

Tanya R. Giddings
Assessor

501 Tijeras Ave NW
Albuquerque, NM 87102-3174
Phone: (505) 222-3700
Fax: (505) 222-3770
E-mail: assessor@bernco.gov



Bobby Espinosa
Deputy Assessor
Chief Information Officer

Michelle L. Aguilar
Deputy Assessor
Chief Administration Officer

BERNALILLO COUNTY ASSESSOR

Detailed Instructions – Bernalillo County 2021 Value Freeze

To qualify for the Value Freeze Program, the property owner must have had a Modified Gross Income in 2020 of \$35,400 or less, and be either: 65 years-of-age or over; or disabled. If you believe you qualify for the Value Freeze Program, please complete the Application and attach the following documents.

Applicants who are 65 years-of-age or older and had a modified gross income of \$35,400 or less in 2020 must attach copies of the following no later than 30 days of the mailing of the Notice of Value:

- 1) NM ID or a NM Driver License that shows date of birth,
- 2) 2020 Social Security Benefit Statement (SSA-1099 form),
- 3) 2020 Supplemental Security Income Letter (SSI Letter),
- 4) 2020 Veteran Benefit Letter from the Department of Veterans Affairs,
- 5) 2020 IRS 1099 form for each item under Part II of the Value Freeze Application,
- 6) 2020 NM State Income Tax Return (PIT-RC Form – NM Rebate and Credit Schedule),
- 7) 2020 Federal 1040 U.S. Individual Tax Return

Applicants who are declared Disabled and had a modified gross income of \$35,400 or less in 2020 must attach copies of the following no later than 30 days of the mailing of the Notice of Value:

- 1)
 - i. **Social Security disability:** Date of entitlement letter stating the month/year when first declared disabled under the Social Security Act.
 - ii. **Workers' Compensation disability:** Award Letter with the date when disability was declared under Worker Compensation Act.
- 2) 2020 Social Security Benefit Statement (SSA-1099 Form),
- 3) 2020 Supplemental Security Income Letter (SSI Letter),
- 4) 2020 Veteran Benefit Letter from the Department of Veterans Affairs,
- 5) 2020 IRS 1099 form for each item under Part II of the Value Freeze Application,
- 6) 2020 NM State Income Tax Return (PIT-RC Form – NM Rebate and Credit Schedule),
- 7) 2020 Federal 1040 U.S. Individual Tax Return

Pursuant to 7-36-21.3, NMSA, "The limitation on increase in value is for single-family dwellings occupied by low-income owners 65 years-of-age or older, or Disabled":

NM Income Tax Act (Section 7-2-2 L) "modified gross income," means all income of the taxpayer, and if any, the taxpayer's spouse and dependents, undiminished by losses and from whatever source derived."

- All income should be submitted with the application for the applicant, spouse, and dependents.
- Manufactured home (MH) owners are not eligible unless the MH is on permanent foundation and valued as real property on the Assessor's property tax roll.
- The Value Freeze is on the property valuation, **NOT ON THE TAXES**. Taxes are based on the Tax Rate for the tax year.

If you have questions or need further information, please call and ask for the **Value Freeze Department at 222-3700**.

STATE OF NEW MEXICO – 2021 TAX YEAR

ELIGIBILITY REQUIREMENTS:

GENERAL - This application is for the current tax year only and is based on the previous year's income. An owner who has claimed and been allowed the limitation of value for the three previous consecutive tax years need not claim the limitation for subsequent tax years if there is no change in eligibility.

- (1) **AGE:** The applicant must be age 65 years or older, or disabled during the year in which the application is made.

The applicant should be prepared to provide evidence that he/she fulfills the age requirement by presenting a photo ID showing his/her date of birth.

- (2) **OCCUPANCY:** Applicant must be the owner and occupant of the property for which the application is being submitted. The property listed on this application is eligible only if it is the primary residence of the applicant and does not apply to other properties owned by the applicant.

- (a) The applicant must be able to provide certified copies of relevant documents.
(b) The property must be the primary residence of the applicant.

- (3) **DISABLED:** Means a person who has been determined to be blind or permanently disabled with medical improvements not expected pursuant to 42 USCA 421 for purposes of federal Social Security Act [42 USC § 301 et seq.] or, is determined to have a permanent total disability pursuant to the Workers' Compensation Act [Chapter 52, Article 1 NMSA 1978].

Part I

IDENTIFICATION OF REAL PROPERTY: One of the following should be provided to the assessor to identify the property for which the application is submitted.

- (a) Physical address of the property
(b) Legal description
(c) Uniform Property Code (UPC)
(d) Other property tax identification numbers or codes

Part II

INCOME: The previous year's "**modified gross income**" must be \$35,400 per year or less (below). New Mexico Income Tax Act (Section 7-2-2, L.) states "**modified gross income**" means all income, undiminished by losses from whatever source derived. This applies to the total combined income of the taxpayer and his/her spouse and dependents.

The applicant shall submit copies of state and federal income tax forms for the year prior to application or any other documents that will provide evidence to the Assessor that the applicant fulfills the income requirements. Amended tax returns should be reported to the Assessor within 30 days of the reporting to the IRS or New Mexico Taxation & Revenue Department. **Amended returns may affect your eligibility.**

Part III

CERTIFICATION BY PROPERTY OWNER: Must be signed by Applicant.

ASSESSOR'S OFFICE USE – VALUATION LIMITATION

7-36-21.3. Limitation on increase in value for single-family dwellings occupied by low-income owners who are sixty-five years of age or older or disabled; requirements; penalties.

A. The valuation for property taxation purposes of a single-family dwelling owned and occupied by a person who is sixty-five years of age or older or disabled and whose modified gross income for the prior taxable year did not exceed the greater of thirty-five thousand dollars (\$35,000) or the amount calculated pursuant to Subsection F of this section shall not be greater than the assessed valuation of the property for property taxation purposes:

- (1) for a person sixty-five years of age or older in the tax year in which the owner qualifies and files an application; or
(2) for a person who is disabled in the tax year in which the owner qualified and files an application for the limitation provided by the section.

****If NOT Qualified:** Upon determination that the applicant does not qualify, the Assessor will immediately notify the applicant in written form.

STATE OF NEW MEXICO – 2021 TAX YEAR

Application Form
Revised 12/01/20

**APPLICATION
LIMITATION ON INCREASE IN VALUE FOR
SINGLE-FAMILY DWELLINGS OCCUPIED BY
LOW-INCOME OWNERS:
65-YEARS-OF-AGE OR OLDER;
OR DISABLED**

Pursuant to 7-36-21.3
NMSA 2000
as Amended in 2020

PLEASE READ INSTRUCTIONS CAREFULLY

County Name BERNALILLO COUNTY	County Assessor's Phone Number (505) 222-3700	Tax Year 2021
---	---	-------------------------

Applicant's First Name	Middle Initial	Last Name
------------------------	----------------	-----------

Present Mailing Address (Number & Street, PO Box or Rural Route)

City, State, Zip Code	Phone Number ()
-----------------------	-----------------------

Driver's License or Personal ID Certificate (Number & State)	Date of Birth
--	---------------

Part I

Uniform Property Code (UPC #): _____

Physical Address: _____

Legal Description of Property: _____

- A. Is the property the applicant's primary residence? YES NO
- B. Is the property occupied by the applicant and is he or she the current owner? YES NO
- C. Will the applicant be age 65 or over during the current tax year? YES NO
- D. Is the applicant disabled? YES NO

Continued on Next Page

FOR ASSESSOR'S OFFICE USE ONLY

VALUATION LIMITATION (To be completed by the County Assessor) Does Not Qualify
 Qualifies
 The records of **BERNALILLO** County indicate the property value is \$ _____ as of Tax Year _____ Notice of Value.

Valuation Limitation Determined by: _____ Date: _____

UPC Ownership matches App: Y N HOFX: Y N VETX: Y N
 VETW: Y N LUC: _____

Attached documents: ID Income SS WC POD Year of Last App: _____

Part II

Enter "Modified Gross Income", all income received by the applicant, applicant's spouse and dependents.

Please see section 7-2-2(L) of the Income Tax Act.

(Round to the nearest whole dollar)		
Gross Annual Income		
1.	Compensation	.00
2.	Net profit derived from business	.00
3.	Gains derived from dealings in property	.00
4.	Interest	.00
5.	Net Rents	.00
6.	Royalties	.00
7.	Dividends	.00
8.	Alimony and separate maintenance payments	.00
9.	Annuities	.00
10.	Income from life insurance and endowment contracts	.00
11.	Pensions	.00
12.	Discharge of Indebtedness	.00
13.	Distributive share of partnership	.00
14.	Income in respect of a decedent	.00
15.	Income from an interest in an estate or trust	.00
16.	Social Security benefits	.00
17.	Unemployment compensation	.00
18.	Workers' Compensation benefits	.00
19.	Public assistance and welfare benefits	.00
20.	Cost-of-living allowances	.00
21.	Gifts	.00
Total Modified Gross Income (Add lines 1 thru 21)		.00

Part III**CERTIFICATION BY PROPERTY OWNER – (To be signed by Applicant)**

I certify that I am the legal owner of this property, I am living on this property and the income, age or disability statements made are true and accurate. I understand that false statements made intentionally on this application may be penalized as provided for in 7-38-92 and 7-38-93 of the Property Tax Code.

Amended income tax returns shall be reported within 30 days of filing.

Applicant Signature: _____ Date: _____