

STATE OF NORTH CAROLINA

COUNTY OF _____

YEAR 2009

APPLICATION FOR PROPERTY TAX RELIEF

CIRCUIT BREAKER TAX DEFERMENT PROGRAM (G.S. 105-277.1B)

Property ID Number: _____

Name of Applicant: _____ D.o.B: _____ M _____ D _____ Y
Last First MI

D.o.D. _____ M _____ D _____ Y

Name of Spouse: _____ D.o.B: _____ M _____ D _____ Y
Last First MI

D.o.D. _____ M _____ D _____ Y

Residence Address: _____

Telephone Number: (H) _____ (W) _____ (C) _____

E-mail Address: _____ (optional)

Circle One:

Yes No Is this property your permanent legal residence?

Yes No Does your spouse (if applicable) live with you in the residence? If you answer **No**, provide your spouse's address: _____

Yes No Are you or your spouse currently residing in a health care facility? If you answer **Yes**, circle one (applicant / spouse) and indicate current length of stay: _____

Yes No Do you and your spouse (if applicable) own 100% interest in the property? If you answer **No**, list all owners and their ownership percentage:

Owner _____ % Owner _____ %

Owner _____ % Owner _____ %

Note: Separate applications are required for each owner that is claiming property tax relief. If a husband and wife own the property as tenants by the entirety, only one application is required. If a husband and wife own the property as tenants in common, then a separate application is required for each spouse.

Part 2. Circuit Breaker Property Tax Deferment

Short Description: Under this program, taxes for each year are limited to a percentage of the qualifying owner's income. A qualifying owner must either be at least 65 years of age or be totally and permanently disabled. For an owner whose income amount for the previous year does not exceed the income eligibility limit for the current year, which for the 2009 tax year is **\$25,600**, the owner's taxes will be limited to four percent (4%) of the owner's income. For an owner whose income exceeds the income eligibility limit (**\$25,600**) but does not exceed 150% of the income eligibility limit, which for the 2009 tax year is **\$38,400**, the owner's taxes will be limited to five percent (5%) of the owner's income.

However, the taxes over the limitation amount are deferred and remain a lien on the property. The last three years of deferred taxes prior to a disqualifying event will become due and payable, with interest, on the date of the disqualifying event. Interest accrues on the deferred taxes as if they had been payable on the dates on which they would have originally become due. Disqualifying events are death of the owner, transfer of the property, and failure to use the property as the owner's permanent residence. Exceptions and special provisions apply. See G.S. 105-277.1B for the full text of the statute.

YOU MUST FILE A NEW APPLICATION FOR THIS PROGRAM EVERY YEAR!

Multiple Owners: Each owner (other than husband and wife as tenants by the entirety) must file a separate application. **All owners must qualify and elect to defer taxes under this program or no benefit is allowed under this program.** The Circuit Breaker Property Tax Deferment cannot be combined with either the Elderly or Disabled Exclusion or the Disabled Veteran Exclusion.

Check One:

Yes	No	As of January 1, were you at least 65 years of age? If you answer <u>Yes</u> , you do not have to file <u>Form AV-9A Certification of Disability</u> .
Yes	No	As of January 1, were you totally and permanently disabled and less than 65 years of age? If you answer <u>Yes</u> , you must file <u>Form AV-9A Certification of Disability</u> .
Yes	No	Have you owned and occupied your permanent residence for at least the last five full years prior to January 1 of this year?
Yes	No	Do all owners of this property qualify for this program and elect to defer taxes under this program? If you answer <u>No</u> , the property cannot receive benefit under this program.

Requirements:

1. File Form AV-9A Certification of Disability if you are not at least 65 years of age.
2. Complete Part 3. Income Information.
3. Complete Part 4. Affirmation and Signature.

Office Use Only: AV-9A Required: Y / N Approved: Y - 4% / Y - 5% / N Date: _____ By: _____
AV-9A Received: Y / N Date: _____ Comments: _____

Part 3. Income Information (continued from previous page)

2. Provide the income information requested below for the previous calendar year. Provide the total amount for both spouses. **If you do not file a Federal Income Tax Return, you must attach documentation of the income that you report below (W-2, SSA-1099, 1099-R, 1099-INT, 1099-DIV, financial institution statements, etc.).**

- a. Wages, Salaries, Tips, etc..... \$ _____
- b. Interest (Taxable and Tax Exempt)..... \$ _____
- c. Dividends..... \$ _____
- d. Capital Gains..... \$ _____
- e. IRA Distributions..... \$ _____
- f. Pensions and Annuities..... \$ _____
- g. Disability Payments (not included in Pensions and Annuities)..... \$ _____
- h. Social Security Benefits (Taxable and Tax Exempt)..... \$ _____
- i. All other moneys received (examples: alimony, rents, gifts, income from Sched. C, E, F)... \$ _____
- Total**..... \$ _____

Comments: _____

INFORMATION IS SUBJECT TO VERIFICATION WITH THE NORTH CAROLINA DEPARTMENT OF REVENUE.

Office Use Only: FITR Required: Y / N FITR Received: Y / N Date: _____
Income: \$ _____ < IEL / 1.5 IEL / > 1.5 IEL Date: _____ By: _____
Comments: _____

Part 4. Affirmation and Signature

AFFIRMATION OF APPLICANT – Under penalties prescribed by law, I hereby affirm that, to the best of my knowledge and belief, all information furnished by me in connection with this application is true and complete. **Furthermore, I understand that if I participate in the Circuit Breaker Property Tax Deferral Program, liens for the deferred taxes will exist on my property. The last three years of deferred taxes prior to a disqualifying event will become due and payable, with interest, on the date of the disqualifying event.**

Applicant's Name (please print)

Applicant's Signature

Date

Spouse's Name (please print)

Spouse's Signature

Date

Application must be received by June 1st to be timely filed.

This application must be filed with the County Tax Assessor. **Do not send this application to the North Carolina Department of Revenue.** (County Tax Assessor addresses and phone numbers can be found online at: www.dornc.com/downloads/CountyList.pdf)
