Wisconsin 2025-26 Qualified Allocation Plan
Appendix B: Nonprofit Eligibility

Nonprofit applicants must complete this form to determine eligibility as a Qualified Nonprofit in the Housing Tax Credit program. WHEDA at its sole discretion will deny eligibility of Qualified Nonprofit status for failure to submit required materials or failure to demonstrate to WHEDA's satisfaction that the applicant meets IRS Section 42 guidelines for Qualified Nonprofits.

Eligibility Criteria	**Applicant Response**	**Supporting Documents Required**
Legal designation of Nonprofit	501(c)(3)	• Articles of Incorporation • IRS Certification • List of Nonprofit board members and officers
MUST ANSWER YES TO QUALIFY:		
The Nonprofit will remain in control and remain the primary decision maker for the project through the development of the project and operation of the project through the compliance period	No	• Certification of this form
The Nonprofit will retain a right of first refusal to acquire the project at the end of the compliance period	No	• Certification of this form
The Nonprofit will materially participate in the development and operation of the project as required by the IRS*	No	Check all that apply to the Nonprofit's participation: ☐ More than 500 hours annually ☐ Constitute substantially all the participation ☐ More than 100 hours annually and this is not less than any other owner ☐ Participation in multiple projects exceeds 500 hours ☐ Participation will be regular, consistent, and substantial
One of the exempt purposes of the Nonprofit is to foster low-income housing	No	• Supporting documentation
MUST ANSWER NO TO QUALIFY:		
Is the Nonprofit affiliated with, or controlled by, a for-profit organization?	No	• Certification of this form
Is the Nonprofit related to a for-profit entity participating in the project (i.e., share officers of board of directors) (See IRC §42(h)(5)(C)(ii))	No	• Certification of this form
OTHER:		
Will the Nonprofit make financial guarantees to the limited partner which are limited in scope per IRS guidelines?	No	• Statement describing the scope of financial guarantees provided by the Nonprofit, including a statement that the guarantees conform to IRS guidelines

***For further guidance on Material Participation, Applicants should consult (a) the January 2011 IRS Guide for Completing Form 8823, Chapter 22, Category 11q, and (b) the August 2015 IRS Audit Technique Guide - IRC §42, Low-Income Housing Credit, Chapter 6, Nonprofit Set-Aside.

I certify that I am authorized to sign on behalf of the company. I certify to the best of my knowledge and believe that the Nonprofit listed conforms to each of the eligibility criteria defined above.

Nonprofit Name: ____

By: ____

Its: ____

Date: ____