



**2010 Elderly Care Credit**  
15-30-2366, MCA

**MONTANA**  
**ECC**  
Rev. 08 10

First name and initial	Last name	Social Security Number	
Spouse's first name and initial	Last name	Spouse's Social Security Number	
Name of elderly family member		Social Security Number	
Address of elderly family member	City	State	Zip+4

**Part 1 – Eligibility**

If you answer "Yes" to all four of these questions, you are eligible for this credit. If you answer "No" to one of these questions, stop here because you are not eligible for this credit.

- Is the elderly person related to you by blood or by marriage?  Yes     No
- Is the elderly person either at least 65 years old or been determined to be disabled for Social Security purposes?  Yes     No
- Is the gross income of the elderly person \$15,000 or less, if single, or is the combined income of both spouses \$30,000 or less, if married?  Yes     No
- If your filing status is single or married filing jointly, is your Montana adjusted gross income on Form 2, line 41 or Form 2M, line 38, less than \$55,000? If your filing status is married filing separately, is your Montana adjusted gross income on Form 2, line 41, less than \$27,500?  Yes     No

**Part 2 – Credit Computation**

1. Amount of the qualified elderly care expenses that you paid during the tax year. See the instructions on the back of this form for the definition of elderly care expenses .....1.
2. Montana adjusted gross income from Form 2, line 41 or Form 2M, line 38 .....2.
3. Adjusted gross income multiplier amount from the table located on the back of this form.....3.
4. Multiply the amount on line 1 by the multiplier reported on line 3 above.....4.
5. If your filing status is single or married filing jointly, enter \$50,000. If your filing status is married filing separately, enter \$25,000.....5.
6. Subtract line 5 from line 2 and enter the result, but not less than zero .....6.
7. Subtract line 6 from line 4 and enter the result. If the result is zero or less, stop here because you are not eligible for this credit.....7.
8. If your filing status is single or married filing jointly, enter the smaller of line 7 or \$5,000. If your filing status is married filing separately, enter the smaller of line 7 or \$2,500. **This is your elderly care credit.** .....8.


Enter the amount from line 8 above on Form 2, Schedule V, or Form 2M, Schedule II.

Check this box and provide the name below of any other family member who is claiming this credit for providing care for the elderly family member listed above.

Name of other family member	Social Security Number
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When you file your Montana income tax return electronically, you represent that you have retained all documents required as a tax record and that you will provide a copy to the department upon request. If you file electronically, you do not need to mail this form to us unless we contact you for a copy.



## Form ECC General Instructions

### Am I eligible to claim the elderly care credit?

You are eligible to claim this credit if you pay qualified elderly care expenses for a qualified family member.

### Who is a qualified family member?

A qualified family member:

- related to you by blood or marriage and,
  - at least 65 years of age, or
  - determined to be disabled by the social security administration, and
- has family income during the year of \$15,000 or less if unmarried and \$30,000 or less if married.

### How can I determine what qualifies as elderly care expenses?

Your qualified elderly care expenses include amounts you pay for:

- home health agency services
- personal-care attendant services
- care in a long-term care facility that is licensed by the Department of Public Health and Human Services
- homemaker services
- adult day care
- respite care
- purchases of health care equipment and supplies

### What income can be included in “family income” to determine if I have a qualified family member and am eligible for this credit?

Family income that is included in determining whether the \$15,000 (single) or \$30,000 (married) thresholds are exceeded is in all of the gross income, including all nontaxable income, of the family member and their spouse.

### I have qualified elderly care expenses for both my mother and father. Can I claim the elderly care credit for the expenses of both my parents?

Yes you can, but you are limited to a \$5,000 credit for one qualifying family member during the year and a total of \$10,000 credit for two or more qualifying family members.

If you are married filing separately, these limits are \$2,500 for one qualifying family member and \$5,000 for two or more qualifying family members. Complete a separate credit form for each eligible family member, but limit the amount of the total credits to \$10,000 (\$5,000 if married filing separately).

### My brothers and sisters help me pay the qualified elderly care expenses for our parents. Are we all entitled to claim the elderly care credit?

Yes you are, but the maximum credit must be prorated proportionally to each family member’s contribution to the total qualified elderly care expenses.

For example, you and three other family members each contribute one fourth of the total qualified elderly care expenses of your elderly mother. You each may be entitled

to 25% of the maximum credit of \$5,000, or \$1,250 for each family member.

### I have paid elderly care expenses for my mother. Can I also claim these expenses as a medical itemized deduction?

No. You cannot take a deduction or credit for any amount of elderly care expenses you paid during the year that are used to calculate this credit.

### My elderly care credit exceeds my income tax liability. Can my unused elderly care credit be carried back or carried forward to another tax year, or can I request a refund of my unused credit?

No. This credit cannot be claimed as a carryback or carryforward to another tax year and cannot be refunded to you if it exceeds your income tax liability.

Adjusted Gross Income Multiplier Table			
If your Montana adjusted gross income on Form ECC, line 2 is:		Your multiplier to be entered on Form ECC, line 3 when your filing status is:	
At least	But not more than	Single or Married filing jointly	Married filing separately
\$0	\$ 25,000	0.30	0.150
\$ 25,001	\$ 27,000	0.29	0.145
\$ 27,001	\$ 29,000	0.28	0.140
\$ 29,001	\$ 31,000	0.27	0.135
\$ 31,001	\$ 33,000	0.26	0.130
\$ 33,001	\$ 35,000	0.25	0.125
\$ 35,001	\$ 37,000	0.24	0.120
\$ 37,001	\$ 39,000	0.23	0.115
\$ 39,001	\$ 41,000	0.22	0.110
\$ 41,001	\$ 43,000	0.21	0.105
\$ 43,001	\$ 55,000	0.20	0.100

If your filing status is single or married filing jointly with your spouse and your Montana adjusted gross income is \$55,000 or more, you are not eligible for this credit. If your filing status is married filing separately with your spouse and your Montana adjusted gross income is \$27,500 or more, you are not eligible for this credit. If you are caring for two or more eligible family members the limits are \$5,000 higher.

**Questions?** Please call us toll free at (866) 859-2254 (in Helena, 444-6900).