

District of Columbia First-Time Homebuyer Credit

▶ Attach to Form 1040.

Name(s) shown on Form 1040

Your social security number

Part I General Information

A Address of home qualifying for the credit (if different from the address shown on Form 1040)

Information from settlement statement or deed	B Lot number	C Square number	D Settlement or closing date
---	---------------------	------------------------	-------------------------------------

Part II Tentative Credit

1 Enter \$5,000 (\$2,500 if married filing separately). If someone (other than your spouse) also held an interest in the residence, enter only your share of the \$5,000 limit. (If the purchase price of the home was less than \$5,000, do not enter more than your share of the purchase price.)	1	
2 Enter your modified adjusted gross income (see instructions)	2	
3 Is line 2 more than \$70,000 (\$110,000 if married filing jointly)? No. Skip lines 3 and 4 and enter -0- on line 5. Yes. Subtract \$70,000 (\$110,000 if married filing jointly) from the amount on line 2	3	
4 Divide line 3 by \$20,000 and enter the result as a decimal (rounded to two places). Do not enter more than "1.00"	4	X
5 Multiply line 1 by line 4	5	
6 Subtract line 5 from line 1. This is your tentative credit	6	

Part III Tax Liability Limit

7 Enter the tax from Form 1040, line 39	7	
8 Add the amounts from Form 1040, lines 40, 41, and 42, and any mortgage interest credit included on Form 1040, line 44	8	
9 Subtract line 8 from line 7. If zero or less, enter -0- here, skip lines 10 and 11, and enter -0- on line 12	9	
10 Complete Form 6251 through line 24 and enter the amount from line 24	10	
11 Subtract line 10 from line 9. If zero or less, enter -0-	11	
12 Credit allowed for current year. Enter the smaller of line 6 or line 11. Also include in the total for Form 1040, line 44; check box d ; and write "8859" in the space for the form number	12	
13 Credit carryforward to 1998. Subtract line 12 from line 6	13	

General Instructions

Section references are to the Internal Revenue Code.

Purpose of Form

Use Form 8859 to claim the District of Columbia first-time homebuyer credit.

Who May Claim the Credit

In general, you may claim the credit if:

- After August 4, 1997, you purchased a main home during the tax year in the District of Columbia, **and**

- You (and if married, your spouse) did not own any other main home in the District of Columbia during the 1-year period ending on the date of purchase.

If you constructed your main home, you are treated as having purchased it.

Your main home is the one you live in most of the time. It can be a house, houseboat, house trailer, cooperative apartment, condominium, etc.

However, you may **not** claim the credit if:

- You acquired your home from certain related persons or by gift or inheritance. For more details, see section 1400C(e)(2).
- Your modified adjusted gross income (defined in the instructions for line 2) is \$90,000 or more (\$130,000 or more if married filing jointly).
- You previously claimed this credit.

You must file Form 1040 to claim this credit.

Amount of the Credit

Generally, the credit is the **smaller** of \$5,000 (\$2,500 if married filing separately) or the purchase price of the home. If two or more unmarried individuals buy a main home, the total credit amount must be allocated among the individual owners. The credit is phased out over a range that begins when your modified adjusted gross income exceeds \$70,000 (\$110,000 if married filing jointly) and ends at \$90,000 (\$130,000 if married filing jointly).

Basis Reduction

You must reduce the basis of the home purchased by the amount of the credit shown on line 6.

Specific Instructions

Line 2

Enter on line 2 the amount from Form 1040, line 33, increased by any:

- Exclusion of income from Puerto Rico, and

- Amount from Form 2555, lines 43 and 48; Form 2555-EZ, line 18; or Form 4563, line 15.

Line 13

If you cannot use all of the credit shown on line 6 in 1997 because of the Part III tax liability limit, you may carry the unused credit shown on line 13 forward. The unused credit may be carried forward to an unlimited number of years until all of it has been used. You cannot carry the unused credit back to prior years.

Paperwork Reduction Act Notice. We ask for the information on this form to carry out the Internal Revenue laws of the United States. You are required to give us the information. We need it to ensure that you are complying with these laws and to allow us to figure and collect the right amount of tax.

You are not required to provide the information requested on a form that is subject to the Paperwork Reduction Act unless the form displays a valid OMB

control number. Books or records relating to a form or its instructions must be retained as long as their contents may become material in the administration of any Internal Revenue law. Generally, tax returns and return information are confidential, as required by section 6103.

The time needed to complete and file this form will vary depending on individual circumstances. The estimated average time is:

- Recordkeeping** 20 min.
- Learning about the law or the form** 5 min.
- Preparing the form.** 24 min.
- Copying, assembling, and sending the form to the IRS** . 17 min.

If you have any comments concerning the accuracy of these time estimates or suggestions for making this form simpler, we would be happy to hear from you. See the Instructions for Form 1040.

