

Qualified Adoption Expenses

Department of the Treasury
Internal Revenue Service (99)

- ▶ Attach to Form 1040 or 1040NR.
- ▶ Attach all required documents.
- ▶ See separate instructions.

Attachment
Sequence No. **38**

Name(s) shown on return

Your social security number

Part I Information About Your Eligible Child or Children—You must complete this part. See instructions for details, including what to do if you need more space.

1	(a) Child's name First Last		(b) Child's year of birth	Check if child was—			(f) Child's identifying number	(g) Check if adoption became final in 2011 or earlier
				(c) born before 1994 and disabled	(d) a child with special needs	(e) a foreign child		
Child 1				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>
Child 2				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>
Child 3				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>

Caution. If the child was a foreign child, see **Special rules** in the instructions for line 1, column (e) before you complete Part II or Part III. If you received **employer-provided adoption benefits**, complete Part III on the back next.

Part II Adoption Credit

	Child 1	Child 2	Child 3	
2 Maximum adoption credit per child				2
3 Did you file Form 8839 for a prior year for the same child? <input type="checkbox"/> No. Enter -0-. <input type="checkbox"/> Yes. See instructions for the amount to enter. } 4 Subtract line 3 from line 2				3
5 Qualified adoption expenses (see instructions)				5
Caution. Your qualified adoption expenses may not be equal to the adoption expenses you paid in 2011.				
6 Enter the smaller of line 4 or line 5				6
7 Enter modified adjusted gross income (see instructions)				7
8 Is line 7 more than \$185,210? <input type="checkbox"/> No. Skip lines 8 and 9, and enter -0- on line 10. <input type="checkbox"/> Yes. Subtract \$185,210 from line 7				8
9 Divide line 8 by \$40,000. Enter the result as a decimal (rounded to at least three places). Do not enter more than 1.000				9 × .
10 Multiply each amount on line 6 by line 9				10
11 Subtract line 10 from line 6				11
12 Add the amounts on line 11. This is your Adoption Credit. Include this amount on Form 1040, line 71, or Form 1040NR, line 67. Check box b on that line and attach all required documentation				12

For Paperwork Reduction Act Notice, see your tax return instructions.

Part III Employer-Provided Adoption Benefits

Caution: Before completing Part III, ensure that your employer has a written qualified adoption assistance program.

	Child 1	Child 2	Child 3	
13 Maximum exclusion per child	13			
14 Did you receive employer-provided adoption benefits for a prior year for the same child? <input type="checkbox"/> No. Enter -0-. <input type="checkbox"/> Yes. See instructions for the amount to enter.	14			
15 Subtract line 14 from line 13	15			
16 Employer-provided adoption benefits you received in 2011. This amount should be shown in box 12 of your 2011 Form(s) W-2 with code T	16			
17 Add the amounts on line 16				17
18 Enter the smaller of line 15 or line 16. But if the child was a child with special needs and the adoption became final in 2011, enter the amount from line 15	18			
19 Enter modified adjusted gross income (from the worksheet in the instructions)	19			
20 Is line 19 more than \$185,210? <input type="checkbox"/> No. Skip lines 20 and 21, and enter -0- on line 22. <input type="checkbox"/> Yes. Subtract \$185,210 from line 19	20			
21 Divide line 20 by \$40,000. Enter the result as a decimal (rounded to at least three places). Do not enter more than 1.000			21	x .
22 Multiply each amount on line 18 by line 21	22			
23 Excluded benefits. Subtract line 22 from line 18	23			
24 Add the amounts on line 23				24
25 Taxable benefits. Is line 24 more than line 17? <input type="checkbox"/> No. Subtract line 24 from line 17. Also, include this amount, if more than zero, on line 7 of Form 1040 or line 8 of Form 1040NR. On the dotted line next to line 7 of Form 1040 or line 8 of Form 1040NR, enter "AB." <input type="checkbox"/> Yes. Subtract line 17 from line 24. Enter the result as a negative number. Reduce the total you would enter on line 7 of Form 1040 or line 8 of Form 1040NR by the amount on Form 8839, line 25. Enter the result on line 7 of Form 1040 or line 8 of Form 1040NR. Enter "SNE" on the dotted line next to the entry line.				25

You may be able to claim the adoption credit in Part II on the front of this form if any of the following apply.



- You paid adoption expenses in 2010, those expenses were not fully reimbursed by your employer or otherwise, and the adoption was not final by the end of 2010.
- The total adoption expenses you paid in 2011 were not fully reimbursed by your employer or otherwise, and the adoption became final in 2011 or earlier.
- You adopted a child with special needs and the adoption became final in 2011.