

As the New Year brings excitement and new opportunity, there is one thing looming not far down the road that may not be the most pleasant for a lot of people. By April 15 this year each and every one of us with any earned income will need to file income tax returns with the IRS and the state. Given the amount of suspense and hostile partisan rhetoric surrounding the so called *Fiscal Cliff* and what to do with the expiring Bush tax cuts, more than other years, 2012 provided no shortage of debate, skepticism, and in many instances, fear from many about what action or inaction by Congress on the issue of taxes would have on their paychecks and families.

When the smoke cleared on New Year's Day, it was evident that much of the public's fear was unfounded- at least as it pertains to their individual paychecks and the amount of their hard-earned money would be going to Uncle Sam. As you begin to tackle your individual income tax returns for tax year 2012, here are some highlights of things to keep in mind\*:

**EXEMPTION AMOUNTS:** Individuals are permitted an exemption of \$3,800 for themselves and each dependent, which is an increase of \$100 from the tax year 2011 amount.

**STANDARD DEDUCTION:** The standard deduction amount for individuals is \$5,950, up \$150 from 2011. Married couples filing a joint return are permitted a deduction of \$11,900, up \$300 from 2011, and the deduction for heads of household is \$8,700, up \$200 from 2011. The new standard deduction is \$11,900 for married couples filing a joint return, up \$300, \$5,950 for singles and married individuals filing separately, up \$150, and \$8,700 for heads of household, up \$200.

**EARNED INCOME TAX CREDIT:** For tax year 2012, the maximum earned income tax credit (EITC) for low- and moderate- income workers and working families rises to \$5,891, up from \$5,751 in 2011. The maximum income limit for the EITC rises to \$50,270, up from \$49,078 in 2011. The credit varies by family size, filing status and other factors, with the maximum credit going to joint filers with three or more qualifying children.

**FOREIGN EARNED INCOME DEDUCTION:** The foreign earned income deduction rises to \$95,100, an increase of \$2,200 from the maximum deduction for tax year 2011.

**LIFETIME LEARNING CREDIT:** The modified adjusted gross income threshold at which the lifetime learning credit begins to phase out is \$104,000 for joint filers, up from \$102,000, and \$52,000 for singles and heads of household, up from \$51,000.

**STUDENT LOAN INTEREST:** The \$2,500 maximum deduction for interest paid on student loans begins to phase out for a married taxpayers filing a joint returns at \$125,000 and phases out completely at \$155,000, an increase of \$5,000 from the phase out limits for tax year 2011. For single taxpayers, the phase out ranges remain at the 2011 levels.

**TAX BRACKETS:** Tax-bracket thresholds *increase* for each filing status as shown in the table below:

Tax Rate	Tax Year	Individual	Married filing joint	Head of Household	Married filing separate
10%	2011	Up to \$8,500	Up to \$17,000	Up to \$12,150	Up to \$8,500
	2012	Up to \$8,700	Up to \$17,400	Up to \$12,500	Up to \$8,700
15%	2011	\$8,501-	\$17,001-	\$12,151-	\$8,501-
		\$34,500	\$69,000	\$46,250	\$34,500
	2012	\$8,701-	\$17,401-	\$12,401-	\$8,701-
		\$35,350	\$70,700	\$47,350	\$35,350
25%	2011	\$34,501-	\$69,001-	\$46,251-	\$34,501-
		\$83,600	\$139,350	\$119,400	\$69,675
	2012	\$35,351-	\$70,701-	\$47,351-	\$35,351-
		\$85,650	\$142,700	\$122,300	\$71,350
28%	2011	\$83,601-	\$139,351-	\$119,401-	\$69,676-
		\$174,400	\$212,300	\$193,350	\$106,150
	2012	\$85,651-	\$142,701-	\$122,301-	\$71,351-
		\$178,650	\$217,450	\$198,050	\$108,725
33%	2011	\$174,401-	\$212,301-	\$193,351-	\$105,151-
		\$379,150	\$379,150	\$379,150	\$189,575
	2012	\$178,651-	\$217,451-	\$198,051-	\$108,726-
		\$388,350	\$388,350	\$388,350	\$194,175
35%	2011	\$379,151 or	\$379,151 or	\$379,151 or	\$189,576 or
		more	more	more	more
	2012	\$388,351 or	\$388,351 or	\$388,351 or	\$194,176 or
		more	more	more	more

Michael F. Brennan is an attorney at the Virtual Attorney™ a virtual law office helping clients in Illinois, Wisconsin, and Minnesota with estate planning. He has a background in Tax law and a registered individual tax preparer with the IRS. If you'd like help filing your 2012 return he can be reached at michael.brennan@mfblegal.com with questions or comments, or check out his website at www.thevirtualattorney.com.

The information contained herein is intended for informational purposes only and is not legal advice, nor is it intended to create an attorney-client relationship. For specific legal advice regarding a specific legal issue please contact me or another attorney for assistance.

IRS Circular 230 Disclaimer: Pursuant to regulations governing the practice of attorneys, certified public accountants, enrolled agents, enrolled actuaries and appraisers before the Internal Revenue Service, unless otherwise expressly stated, any U.S. federal or state tax advice in this communication (including attachments) is not intended or written to be used, and cannot be used, by a taxpayer for the purpose of (i) avoiding penalties that may be imposed under federal or state law or (ii) promoting, marketing or recommending to another party any transaction or tax-related matter(s) addressed herein.

Image courtesy of FreeDigitalPhotos.net

\*Source: IRS.gov.

