




# North Carolina Department of Administration

Beverly Eaves Perdue, Governor  
Moses Carey, Jr., Secretary

State Construction Office  
Gregory A. Driver, P.E., Director

## **MEMORANDUM** 01-2010

To: Chief Executive Officers, Business Managers and Capital Projects Coordinators  
of All State Agencies, Universities and Institutions

From: Gregory A. Driver, PE 

Subject: Section 179D Federal Tax Deduction Program  
State Owned Property

Date: August 11, 2010

Session law 2010-167, Section 6, establishes the Department of Administration as the owner of all State Property as it relates to the Allocation of Federal Section 179D Tax Deduction for Energy Efficient Commercial Buildings. This Session law amends G.S. 143-341 by adding paragraph f. which requires as a duty of the Department of Administration "to provide written allocation of the deduction allowed under section 179D of the Code, as defined in G.S. 105-228.90, for designing energy efficient commercial building property that is installed on or in property owned by the State. The allocation must be made in accordance with section 179D of the Code."

As such, any designer requesting a written allocation should contact this office. The information that will need to be submitted is as follows:

1. Transmittal letter describing project, SCO project ID#, and proposed percentage allocation of deduction to each architect and/or engineer.
2. IRS Form for Allocation of Deduction completely filled in with their signature. Separate forms for each designer participating in the allocation, with the amount listed, will be needed.
3. Copy of EPA Act Compliance Certification.
4. Copy of Engineering Analysis Report performed on the building.
5. Copy of Building Code Summary from the plans showing the building square feet.
6. Copy of Design contract with all amendments.
7. Listing of all architects and engineers and their responsibility on the project.
8. A letter from each architectural and engineering firm not participating in the allocation, stating such.
9. Self addressed stamped envelope or FedEx envelope for return of the signed document.

If you have any questions regarding this memorandum, please contact Michael Hughes of this office.

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