

New Mexico Taxation and Revenue Department
Home Fire Recovery Income Tax Credit Claim Form

Purpose of Form. Form TRD-41422, *Home Fire Recovery Income Tax Credit Claim Form*, is used by a taxpayer who has been certified for a home fire recovery income tax credit by the Construction Industries Division of the Regulation and Licensing Department (RLD) and wishes to claim the credit against personal or fiduciary income tax liability (Section 7-2-18.35 NMSA 1978).

Who may file this form: A taxpayer whose home was destroyed by wildfire in calendar years 2021 through 2023, and who has incurred qualified expenditures in the completed construction of a replacement home, including a manufactured home, on the same property of the taxpayer's prior, wildfire-destroyed home. Qualified home expenditures must be incurred beginning May 15, 2024 and before January 1, 2030, and the taxpayer must have been certified for a home fire recovery income tax credit by RLD in order to claim the credit.

How to claim the credit: The taxpayer must attach to the personal income tax return (Form PIT-1) or fiduciary income tax return (Form FID-1), a completed Schedule CR (PIT-CR or FID-CR), TRD-41422, a copy of a certificate of eligibility from RLD, and Schedule A if the taxpayer approved for the credit is a business entity that is allocating the credit to members of a partnership or a limited liability company.

You may claim this credit when you file your return online. Sign in to the Taxpayer Access Point (TAP) at <https://tap.state.nm.us> and follow the prompts to claim the tax credit and attach the form. For questions or assistance, please email businesscredit.mgr@tax.nm.gov or call (505) 827-0792.

Name of Certified Taxpayer	SSN, ITIN or FEIN
Taxpayer Mailing Address	City, State and ZIP Code
E-mail Address	Phone Number

1. Claim submitted for tax year	1. From: _____ To: _____ mm/dd/ccyy mm/dd/ccyy
2. RLD Certificate of Eligibility number	2. _____
3. Total original value of home fire recovery income tax credit (as reported on RLD Certificate of Eligibility)	3. _____
4. Enter the amount of the credit from line 3 claimed in prior tax years.	4. _____
5. Total available credit (subtract line 4 from line 3)	5. _____
6. Enter the portion of total available credit to be claimed in the current tax year.	6. _____

NOTE: This tax credit is non-refundable and may only be applied for an amount that does not exceed the income tax liability for the tax year claimed. Unused credit may carry forward to reduce income tax liability for a maximum of three consecutive taxable years.

I declare that I have examined this return including any accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct and complete.

Signature of Taxpayer or Authorized Agent	Print Name	Title	Date
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Business Entity Only - Disclosure of Ownership Interest
Schedule A

Complete Schedule A if the credit was awarded to a business entity and that business entity is allocating the right to claim the credit to members of the partnership or limited liability company. The credit must be allocated in proportion to the taxpayer's ownership interest in the business entity. The total credit claimed by all members of the partnership or limited liability company shall not exceed the amount of the credit specified on the Regulation and Licensing Department (RLD) certificate of eligibility.

Certificate Number: _____
Amount of credit approved: _____

Name	SSN, ITIN or FEIN	Ownership Interest%	Amount of Credit
		TOTAL*:	

*Total can not exceed the amount of credit awarded on the certificate of eligibility from RLD.

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GENERAL INSTRUCTIONS

The home fire recovery income tax credit may be claimed by a taxpayer who files a New Mexico personal or fiduciary income tax return for a tax year beginning on or after January 1, 2024, and who has obtained a certificate of eligibility for the credit from the Construction Industries Division of the Regulation and Licensing Department (RLD).

Applications for certification must be made no later than twelve months after the calendar year in which construction of the home is completed, and a taxpayer issued a certificate of eligibility must claim the tax credit on a personal or fiduciary income tax return within twelve months of the issuance of the certificate of eligibility.

To apply for the credit, visit the website of the Construction Industries Division of RLD at <https://www.rld.nm.gov/construction-industries/>.

CLAIM FORM LINE INSTRUCTIONS

1. Claim Submitted for Tax Year.

Provide both the beginning and ending dates of the tax year for which the income tax credit is being claimed. Fiscal years are permitted, but the credit must be claimed within twelve months of the issuance of the certification of eligibility, Section 7-2-18.35(E) NMSA 1978.

2. RLD Certificate of Eligibility number.

Provide the certificate number from the certificate of eligibility issued by RLD. A taxpayer claiming this credit must also submit a copy of the certificate with their PIT-1 or FID-1 return.

3. Total original value of home fire recovery income tax credit (as reported on RLD Certificate of Eligibility).

Enter here the total original value of the credit approved by the Regulation and Licensing Department, or, if you are one of several owners of a business entity that owns a property, the value of the credit originally allocated to you as a percentage of ownership. The value of the credit may not exceed \$50,000 per home.

4. Enter the amount of the credit from line 3 claimed in prior tax years.

If the original amount of home fire recovery income tax credit is greater than the taxpayer's income tax liability in the first year it is claimed, the remaining credit may be carried forward to cover income tax liability for up to three additional consecutive tax years. Enter the total credit claimed in prior tax years.

5. Total available credit (subtract line 4 from line 3).

This is the maximum amount of credit that remains to be claimed. However, credit may carry forward only three tax years following the original claim. For example, a credit originally claimed in 2025 may be used against income tax liability in tax years 2026, 2027, and 2028, but not after 2028, even if some portion of the original credit has not been used.

6. Enter the portion of total available credit, from line 5, to be claimed in the current tax year.

This tax credit is non-refundable and may only be applied for an amount that does not exceed the income tax liability for the tax year claimed. Unused credit may carry forward to reduce income tax liability for a maximum of three consecutive taxable years.

SCHEDULE A INSTRUCTIONS

Certificate number. Enter the certificate number shown on the certificate of eligibility for the home fire recovery income tax credit issued to you by RLD.

Amount of credit approved. Enter the amount of credit certified as indicated on the certificate of eligibility from RLD.

Name. Enter the name of each member of the partnership or limited liability company.

SSN, ITIN or FEIN. Enter the social security number, ITIN or FEIN of each member of the partnership or limited liability company.

Ownership Interest %. For each member, enter the percent ownership interest in the partnership or limited liability company.

Amount of Credit. Multiply the total amount of credit approved for the business entity by each member's ownership interest. This is the amount of credit that each beneficiary or member may claim against their income tax liability.