

Department of the Treasury
Internal Revenue Service (99)

▶ See the Instructions for Form 4136.

▶ Attach this form to your income tax return.

Name (as shown on your income tax return)

Taxpayer identification number

Caution: You cannot claim any amounts on Form 4136 that you claimed on Form 8849, Form 843, or Schedule C (Form 720).

1 Nontaxable Use of Gasoline

	Type of use	Rate	Gallons	Amount of credit	CRN
a	Off-highway business use	\$	}		301
b	Use on a farm for farming purposes				
c	Other nontaxable use				

2 Nontaxable Use of Gasohol

	Type of use	Rate	Gallons	Amount of credit	CRN
a	Gasohol containing at least 10% alcohol	\$	}		312
b	Gasohol containing at least 7.7% alcohol but less than 10% alcohol				
c	Gasohol containing at least 5.7% alcohol but less than 7.7% alcohol				

**3 Nontaxable Use of Undyed Diesel Fuel (Lines 3a, b, and c)
Sales by Registered Ultimate Vendors of Undyed Diesel Fuel (Line 3d)**

Claimant certifies that the diesel fuel did not contain visible evidence of dye.

If any of the diesel fuel included in this claim **did** contain visible evidence of dye, attach a detailed explanation and check here

	Type of use	Rate	Gallons	Amount of credit	CRN
Lines 3a, b, and c: Claimant has the name and address of the person(s) who sold the diesel fuel to the claimant and the date(s) of the purchase(s), and if exported, the required proof of export.					
a	Heating oil	\$	}		303
b	Off-highway business use				
c	Other nontaxable use (excluding use on a farm for farming purposes)				
d	Claimant, a registered ultimate vendor , sold diesel fuel for use by the buyer on a farm for farming purposes, or to a state or local government for its exclusive use. Claimant obtained the required certificate from the buyer and has no reason to believe any of the information in the certificate is false.				

4 Nontaxable Use of Special Fuels

	Type of use	Rate	Gallons	Amount of credit	CRN
a	Special motor fuels (other than LPG, LNG, or fuels used in intercity or local buses)	\$	}		304
b	Liquefied petroleum gas (LPG) or liquefied natural gas (LNG)				
c	Special motor fuels used in intercity or local buses				
d	Compressed natural gas (credit rate per thousand cubic feet)				

MCF

5 Nontaxable Use of Aviation Gasoline

	Type of use	Rate	Gallons	Amount of credit	CRN
a	Used in commercial aviation (other than foreign trade)	\$	}		307
b	Other nontaxable use				

6 Nontaxable Use of Aviation Fuel (other than gasoline)

	Type of use	Rate	Gallons	Amount of credit	CRN
a	Used in commercial aviation (other than foreign trade)	\$	}		310
b	Other nontaxable use				

7 Gasohol Blenders

Claimant bought gasoline taxed at the full rate (\$.183/.184) and blended it with alcohol to make gasohol. The gasohol was used or sold for use in a trade or business. For each batch of gasohol, claimant has the required information relating to the purchase of the gasoline and alcohol used to make the gasohol and to support the amount claimed.		Rate	Gallons of gasoline	Amount of credit	CRN
Percentage of alcohol in the gasohol					
a	At least 10% alcohol	\$	}		302
b	At least 7.7% alcohol but less than 10% alcohol				
c	At least 5.7% alcohol but less than 7.7% alcohol				

8 Use of Undyed Diesel Fuel—Train and Intercity and Local Bus

Claimant certifies that the diesel fuel did not contain visible evidence of dye. If any of the diesel fuel included in this claim **did** contain visible evidence of dye, attach a detailed explanation and check here . . .

Claimant has the name and address of the person(s) who sold the diesel fuel to the claimant and the date(s) of the purchase(s).		Rate	Gallons	Amount of credit	CRN
a	Diesel-powered trains	\$	}		305
b	Intercity and local buses				

9 Total Income Tax Credit Claimed

Add lines 1 through 8. Enter here and on Form 1040, line 59 (also check box b on line 59); Form 1120, line 32g; Form 1120-A, line 28g; Form 1120S, line 23c; Form 1041, line 25g; or the proper line of other returns ▶

9	\$				
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Instructions for Form 4136

Changes To Note

1. The credit for diesel-powered highway vehicles does not apply after 1996.

2. The credit rates have been deleted from Form 4136; instead, they are shown in the **Rate Table for Fuel Tax Credits** on this page. Enter the applicable rate(s) from the table in the **Rate** column on the form.

3. The credit rates for aviation gasoline and aviation fuel (other than gasoline) increased after March 6, 1997.

4. Generally, the credit rates for fuels increased by \$.001 due to reinstatement of the Leaking Underground Storage Tank (LUST) tax after September 30, 1997.

5. The credit rate for nontaxable use of liquefied petroleum gas and liquefied natural gas (line 4b) decreased after September 30, 1997. See **Table 2**.

Purpose of Form

Use Form 4136 to claim the credit for Federal excise tax paid on fuels.

Partnerships. Partnerships cannot file this form. Instead, they must include a statement on **Schedule K-1 (Form 1065)**, Partner's Share of Income, Credits, Deductions, etc., showing the allocation of the credits to each partner specifying the number of gallons of fuel allocated to each partner and the applicable tax rates.

Recordkeeping

You must keep records to support any credits claimed on this return for at least 3 years from the date the return is due or filed, whichever is later.

Reporting Fuel Tax Credit in Income

You must include in your gross income the amount of the credit from line 9 if you took a deduction on your tax return for the taxes paid and that deduction reduced your tax liability.

Additional Information

- **Form 8849**, Claim for Refund of Excise Taxes, may be used to claim a periodic refund of excise taxes instead of waiting to claim a credit on Form 4136.
- **Pub. 378**, Fuel Tax Credits and Refunds, includes definitions and additional excise tax rules.
- **Pub. 225**, Farmer's Tax Guide, also includes information on credits for Federal tax paid on fuels.

Specific Instructions

Type of Use Table

The following table lists the nontaxable uses for which you may claim a credit for taxes paid on fuels. You must enter the item number from the table in the applicable boxes in the **Type of use** column.

Table 1

Item No.	Type of Use
1	On a farm for farming purposes
2	For business other than in a highway vehicle registered (or required to be registered) for highway use
3	Export
4	In a boat used in commercial fishing
5	(Reserved)
6	In an intercity or local bus
7	For diesel fuel and special motor fuels in a qualified local bus that <ul style="list-style-type: none"> • can seat at least 20 adults (excluding the driver) and • is under contract by a state or local government to furnish (for compensation) intracity passenger land transportation that is available to the general public and is scheduled and along regular routes
8	In a bus that transports students and school employees
9	For diesel fuel other than as a fuel in the propulsion engine of a diesel-powered highway vehicle or train
10	In foreign trade
11	In commercial aviation
12	In certain aircraft
13	For aviation fuel used other than as a fuel in a propulsion engine of an aircraft
14	For special fuels used other than as a fuel in a propulsion engine of a motor vehicle or a motorboat

Rate Table for Fuel Tax Credits

The credit rates for Form 4136 are shown in the table below.

Enter the applicable rate(s) as shown in the following table in the **Rate** column on the form.

Table 2

Line No.	Rates ¹		
	1/1/97-3/6/97	3/7/97-9/30/97	After 9/30/97
1a-c	.183	.183	.184
2a	.129	.129	.13
b	.14142	.14142	.14242
c	.15222	.15222	.15322
3a-d	.243	.243	.244
4a	.183	.183	.184
b	.183	.183	.136/.119 ³
c	.109	.109	.109/.062 ² /.045 ³
d	.4854 MCF	.4854 MCF	.4854 MCF
5a	—	.15	.15
b	.043	.193	.194
6a	—	.175	.175
b	.043	.218	.219
7a	.03967	.03967	.03956
b	.02979	.02979	.0297
c	.02158	.02158	.02152
8a	.1875	.1875	.1875
b	.169	.169	.17

¹Rates are in cents per gallon, except as noted.

²Rate for LPG.

³Rate for LNG.

Line 1

1a. Off-highway business use. You must have used the gasoline for a business use other than in a highway vehicle registered (or required to be registered) for highway use. You cannot claim a credit for personal use of gasoline.

1b. Use on a farm for farming purposes. You must have used the gasoline on a farm for farming purposes. You cannot claim a credit for personal use of gasoline.

1c. Other nontaxable use. You must have used the gasoline for uses **3, 4, 6, or 8** from **Table 1**. List the item number on line 1c. To claim a credit for aviation gasoline, use line 5.

Line 2

You must have used the gasohol for uses **1, 2, 3, 4, 6, or 8** from **Table 1**. List the item number on line 2. The credit rate per gallon is based on the percentage of alcohol in the mixture.

Line 3

3a. Heating oil. You must have used the undyed diesel fuel as heating oil.

3b. Off-highway business use of undyed diesel fuel. You must have used the diesel fuel for a business use other than in a highway vehicle registered (or required to be registered) for highway use.

3c. Other nontaxable use. You must have used the undyed diesel fuel for uses **3, 7, 8, or 9** from **Table 1**. List the item number on line 3c. To claim a credit for diesel fuel used in intercity or local buses or diesel-powered trains, use line 8.

Caution: *You cannot claim a credit on line 3c for the tax paid on diesel fuel that you used on a farm for farming purposes.*

3d. Sales by registered ultimate vendors. You must attach the following information:

- 1. Your UV registration number issued to you by the IRS.
- 2. The name and TIN of each farmer, custom harvester, or governmental unit who bought diesel fuel from you and the number of gallons that you sold to each, and
- 3. A statement that you have:
 - Not included the amount of tax in the sales price and not collected the amount of tax from the buyer; **or**
 - Repaid the amount of the tax to the ultimate purchaser of the fuel; **or**
 - Obtained the written consent from your buyer to take the credit.

Line 4

4a and b. Special fuels. If you bought taxed special motor fuels, you must have used the special motor fuels for uses **1, 2, 3, 4, 7, 8, or 14** from **Table 1**. List the item number on lines 4a and b.

4d. Compressed natural gas. If you bought compressed natural gas at a price that included the tax, you must have used the compressed natural gas for uses **1, 2, 3, 4, 8, or 14** from **Table 1**. List the item number on line 4d. The rate shown in the table is per thousand cubic feet (MCF).

Line 5

5b. Other nontaxable uses. You must have used the aviation gasoline for uses **1, 3, 10, or 12** from **Table 1**. List the item number on line 5b.

Line 6

6b. Other nontaxable uses. You must have used the aviation fuel for uses **1, 10, 12, or 13** from **Table 1**. List the item number on line 6b.

Line 7

If you bought gasoline taxed at the full rate, have not claimed a refund, and used that gasoline to make gasohol, you may take a credit for each gallon of gasoline used to make gasohol. The credit rate per gallon is based on the percentage of alcohol in the mixture.

Line 8

You must have used the undyed diesel fuel for train or intercity or local bus use. For bus uses that qualify for a full refund of the tax, use line 3c.

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 tax return information are confidential, as required by Code section 6103.

The time needed to complete and file this form will vary depending on individual circumstances. The estimated average time is:

- Recordkeeping** 17 hr., 12 min.
- Learning about the law or the form** 6 min.
- Preparing and sending the form to the IRS** 23 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. You can write to the Internal Revenue Service at the address listed in the instructions of the tax return with which this form is filed.

