NEBRASKA
Good Life. Great Service.Application to Become a Certified Nebraska
Scholarship - Granting Organization

FORM	
NSGO-A	٨

1 Do you hold, or have you previously held, a Nebraska ID Number? YES NO, COMPLETE FORM 20 If yes, provide the number	2 FEIN Number					
Name and Location A	Name and Location Address			Name and Mailing Address		
Name Doing Business As (dba)		Name				
Legal Business Name						
Street Address		Street or C	Other Mailing Address			
City State	ZIP Code	City	State	ZIP Code		

Is the applicant a charitable organization in this state exempt from federal income taxation under section 501(c)(3) of the Internal Revenue Code?

- YES Attach both a copy of the first page of the previous year Federal Form 990, 990-EZ, or 990-N and a copy of the IRS 501(c)(3) Determination Letter. If the organization has yet to file a Federal Form 990, attach a copy of Federal Form 1023 Application for Recognition of Exemption. You must submit a 501(c) (3) Determination Letter when you receive it from the IRS.
- NO Do not complete form. Applicant does not qualify to be a Nebraska Scholarship-Granting Organization.

Scholarship-Granting Organization (SGO) Affirmations:

As authorized representative, I affirm, on behalf of the above the organization will meet all the below requirements:

- 1. Offer one or more education scholarship programs for eligible students. Provide a list of the scholarship programs that will be provided by the organization.
- 2. Provide education scholarships for eligible students without limiting education scholarship availability to only one qualified school. Provide a list of the schools the organization will be working with.
- Limit the maximum scholarship amount awarded to any student to the cost of tuition and fees at the qualified school the student attends. Provide procedure showing how the organization plans to limit the maximum scholarship amount to the cost of tuition and fees.
- 4. Limit scholarship amounts awarded to students in a manner that assures that the average of the scholarship amounts awarded per student does not exceed 75% of statewide average general fund operating expenditures per formula student for the most recently available complete data year as defined in <u>Neb. Rev. Stat. § 79-1003</u>. Provide procedures showing how the organization has a plan to limit scholarship amounts to not exceed the 75% statewide average.
- 5. Use the below priority listing by giving: Provide procedures on how the organization plans to follow the priority listing.
 - First Priority to:
 - Eligible students who received an education scholarship from a SGO during the previous school year; and
 - The sibling of a student who is receiving an education scholarship, so long as the sibling resides in the same household as such student;
 - Second Priority to:
 - Eligible students whose household income levels do not exceed 100% of the federal poverty level;
 - Eligible students whose application for the enrollment option program established in Neb. Rev. Stat. § 79-234 has been denied;
 - Eligible students who have an individualized education plan;
 - Eligible students who are experiencing bullying, harassment, hazing, assault, battery, kidnapping, robbery, sexual offenses, threat or intimidation, or fighting at school;
 - Eligible students who are in foster care; and
 - Eligible students who are in a family with a parent or guardian actively serving in a branch of the armed forces of the United States or in the National Guard, or whose parent or guardian was killed serving in the line of duty;
 - Third Priority to:
 - Eligible students whose household income levels exceed 100% of the federal poverty level but do not exceed 185% of the federal poverty level;
 - Fourth Priority to:
 - Eligible students whose household income levels exceed 185% of the federal poverty level but do not exceed 213% of the federal poverty level; and
 - Fifth Priority to:
 - Eligible students whose household income levels exceed 213% of the federal poverty level but do
 not exceed 300% of the income indicated in the income eligibility guidelines for reduced price meals
 under the National School Lunch Program in 7 C.F.R. part 210;

- 6. Be able to comply with the following requirements, and will:
 - 6a. Allocate its revenue as follows: Provide procedures showing how the organization plans to allocate its revenue to meet the following.
 - If the annual limit on tax credits is less than \$35 million, at least 90% of its revenue will be allocated for education scholarships, and no more than 10% of its revenue will be reserved or used for administrative costs.
 - If the annual limit on tax credits is \$35 million or more, at least 95% of its revenue will be allocated for education scholarships, and no more than 5% percent of its revenue will be used or reserved for administrative costs.
 - 6b. Beginning January 1, 2028: Provide procedure showing a plan on how the organization will not carry forward excess amount.
 - Carry forward no more than 25% of its net revenue from one state fiscal year to the following state fiscal year. Any amount carried forward shall be expended for annual or partial-year education scholarships in the following state fiscal year. See <u>Neb. Rev. Stat. § 77-7110</u>; and
 - Any amount of net revenue remaining on June 30 of any state fiscal year that is more than the 25% carryover limit, will be used to provide education scholarships to eligible students or transferred to one or more other SGO to provide education scholarships to eligible students by no later than the following September 30. Any amount of net revenue that is not used or transferred by the following September 30 shall be remitted to the State Treasurer for credit to the General Fund. Any organization that receives a transfer pursuant to this subdivision shall place the transferred funds into its scholarship account and shall separately disclose the transfer in its annual financial audit.
 - 6c. Audited Financial Information Report. If certified as a SGO, the organization will annually submit to the Nebraska Department of Revenue (DOR) an audited financial information report that includes the information listed below.
 - A summary description of its policies and procedures for awarding education scholarships.
 - The number of eligible students receiving education scholarships in the most recent fiscal year.
 - The total amount of contributions received for education scholarships in the most recent fiscal year.
 - The total amount of education scholarships awarded in the most recent fiscal year.

Each annual report must be certified by an independent public accountant and be filed by December 1. Provide the name and contact information for the accountant the organization plans to use.

Authorized Contact Person (please print)	Title	Email Address	Phone Number				
Under penalties of law, I declare that I have examined this application, and to the best of my knowledge and belief, it is correct and complete.							
sign here Authorized Signature	т	itle Date	Email Address	Phone Number			
For Department of Revenue Use Only							
Approved	Comments:						
Disapproved Certification Number:	Authorized Signa	ature		Date			

Person to contact regarding this application

Submit this application via the State of Nebraska's <u>secure file sharing system here</u>. Retain a copy for your records.

Instructions

Who may file. A charitable organization in this state that is exempt from federal income tax under section 501(c)(3) of the Internal Revenue Code. An applicant must obtain certification DOR before providing education scholarships to eligible students under the Opportunity Scholarships Act (Act).

What to file. The applicant must submit the following documentation with the application:

- A copy of the first page of the prior tax years' Federal Form 990, 990-EZ, or 990-N.
- A copy of the IRS 501(c)(3) Determination Letter.
- Item 1: A list must be provided stating what Scholarships the organization plans on providing.
- Item 2: Organization must provide a list of schools the organization knows they will be working with.
- Item 3: The organization must provide internal procedures showing how the organization will limit the maximum amount of scholarship amount to the cost of tuition and fees.
- Item 4: The organization must provide internal procedures showing how the organization plans to limit scholarship amounts to not exceed 75% of the statewide average.
- Item 5: The organization must provide an internal procedure showing that the organization can meet the priority listing requirement.
- Item 6a: Internal procedures showing the organization will allocate its revenue to meet Neb. Rev. Stat. § 77-7110(2).
- Item 6b: Statement stating the organization understands it cannot carry forward any access amount beginning in Jan 1, 2028 per Neb. Rev. Stat. § 77-7110(4a).
- Item 6c: The organization should provide the name, firm, and contact information for the certified accountant organization that will be used.

If the applicant has not already been issued a Nebraska ID Number, a completed Nebraska Tax Application, Form 20, must be submitted to DOR.

The annual limit for the tax credit for 2024, 2025, and 2026 is \$25 million dollars.

Affirmations. By signing the application, the organization agrees to implement and execute the listed affirmations in accordance with <u>Neb. Rev. Stat. § 77-7104</u> and <u>Neb. Rev. Stat. § 77-7110</u>. Any departure from the affirmations could result in a revocation of the organization's certification as a scholarship granting organization under the Act.

Processing Procedure. If the applicant meets the requirements of the Act, DOR will certify it as a scholarship-granting organization. DOR will send a letter to the organization certifying the organization certifying the organization as an SGO or denying its application for certification. If an email address is provided the letter will be sent by the State of Nebraska's secure file sharing system.

Email. By entering an email address, the organization acknowledges that DOR may contact the organization or contact the authorized person by email. The taxpayer accepts any risk to confidentiality associated with this method of communication. DOR will send all confidential information by secure email or the State of Nebraska's ShareFile system. If you do not wish to be contacted by email, write "Opt Out" on the line labeled "email address."

Authorized Contact Person. If you would like to designate someone other than the signer of the application to be a contact person, include their name, phone number, and email address. If the contact person is someone other than a person authorized to sign the application, a power of attorney must be signed by the authorized person and submitted with the application.

Authorized Signature. This application must be signed by the current president, vice president, treasurer, assistant treasurer, chief accounting officer, or other corporate officer (such as a tax officer) who is authorized to sign as of the date this application is filed. A receiver, trustee, or assignee must sign any application they file for a corporation or association. For a trust, an authorized trustee must sign. This application may be signed by a person authorized to sign by a <u>power of attorney</u> on file with DOR. The authorized person must indicate their official title on the line provided.