

Every Claimant For a Tax Deduction Must
Complete and File This Statement Annually With
The Local Tax Collector on or Before March 1st of The Post-Tax Year
Except as Hereinafter Provided—(See Statutory Excerpt)
N.J.S.A. 54:4-8.44a on Reverse Side)

**ANNUAL POST-TAX YEAR STATEMENT
SUPPLEMENTAL TO APPLICATION CLAIM FOR PROPERTY TAX
DEDUCTION BY**

- A. PERSONS OF THE AGE OF 65 YEARS OR OVER,
B. LESS THAN 65 YEARS OF AGE WHO IS A PERSON PERMANENTLY AND
TOTALLY DISABLED,
C. CERTAIN SURVIVING SPOUSES.

On dwelling located in the Municipality of _____ County of _____,
known as _____ and further
(Street Address or Unit Number)
described as Block _____ Lot _____ Qualifier _____

(Name and Address of Cooperative or Mutual Housing Corporation, If Applicable)

Confirmation of Income For Tax Year in Which Deduction Was Granted

1. I, _____ hereby declare that the total applicable income received by
me plus the total applicable income received by my spouse, from all sources during the applicable
income period, namely, the calendar year _____ the tax year in which a deduction was granted with
respect to the property described herein,
DID DID NOT exceed \$10,000. (See reverse side for definition of income).

Anticipated Income For Current Tax Year

2. I also hereby declare that I reasonably anticipate that the total applicable income to be received by
me plus the total applicable income to be received by my spouse, from all sources during the calendary
year _____
WILL WILL NOT exceed the statutory limitations as noted in paragraph 1 above.

Affirmation of Eligibility

3. I hereby affirm that the statements made by me in the application Form PTD (November, **1990**) **heretofore** filed in the office of the assessor or collector (other than those statements relating to income), including the statements made with respect to my New Jersey domicile, principal **place of residence** and ownership of the above dwelling house upon which a deduction is claimed, are true and accurate as of October 1 of the year preceding the tax year indicated in paragraph 2 above, except **as** follows:

(If there was change, specify the nature of the change; if not, state "NONE").

4. As a surviving spouse, I hereby also affirm I have not remarried.
5. As a person who made claim to be totally and permanently disabled, I also hereby affirm that my status as such remains unchanged.

I hereby certify that the foregoing declarations are true to the best of my knowledge and belief and I, fully understand that such declarations will be considered as if made under oath, and, as to a false declaration, shall be subject to the penalties provided by law for perjury.

Date: _____

Signature of Claimant

NOTE: Failure to file this statement with the collector or failure to submit any additional proof of income which may be required by the collector, or a determination that claimant's income during the tax year exceeded the statutory limit, will result in disallowance of the deduction previously granted from the **taxes** with respect to the applicable tax year or may jeopardize the continuation of **the tax** deduction for the current tax year. Claimants who fail to comply herewith or whose income exceeds the statutory limit during the applicable tax year will be required to repay the amount of deduction, previously granted, on or before June 1 of the post-tax year and if unpaid, the said amount shall constitute a lien on the property and in addition become a personal debt of the delinquent claimant or, where an extension of time for filing has been granted no later than 30 calendar days after the expiration of said extension, after which time if unpaid, said taxes shall be delinquent, constitute a lien on the property, and, in addition, the amount of said taxes shall be a personal debt of said person. (N.J.S.A. 54:4-8.44a)

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EXPLANATORY STATEMENT-EXAMPLE

ANNUAL POST-TAX YEAR STATEMENT-On or before March 1 of the year immediately following the tax year, claimant shall establish, by filing a Post-Tax Year Statement Form (PD5, November, 1900), his income for the tax year, his anticipated income for the ensuing tax year, and his compliance with all other prerequisites for eligibility for the tax deduction for such ensuing tax year. For example, the Post-Tax Year Statement, to be filed on or before March 1, 1991, should support the claim for deduction for the tax year 1990 by indicating claimant's income for 1990. It should also support his claim for deduction for the tax year 1991 by indicating his anticipated income to be received in 1991. In addition, all other prerequisites for eligibility for the deduction for 1990 should be asserted. In any case where an extension of time for filing a Post-Tax Year Statement has been granted by the collector, the required statement shall be filed on or before May 1 of the post-tax year and must provide the same information as noted in the foregoing example.

DEFINITION OF "INCOME"

1. "Income" means all income received by claimant and spouse, from whatever source derived; including, but not limited to, salaries, wages, bonuses, commissions, tips, and other compensations before payroll deductions, all dividends, interest, realized capital gains, except for a capital gain resulting from the sale or exchange of real property owned and used by the taxpayer as his principal residence; and on which he received a deduction allowed by this act, royalties, income from rents, business income and, in their entirety, pension, annuity and retirement benefits, exclusive of benefits under any one of the following: (1) the Federal Social Security Act and all amendments and supplements thereto; (2) any other program of the Federal Government or pursuant to any other Federal Law which provides benefits in whole or in part in lieu of benefits referred to in, or for persons excluded from coverage under, (1) hereof including but not limited to the Federal Railroad Retirement Act and Federal pension, disability and retirement programs; or (3) pension, disability or retirement programs of any state or its political subdivisions, or agencies thereof, for persons not covered under (1) hereof. Provided, however, that the total amount of benefits to be allowed exclusion by any owner under (2) or (3) hereof shall not be in excess of the maximum amount of benefits payable to, and allowable for exclusion by, an owner in similar circumstances under (1) hereof.

Dividends, interest, realized capital gains, pensions, annuities and retirement benefits not otherwise excluded herein must be included in full without deductions even though they may be wholly or partially exempt for Federal income tax purposes.

2. "Business Income" means gross income derived from a business, trade, profession or from the rental of property after deductions therefrom of the ordinary and necessary expenses attributable to the business, trade, profession or from the rental of property which are allowed under the Federal Internal Revenue Code and regulations issued thereunder.

3. "Federal Internal Revenue Code Income Definition When Applicable" except as herein otherwise, indicated, the definition of income under the Federal Internal Revenue Code and the regulations issued pursuant thereto, shall constitute the basis for computing claimant's income for the purpose of determining whether a claimant meets the applicable income limitation.

STATUTORY EXCERPT

N.J.S.A. 54:4-8.44a provides, as follows:

Every person who is allowed a deduction shall, except-as hereinafter provided, be required to file with the collector of the taxing district on or before March 1 of the post tax year a statement under oath of his income for the tax year and his anticipated income for the ensuing tax year 'as well as any other information deemed necessary to establish his right to a tax deduction for such ensuing tax year. The collector may grant a reasonable extension of time for filing the statement required by this section,, which extension shall terminate no later than May 1 of the post-tax year, in any event where it shall appear to the satisfaction of the collector, verified by a physician's certificate, that the failure to file by March 1 was due to illness or a medical problem which prevented timely filing of the statement. In any case where such an extension is granted by the collector, the required statement shall be filed on or before May 1 of the post-tax year.

*Such statement . . . shall be mailed by the collector on or before February 1 of the post-tax year to each person within the taxing district who was allowed a deduction in the preceding year.

***Each collector may require the submission of such proof as he shall deem necessary to verify any such statement. Upon the failure of any such person to file the statement within time herein provided or to submit such proof as the collector deems necessary to verify a statement that has been filed, or it is determined that the income of any such person exceeded the applicable income limitation for said tax year, his tax deduction for said tax year shall be disallowed. A notice of disallowance, on a form prescribed by the Director, shall be mailed to that person by the collector on or before April 1 of the post-tax year or, where an extension of time for filing has been granted, no later than June 1 and his taxes to the extent represented by the amount of said deduction shall be payable on or before June 1 of the post-tax year or where an extension of time for filing has been granted no later than 30 calendar days-after notice of disallowance was mailed, after which date if unpaid, said taxes shall be delinquent, constitute a lien on the property, and, in addition, the amount of said taxes shall be a personal debt of such persons.

The amount of any lien and tax liability shall be prorated by the tax collector upon the transfer of title based on the number of days during the tax year that entitlement to the tax deduction is established. The lien shall be considered satisfied by the tax collector upon payment of the prorated amount for that portion of the tax year for which entitlement to the tax deduction is not established.***