	Certification				20	023	
Name(	s) shown o	n return:						Identifying nun	ıber:		
Part I. I	nformation	About the Geol	ogic Disposal	Site							
Section	Section 1—Information about the owner(s) of the geologic disposal site:										
1	Table 1 —	Information Abo	out the Owner(	s) of the Geol	ogic Disposal S	Site					
		202	23	2	022	202	21	202	20		
		Name, EIN,	Operating	Name, EIN,	Operating	Name, EIN,	Operating	Name, EIN,	Opera	-	
		and address	interest (%)	and address	interest (%)	and address	interest (%)	and address	interes	st (%)	
	Owner A										
	Owner B										
	Owner C										
	Owner D										
	All other										
	owners. Attach a										
	complete										
	table on a										
	separate										
	sheet.										
Section		nation about the									
2		he project is a ge		`	,	•					
3											
4		ne and EIN of the			•	on 1.45Q-2(h), is	the operator				
5						r any other purpos	se(s) and the				
	nature of th	ne purpose(s)									
6a		_									
6b		` '									
7											
8						of the certified pr					
9			_			y of a valid petrole		certification to thi	s Model		
	Certificate	RECAPTURE.									
10	le this EOE	project an onbar	and natural and	rocovery preid	ot?				Yes	No	
10 11–15		or future use.	ioeu naturai yas	recovery proje						Ш	
16			l carbon oxide h	as been deterr	mined pursuant to	o 40 CFR Part 98	subpart RR, att	ach a copy of the	approve	ed	
		or provide the UR				100					
17						o ISO 27916, atta endent engineer		e ISO 27916 docu	mentation	on tor	
* If availa		, oan / 1100 and	4 00py 01 1110	oor anoanon by	a quamou muop	ondon onginoer	o. goologioti				
								Model Certific	ate REC/	PTURE	

													Page 2
Par	II.	Determ	ination	of Recapt	ured Qualified	Carbon O	xide						
1				c tons of qua	alified carbon ox	kide secure	ly stored in	the geolog	c disposal s	ite or EOR p	oroject dui	ring	
2					ı oxide that, duri he reservoir du								
3	Me fror	tric tons n the co	of qua ontainm	lified carbon ent area of t	ı oxide that, duri he reservoir du	ing 2023, th ring 2023 o	ne owner, o r previous	perator, or i calendar ye	egulatory ag ars if not pre	gency deter	mined has	leaked	
4	lf lir	ne 3 is le	ess thar		sphere ch a statement			etermined th		ed carbon o	oxide won	t eventually	
5	Sul	otract lir	ne 1 fror		reater than zero								
	rec	apture e	event di	dn't occur	ection 1.45Q-5(d							tificate if a	
				-	the cause of the	-	•						
		Ū	•	·	ere made aware cate DISP-Oper								OUS THREE
Ü		endar ye		loder oer tille	Date Dioi Opei	ator or titlo	dei Oertino	ate Lort of	ciator for th	is disposal c	site for eac	or the previ	ous Triffee
		mplete -											
10					of total carbon o perator, Table 3					ears prior to	the curre	nt calendar ye	ear. This would be
11	In c	columns	(E), (F)	), (G), (H), a	nd (I), allocate t	he amount	in column	(D) to each	owner of the				ect for each year.
12	mo oxid do Che sta	re colunde on a otherwiseck here tement	nns are pro rata se. e if the a	needed, att	the amounts in	table that s flodel Certif column (D	thows the a ficate EOR were done	Illocation for Operator, T e in a manno	all owners. able 3, of ea er other than	You should ach year, unl	allocate th less there d attach a	ne amount of s is a sound en n explanatory	stored carbon gineering basis to
	Tak	ole 2 —	Inform		t Stored Carbo	on Oxide S	Subject to						
				(C) Metric					of stored ca			recapture	
				tons of		Owner	(E)	(F)	(G)	(H)	(1)	(J)	(K)
				stored carbon oxide	(D) Otamad	name and EIN						Reserved for future use	Total. Add columns (E) through (I)
		(A) Year prior	(B) Year	from Table 3 of the applicable Operator Certificate for the indicated year	(D) Stored carbon oxide subject to recapture*	Check if carbon oxide was qualified carbon oxide							
	(1)	1st	2022	, , , , ,								-	
	` '	2nd	2021			-						_	
	• /	3rd	2020			-						-	
	(4) Total. Add rows (1) through (3).												
	(5)	from co Metric oxide n recaptu	olumn (I tons of lot subje lire due lick beir	ect to to ng limited									
13	Pro	vide a c	opy of	Parts I and I	I to each owner	of the disp	osal site or	EOR projec	t during the	current and	THREE p	revious calen	dar years.
												Model Cert	ificate RECAPTURE

	Page 3
Recapto	ure Certification (continued)
	pany that's the operator of the subject geologic disposal site or the subject EOR s to prepare and submit this certificate to the IRS on their behalf. I further attest that information is true and correct.
Signature and date signed	_
Printed or typed name of person signing this report	-
Title	
Company's name and EIN	
Part III. Determination of Recaptured Qualified Carbon Oxio	de for Supplier
used to determine the amount of qualified carbon oxide sequest	R project during the current and THREE previous calendar years. Part III will be ration credit that needs to be recaptured. A separate Part III should be completed for HREE previous calendar years and a copy should be given to each supplier.
2 Address	
EACH SUPPLIER:	ring any of the THREE previous calendar years. COMPLETE A PART III FOR
4 Name	
<ul><li>5 EIN</li></ul>	ex cumplied any gualified earlier evide
<ul><li>7 Type of industrial facility at which the supplier captured its q</li></ul>	
	Certificate EOR for the previous THREE calendar years. Complete a separate Table ious THREE calendar years. If one supplier supplied qualified carbon oxide from
	Model Certificate RECAPTURE

#### Recapture Certification (continued)

					Supplier Nan	ne:				
	(A) Year prior	(B) Year	(C) Total metric tons of stored carbon oxide from Table 2	(D) Total metric tons of stored carbon oxide subject to recapture	(E) Your amount of qualified carbon oxide subject to recapture	(F) Rate of carbon oxide sequestration credit for the year (\$/MT)	(G) Metric tons of carbon oxide for which the supplier elected to allow you to claim the carbon oxide sequestration credit (MT)	(H) Amount of carbon oxide sequestration credit for which the supplier elected to allow you to claim the carbon oxide sequestration credit (\$). Multiply column (G) by column (F).	(I) Metric tons of carbon oxide for which the supplier didn't elect to allow you to claim the carbon oxide sequestration credit (MT). Subtract column (G) from column (E).	(J) Amount of carbon oxide sequestration credit for which the supplier didn't elect to allow you to claim the carbon oxide sequestration credit (\$).  Multiply column (I) by column (F).
(1)	1st	2022								
(2)	2nd	2021								
(3)	3rd	2020								
(4)	Total m	etric to	ns. Add row	s (1) through (3)						
` /	supplie	d by thi	s supplier.	equestration cre Add rows (1) thro	ough (3). Add	to your Form 89				
(6)	Total m	etric to	ns. Add row	s (1) through (3)						
(7)							e must recapture th			
ct.							wner of the subject ve provided a signe			

Under penalties of perjury, I attest that I am an officer of the company that's the owner of the subject geologic disposal site or the subject EOR project. I further attest that the above information is true and correct and that I have provided a signed copy of this completed recapture certificate to each person.

Signature and date signed Printed or typed name of person signing this report Title

Company's name and EIN

Model Certificate RECAPTURE

**Paperwork Reduction Act Notice.** We ask for the information on this form to carry out the Internal Revenue laws of the United States. You are required to give us the information. We need it to ensure that you are complying with these laws and to allow us to figure and collect the right amount of tax.

You are not required to provide the information requested on a form that is subject to the Paperwork Reduction Act unless the form displays a valid OMB control number. Books or records relating to a form or its instructions must be retained as long as their contents may become material in the administration of any Internal Revenue law. Generally, tax returns and return information are confidential, as required by section 6103.

The time needed to complete and file this form will vary depending on individual circumstances. The estimated burden for individual and business taxpayers filing this form is approved under OMB control number 1545-0074 and 1545-0123 and is included in the estimates shown in the instructions for their individual and business income tax return. The estimated burden for all other taxpayers who file this form is shown below.

Recordkeeping	11 hr., 43 min.
Learning about the law or the form.	2 hr., 9 min.
Preparing and sending the form to the IRS	3 hr., 39 min.

If you have comments concerning the accuracy of these time estimates or suggestions for making this form simpler, we would be happy to hear from you. See the instructions for the tax return with which this form is filed.