

# 2023 GUIDELINES FOR PETITIONER(S) REQUESTING POVERTY EXEMPTIONS



12/06/2022 Shared (M) BOR 2023 Guidelines for Petitioner

**Poverty Exemption Information:** MCL 211.7u (1) The principal residence of a person who, in the judgment of the supervisor and board of review, by reason of poverty, is unable to contribute toward the public charges is eligible for exemption in whole or in part from the collection of taxes under Public Act 390 of 1994 (MCL 211.7u).

- The annual filing of the application and all requested documentation, must be given to the local Assessor after January 1 but before the day prior to the last day of the board of review.
- For the tax year **2023** the application and all required documents must be received no later than:

<b>March 13 and/or March 14, 2023</b>	For action by the March Board of Review or
<b>July 18, 2023</b>	For action by the July Board of Review or
<b>December 12, 2023</b>	For action by the December Board of Review

- To be eligible for the Poverty Exemption, a person (not a corporation) shall do all of the following on an annual basis:
  1. The petitioner must own and occupy as a principal residence the property for which an exemption is requested or valid Qualified Agricultural Exemption.
  2. File Treasury Form 5737, also know as Application for MCL 211.7u Poverty Exemption [https://www.michigan.gov/documents/treasury/5737\\_01-21\\_713515\\_7.pdf](https://www.michigan.gov/documents/treasury/5737_01-21_713515_7.pdf) \* This form and the Guidelines for Petitioner(s) Requesting Poverty Exemptions is located on the township website: <https://roscommontownship.com/>
  3. Provide the current or prior year’s federal and state income tax returns for you and **all** persons residing in the household, including any property tax credit returns, filed in the immediately preceding year or in the current year. If a person was not required to file a federal or state income tax return in the tax year in which the exemption under this section is claimed or in the immediately preceding tax year, Treasury Form 4988 ([https://www.michigan.gov/documents/treasury/4988\\_388856\\_7.pdf](https://www.michigan.gov/documents/treasury/4988_388856_7.pdf) ) may be accepted in place of the federal or state income tax return. **Note: The owner would qualify to file the state’s Homestead Property Tax Credit and possible other credits.**

4. Petitioner's **total household gross income** cannot exceed the federal poverty guidelines published in the prior calendar year in the Federal Register by the United States Department of Health and Human Services under its authority to revise the poverty line under 42 USC 9902.

<b>Size of Family/Household</b>	<b>Annual Household Income</b>	<b>Monthly Household Income</b>
A household of – <b>1</b> - shall make no more than	\$13,590	\$1,132.50
A household of – <b>2</b> - shall make no more than	\$18,310	\$1,525.83
A household of – <b>3</b> - shall make no more than	\$23,030	\$1,919.17
A household of – <b>4</b> - shall make no more than	\$27,750	\$2,312.50
A household of – <b>5</b> - shall make no more than	\$32,470	\$2,705.83
A household of – <b>6</b> - shall make no more than	\$37,190	\$3,099.17
A household of – <b>7</b> - shall make no more than	\$41,910	\$3,492.50
A household of – <b>8</b> - shall make no more than	\$46,630	\$3,885.83
For each additional person add	\$4,720	\$ 393.33

5. Cash assets for the total household may not exceed an amount equal to one month's gross household income (see above table).

Cash assets include but not limited to:

- a. Bank accounts and stocks
  - b. Money received from sale of farm items, property, such as stocks, bonds, a house or car (unless a person is in the specific business of selling such property)
  - c. Withdrawals of bank deposits and borrowed money
  - d. Gifts, loans, lump-sum inheritances and one-time insurance payments
- Must provide the **TWO** most recent statements for every bank, retirement, annuity, cash value life insurance, brokerage, credit card statements or other financial asset accounts held by you or any person residing in your household.
6. Petitioner's non-cash assets for the total household may not exceed **\$6,500**.

Provide a statement detailing any assets owned by any person residing in your household, other than normal household goods and items listed on the application. Any attempt to hide and/or shift income and/or assets to another person, business or corporation shall be grounds for immediate denial.

Non-cash assets include but not limited to:

- a. A second home or land
- b. Additional vehicles including cars, trucks, recreational vehicles such as campers, motorhomes, boats, snowmobiles and ATVs not otherwise excluded below.
- c. Jewelry, antiques, artworks
- d. Equipment

**The following are specifically excluded from the non-cash asset limit (does not include):**

- a. Petitioner(s) principal residence
- b. Petitioner(s) household personal furnishings
- c. One vehicle used for personal transportation and titled to a member of the household

7. Petitioner(s) must produce a driver's license or other acceptable identification if asked by the Assessor or Board of Review. Petitioner must also produce a deed, land contract or other proof of property ownership if asked by Assessor or the Board of Review.

During the review process, the petitioner(s) may be subject to investigation of their entire financial and property records by the township to verify information given or statements made to the Board of Review or Assessor in regard to their poverty tax claim. The Board of Review may table their decision at the March or July Board of Review only if additional information is needed and Petitioner is unavailable.

Petitioner(s) will be sent a written notice of the Board of Review's final decision. A petitioner may appeal the Board's decision to the Michigan Tax Tribunal (MTT). Appeals must be filed with the MTT by July 31<sup>st</sup> for decisions made by the March Board of Review and within 35 days of the July or December Board of Review's decision. A person who files a claim under this section is not prohibited from also appealing the assessment on the property for which that claim is made before the Board of Review in the same year.