

From: [REDACTED] <[REDACTED]@irs.gov>
Sent: Friday, March 21, 2025 9:17 AM
To: Gonzalez, Patricio (Finance)
Subject: RE: [EXT] FW: Request for briefing on promoters selling tax credits allegedly issued to tribes

Hi Patricio

This is what our team has to say about this topic.

We can confirm that these tax credits do not exist. Taxpayers who claim credits that don't exist are subject to penalties and possible examination. Furthermore, promoters of these credits may be subject to civil or criminal penalties. The IRS reminds all taxpayers to be aware of tax scams and encourages taxpayers consult with a reputable tax advisor.

[REDACTED]

From: Gonzalez, Patricio (Finance) <Patricio_Gonzalez@finance.senate.gov>
Sent: Monday, March 17, 2025 5:11 PM
To: [REDACTED] <[REDACTED]@irs.gov>
Cc: [REDACTED] <[REDACTED]@irs.gov>
Subject: [EXT] FW: Request for briefing on promoters selling tax credits allegedly issued to tribes

Hi [REDACTED] – Reupping this request. Would like for a briefing or additional information clarifying this topic by sometime next week.

Thank you!

-Patricio

From: Gonzalez, Patricio (Finance)
Sent: Tuesday, January 28, 2025 5:54 PM
To: [REDACTED] <[REDACTED]@irs.gov>
Subject: Request for briefing on promoters selling tax credits allegedly issued to tribes

Hi [REDACTED],

I hope this message finds you well. I'm reaching out to request some technical assistance or guidance from the IRS to better understand the legal mechanisms related to some of the issues identified in the attached Bloomberg story (link also here: <https://news.bloombergtax.com/daily-tax-report/rich-people-pay-millions-for-tribal-credits-treasury-debunks>).

According to the story, several promoters are selling taxpayers tax credits allegedly granted to federally recognized tribes in order to reduce their tax liability. These have been referred to as "sovereign tribal tax credits" or "native American tribal trust tax credits." We've been looking into this, and it is unclear what legal mechanism in the Internal Revenue Code or other federal law, including the Indian self-determination and education assistance act of 1975, allow promoters to buy or sell these tax credits. It appears that the Treasury department has denied these credits even exist.

For example, one promoter of these tax credits claimed in an [SEC filing](#) that it has received “an additional \$5,000,000,000 of United States federal income tax credits issued to a Native American tribe”, without identifying the tribe or providing any additional detail. In other [documents](#), there has been reference to over \$64 billion in refundable, one-time transferable income tax credits that Native Americans have gotten access to from Indian Trust Assets managed by the Department of Interior.

Can we set up a briefing with relevant IRS personnel for an overview of what these tax credits are and any federal laws that allow promoters to buy/sell these credits or convert them to cash? We'd like to do this as soon as possible, ideally next week. Thanks for your help and don't hesitate to reach out with any questions.

-Patricio