

MONTGOMERY COUNTY

income from all sources from the sum of \$14,000.00. The remainder shall be multiplied by the County tax rate, County school tax rate and applicable special area tax rate, and the product shall be the tax credit.

(b) Until the tax year beginning July 1, 1978, in the event a homeowner qualifies for a tax credit under this Section 52-11 on all requirements except income, and that homeowner received a local tax credit under County law for the taxable year 1972 - July 1, 1972 to June 30, 1973, the homeowner shall be eligible for a tax credit not less than the credit received for taxable year 1972; provided however that such homeowner shall be eligible to receive the tax credit until the taxable year 1977 - ending June 30, 1978, if the income or combined income of the homeowner remains within the eligibility limits for the taxable year 1972. In no event shall any homeowner receive a tax credit less than that to which such homeowner would be entitled under provisions of Section 12F and 12D(a), Article 81, Annotated Code of Maryland.

(c) Upon the death of an eligible homeowner who at the time of his death was eligible to receive a tax credit, such credit shall be allowable to the otherwise ineligible surviving spouse for only the remainder of that taxable year and for the taxable year next following; provided, however, that the spouse shall satisfy those criteria set forth in paragraphs 2 and 3 of subsection (a), in order to be eligible for the taxable year next following the death of the taxpayer.

(d) 1. Notwithstanding the total income or combined total income limit of paragraph 3 of subsection (a), a homeowner whose total income or combined total income for the immediate preceding calendar year is in excess of \$10,000 shall be entitled to a tax credit as defined above, but such credit shall be reduced by twenty-five percentum (25%) of the excess of such income above \$10,000.

2. No dwelling shall be deemed a principal residence which is not actually occupied or expected to be actually occupied by such homeowner or homeowners for more than six months of a twelve month period including the date of application for credit. A homeowner or homeowners may claim credit on only one such dwelling. The Director of Finance may qualify a homeowner otherwise eligible for the tax credit if the homeowner does not actually reside in the dwelling the required time period for reason of illness or need of special care.

3. When any property receiving a tax credit under this section is sold to a purchaser, the tax credit shall be terminated as of the date of transfer of the