

US Tax Information for G Visa Holders at the Delegation of the European Union to the UN

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Agenda

- Social Security numbers and ITIN numbers
- Exemptions from US Tax
- Working in the US
 - Wages
 - Employee Withholding
- Investing in the US
 - Tax Treaty
 - Interest and Dividend income
 - Rental Income
 - Capital Gains
 - Sale of Residence
- Nonresident Tax Return
 - Form 1040NR

Tax Identification Numbers

To work or invest in the US, you will need to have either a social security number or an IRS individual taxpayer identification number (ITIN).

You don't need both:

If you plan to work, you will need a social security number which can be used for working and investing.

If you do not plan to work, you only will need an ITIN number which cannot be used for employment purposes.

SOCIAL SECURITY ADMINISTRATION

Application for a Social Security Card

Form Approved
OMB No. 0960-0065

1	NAME TO BE SHOWN ON CARD		First	Full Middle Name	Last
	FULL NAME AT BIRTH IF OTHER THAN ABOVE		First	Full Middle Name	Last
	OTHER NAMES USED				
2	Social Security number previously assigned to the person listed in item 1		[] [] [] - [] [] - [] [] [] []		
3	PLACE OF BIRTH (Do Not Abbreviate) City State or Foreign Country		Office Use Only FCI	4	DATE OF BIRTH MM/DD/YYYY
5	CITIZENSHIP (Check One)		<input type="checkbox"/> U.S. Citizen <input type="checkbox"/> Legal Alien Allowed To Work <input type="checkbox"/> Legal Alien Not Allowed To Work (See Instructions On Page 3) <input type="checkbox"/> Other (See Instructions On Page 3)		
6	ETHNICITY Are You Hispanic or Latino? (Your Response is Voluntary) <input type="checkbox"/> Yes <input type="checkbox"/> No	7	RACE Select One or More (Your Response is Voluntary)	<input type="checkbox"/> Native Hawaiian <input type="checkbox"/> American Indian <input type="checkbox"/> Other Pacific Islander <input type="checkbox"/> Alaska Native <input type="checkbox"/> Black/African American <input type="checkbox"/> White <input type="checkbox"/> Asian	
8	SEX		<input type="checkbox"/> Male <input type="checkbox"/> Female		
9	A. PARENT/ MOTHER'S NAME AT HER BIRTH		First	Full Middle Name	Last
	B. PARENT/ MOTHER'S SOCIAL SECURITY NUMBER (See instructions for 9 B on Page 3)		[] [] [] - [] [] - [] [] [] []		<input type="checkbox"/> Unknown
10	A. PARENT/ FATHER'S NAME		First	Full Middle Name	Last
	B. PARENT/ FATHER'S SOCIAL SECURITY NUMBER (See instructions for 10B on Page 3)		[] [] [] - [] [] - [] [] [] []		<input type="checkbox"/> Unknown
11	Has the person listed in item 1 or anyone acting on his/her behalf ever filed for or received a Social Security number card before? <input type="checkbox"/> Yes (If "yes" answer questions 12-13) <input type="checkbox"/> No <input type="checkbox"/> Don't Know (If "don't know," skip to question 14.)				
12	Name shown on the most recent Social Security card issued for the person listed in item 1		First	Full Middle Name	Last
13	Enter any different date of birth if used on an earlier application for a card		MM/DD/YYYY		
14	TODAY'S DATE MM/DD/YYYY		15 DAYTIME PHONE NUMBER Area Code Number		
16	MAILING ADDRESS (Do Not Abbreviate)		Street Address, Apt. No., PO Box, Rural Route No. City State/Foreign Country ZIP Code		
I declare under penalty of perjury that I have examined all the information on this form, and on any accompanying statements or forms, and it is true and correct to the best to my knowledge.					
17	YOUR SIGNATURE		18 YOUR RELATIONSHIP TO THE PERSON IN ITEM 1 IS: <input type="checkbox"/> Self <input type="checkbox"/> Natural Or Adoptive Parent <input type="checkbox"/> Legal Guardian <input type="checkbox"/> Other Specify _____		
DO NOT WRITE BELOW THIS LINE (FOR SSA USE ONLY)					
NPN		DOC	NTI	CAN	ITV
PBC	EVI	EVA	EVC	PRA	UNIT
EVIDENCE SUBMITTED				SIGNATURE AND TITLE OF EMPLOYEE(S) REVIEWING EVIDENCE AND/OR CONDUCTING INTERVIEW	
				DATE	
				DCL DATE	



**Application for IRS Individual
Taxpayer Identification Number**

► For use by individuals who are not U.S. citizens or permanent residents.
► See instructions.

OMB No. 1545-0074

An IRS individual taxpayer identification number (ITIN) is for federal tax purposes only.

Before you begin:

- **Do not submit this form if you have, or are eligible to get, a U.S. social security number (SSN).**
- **Getting an ITIN does not change your immigration status or your right to work in the United States and does not make you eligible for the earned income credit.**

FOR IRS USE ONLY

Reason you are submitting Form W-7. Read the instructions for the box you check. **Caution:** If you check box **b, c, d, e, f, or g, you must file a tax return with Form W-7 unless you meet one of the exceptions** (see instructions).

- ☐ **a** Nonresident alien required to get ITIN to claim tax treaty benefit
- ☐ **b** Nonresident alien filing a U.S. tax return
- ☐ **c** U.S. resident alien (**based on days present in the United States**) filing a U.S. tax return
- ☐ **d** Dependent of U.S. citizen/resident alien } Enter name and SSN/ITIN of U.S. citizen/resident alien (see instructions) ►
- ☐ **e** Spouse of U.S. citizen/resident alien }
- ☐ **f** Nonresident alien student, professor, or researcher filing a U.S. tax return or claiming an exception
- ☐ **g** Dependent/spouse of a nonresident alien holding a U.S. visa
- ☐ **h** Other (see instructions) ►

Name (see instructions) Name at birth if different . . . ►	1a First name		Middle name	Last name
	1b First name		Middle name	Last name
Applicant's mailing address	2 Street address, apartment number, or rural route number. If you have a P.O. box, see separate instructions.			
	City or town, state or province, and country. Include ZIP code or postal code where appropriate.			
Foreign (non-U.S.) address (if different from above) (see instructions)	3 Street address, apartment number, or rural route number. Do not use a P.O. box number.			
	City or town, state or province, and country. Include ZIP code or postal code where appropriate.			
Birth information	4 Date of birth (month / day / year)	Country of birth	City and state or province (optional)	5 <input type="checkbox"/> Male <input type="checkbox"/> Female
	6a Country(ies) of citizenship	6b Foreign tax I.D. number (if any)	6c Type of U.S. visa (if any), number, and expiration date	
Other information	6d Identification document(s) submitted (see instructions) <input type="checkbox"/> Passport <input type="checkbox"/> Driver's license/State I.D. <input type="checkbox"/> USCIS documentation <input type="checkbox"/> Other Issued by: No.: Exp. date: / / Date of entry into the United States (MM/DD/YYYY) / /			
	6e Have you previously received a Internal Revenue Service Number (IRS) or employer identification number (EIN)? <input type="checkbox"/> No/Do not know. Skip line 6f. <input type="checkbox"/> Yes. Complete line 6f. If more than one, list on a sheet and attach to this form (see instructions).			
	6f Enter: IRSN or EIN ► and Name under which it was issued ►			
	6g Name of college/university or company (see instructions) City and state Length of stay			
Sign Here	Under penalties of perjury, I (applicant/delegate/acceptance agent) declare that I have examined this application, including accompanying documentation and statements, and to the best of my knowledge and belief, it is true, correct, and complete. I authorize the IRS to disclose to my acceptance agent returns or return information necessary to resolve matters regarding the assignment of my IRS individual taxpayer identification number (ITIN), including any previously assigned taxpayer identifying number.			
	Signature of applicant (if delegate, see instructions)		Date (month / day / year)	Phone number
Keep a copy for your records.	Name of delegate, if applicable (type or print)		Delegate's relationship to applicant <input type="checkbox"/> Parent <input type="checkbox"/> Court-appointed guardian to applicant <input type="checkbox"/> Power of Attorney	
	Signature		Date (month / day / year)	Phone Fax
Acceptance Agent's Use ONLY	Name and title (type or print)		Name of company	EIN PTIN
			Office Code	

Types of Income

Income received from US sources by nonresident aliens is classified as either:

Effectively connected with a trade or business in the US.

or

Fixed and Determinable Income

Effectively connected income (wages or self-employment income) is taxed at graduated rates.

Fixed and determinable income (interest income or dividends) is taxed at a flat rate of 30% or less where a lower rate is established by an income tax treaty.

Exemption for Wages received from the EU

- Exemptions from US Tax - Executive Order 12651
- Wages received by G Visa holders of the Delegation of the European Union to the United Nations and the Delegation of the European Commission in their official capacity are exempt from tax in the United States.
- Wages earned by employees and other family members from US employers are subject to tax and must be reported on a US tax return (Form 1040NR).
- Wages received by US citizens and green card holders are subject to tax in the US and are not exempt.

Working in the U.S. - Wages

If you work outside of the mission, you are subject to both income tax and social security tax. You will have to pay income tax to the Federal Government and the local state where you live.

The exemption from taxes does not extend to income earned outside of your official capacity at the mission.

- Complete IRS Form W-4 to set up Federal withholding and the appropriate State withholding forms. These forms are filed with your employer.
- After the year ends, you will receive Form W-2 showing total wages received in the calendar year. The form should come by January 31st.

Filling out Form W-4

Nonresident Aliens completing Form W-4 should

- 1) Enter your Social Security Number on Line 2 (Don't use an ITIN number, it needs to be an SSN)
- 2) Check Single on Line 3
- 3) Claim only 1 allowance on Line 5
- 4) Write NRA on the dotted line on Line 6
- 5) Do not claim EXEMPT on Line 7

Form W-4 (2015)

Purpose. Complete Form W-4 so that your employer can withhold the correct federal income tax from your pay. Consider completing a new Form W-4 each year and when your personal or financial situation changes.

Exemption from withholding. If you are exempt, complete only lines 1, 2, 3, 4, and 7 and sign the form to validate it. Your exemption for 2015 expires February 16, 2016. See Pub. 505, Tax Withholding and Estimated Tax.

Note. If another person can claim you as a dependent on his or her tax return, you cannot claim exemption from withholding if your income exceeds \$1,050 and includes more than \$350 of unearned income (for example, interest and dividends).

Exemptions. An employee may be able to claim exemption from withholding even if the employee is a dependent, if the employee:

- Is age 65 or older,
- Is blind, or
- Will claim adjustments to income; tax credits; or itemized deductions, on his or her tax return.

The exceptions do not apply to supplemental wages greater than \$1,000,000.

Basic instructions. If you are not exempt, complete the **Personal Allowances Worksheet** below. The worksheets on page 2 further adjust your withholding allowances based on itemized deductions, certain credits, adjustments to income, or two-earners/multiple jobs situations.

Complete all worksheets that apply. However, you may claim fewer (or zero) allowances. For regular wages, withholding must be based on allowances you claimed and may not be a flat amount or percentage of wages.

Head of household. Generally, you can claim head of household filing status on your tax return only if you are unmarried and pay more than 50% of the costs of keeping up a home for yourself and your dependent(s) or other qualifying individuals. See Pub. 501, Exemptions, Standard Deduction, and Filing Information, for information.

Tax credits. You can take projected tax credits into account in figuring your allowable number of withholding allowances. Credits for child or dependent care expenses and the child tax credit may be claimed using the **Personal Allowances Worksheet** below. See Pub. 505 for information on converting your other credits into withholding allowances.

Nonwage income. If you have a large amount of nonwage income, such as interest or dividends, consider making estimated tax payments using Form 1040-ES, Estimated Tax for Individuals. Otherwise, you may owe additional tax. If you have pension or annuity income, see Pub. 505 to find out if you should adjust your withholding on Form W-4 or W-4P.

Two earners or multiple jobs. If you have a working spouse or more than one job, figure the total number of allowances you are entitled to claim on all jobs using worksheets from only one Form W-4. Your withholding usually will be most accurate when all allowances are claimed on the Form W-4 for the highest paying job and zero allowances are claimed on the others. See Pub. 505 for details.

Nonresident alien. If you are a nonresident alien, see Notice 1392, Supplemental Form W-4 Instructions for Nonresident Aliens, before completing this form.

Check your withholding. After your Form W-4 takes effect, use Pub. 505 to see how the amount you are having withheld compares to your projected total tax for 2015. See Pub. 505, especially if your earnings exceed \$130,000 (Single) or \$180,000 (Married).

Future developments. Information about any future developments affecting Form W-4 (such as legislation enacted after we release it) will be posted at www.irs.gov/w4.

Personal Allowances Worksheet (Keep for your records.)


<p>A Enter "1" for yourself if no one else can claim you as a dependent</p> <p>B Enter "1" if: • You are single and have only one job; or • You are married, have only one job, and your spouse does not work; or • Your wages from a second job or your spouse's wages (or the total of both) are \$1,500 or less.</p> <p>C Enter "1" for your spouse. But, you may choose to enter "-0-" if you are married and have either a working spouse or more than one job. (Entering "-0-" may help you avoid having too little tax withheld.)</p> <p>D Enter number of dependents (other than your spouse or yourself) you will claim on your tax return</p> <p>E Enter "1" if you will file as head of household on your tax return (see conditions under Head of household above)</p> <p>F Enter "1" if you have at least \$2,000 of child or dependent care expenses for which you plan to claim a credit (Note. Do not include child support payments. See Pub. 503, Child and Dependent Care Expenses, for details.)</p> <p>G Child Tax Credit (including additional child tax credit). See Pub. 972, Child Tax Credit, for more information. • If your total income will be less than \$65,000 (\$100,000 if married), enter "2" for each eligible child; then less "1" if you have two to four eligible children or less "2" if you have five or more eligible children. • If your total income will be between \$65,000 and \$84,000 (\$100,000 and \$119,000 if married), enter "1" for each eligible child</p> <p>H Add lines A through G and enter total here. (Note. This may be different from the number of exemptions you claim on your tax return.) ► H</p>	<p>A _____</p> <p>B _____</p> <p>C _____</p> <p>D _____</p> <p>E _____</p> <p>F _____</p> <p>G _____</p> <p>H _____</p>
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For accuracy, complete all worksheets that apply.

- If you plan to **itemize or claim adjustments to income** and want to reduce your withholding, see the **Deductions and Adjustments Worksheet** on page 2.
- If you are **single and have more than one job** or are **married and you and your spouse both work** and the combined earnings from all jobs exceed \$50,000 (\$20,000 if married), see the **Two-Earners/Multiple Jobs Worksheet** on page 2 to avoid having too little tax withheld.
- If **neither** of the above situations applies, **stop here** and enter the number from line H on line 5 of Form W-4 below.

Separate here and give Form W-4 to your employer. Keep the top part for your records.

Form W-4 Department of the Treasury Internal Revenue Service		Employee's Withholding Allowance Certificate OMB No. 1545-0074 2015	
1 Your first name and middle initial First Name _____ Home address (number and street or rural route) Street Address _____ City or town, state, and ZIP code City, State and Zip Code _____		2 Your social security number Last Name _____ 000-00-0000	
3 <input checked="" type="checkbox"/> Single <input type="checkbox"/> Married <input type="checkbox"/> Married, but withhold at higher Single rate. Note. If married, but legally separated, or spouse is a nonresident alien, check the "Single" box.		4 If your last name differs from that shown on your social security card, check here. You must call 1-800-772-1213 for a replacement card. ► <input type="checkbox"/>	
5 Total number of allowances you are claiming (from line H above or from the applicable worksheet on page 2) 5 1		6 Additional amount, if any, you want withheld from each paycheck 6 \$ NRA	
7 I claim exemption from withholding for 2015, and I certify that I meet both of the following conditions for exemption. • Last year I had a right to a refund of all federal income tax withheld because I had no tax liability, and • This year I expect a refund of all federal income tax withheld because I expect to have no tax liability. If you meet both conditions, write "Exempt" here ► 7			
Under penalties of perjury, I declare that I have examined this certificate and, to the best of my knowledge and belief, it is true, correct, and complete.			
Employee's signature (This form is not valid unless you sign it.) ► _____		Date ► _____	
8 Employer's name and address (Employer: Complete lines 8 and 10 only if sending to the IRS.)		9 Office code (optional)	
10 Employer identification number (EIN)			

a Employee's social security number		Safe, accurate, FAST! Use		 Visit the IRS website at www.irs.gov/efile		
b Employer identification number (EIN)		1 Wages, tips, other compensation		2 Federal income tax withheld		
c Employer's name, address, and ZIP code		3 Social security wages		4 Social security tax withheld		
		5 Medicare wages and tips		6 Medicare tax withheld		
		7 Social security tips		8 Allocated tips		
d Control number		9		10 Dependent care benefits		
e Employee's first name and initial Last name Suff.		11 Nonqualified plans		12a See instructions for box 12		
		13 Statutory employee Retirement plan Third-party sick pay <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>		12b		
		14 Other		12c		
				12d		
f Employee's address and ZIP code						
15 State	Employer's state ID number	16 State wages, tips, etc.	17 State income tax	18 Local wages, tips, etc.	19 Local income tax	20 Locality name

Form **W-2** Wage and Tax
Statement

2015

Department of the Treasury—Internal Revenue Service

Copy B—To Be Filed With Employee's FEDERAL Tax Return.
This information is being furnished to the Internal Revenue Service.

Employee Business Expenses

Expenses must be:

- Ordinary and necessary, required by employer.
- For items where no employer reimbursement available.
- Use Form 2106 to calculate the amount of unreimbursed employee business expense and claim deduction on Form 1040NR Schedule A as Other Miscellaneous Deductions. Subject to 2% AGI limitation.

Investing in the US

To open a bank account or investment account, you will need provide the bank or investment firm with either a social security number or an IRS individual taxpayer identification number (ITIN)

Be sure that when you open your account with your bank or investment company that you let them know you are not a US resident

You should give them your ITIN or SSN and Form W-8BEN so they can set up your account properly and withhold tax at the correct tax treaty rates

At the end of the year you should receive Form 1042-S.

If your bank issues you a Form 1099 series form to report interest or dividends, the account is not set up correctly.

Certificate of Foreign Status of Beneficial Owner for United States Tax Withholding and Reporting (Individuals)

► For use by individuals. Entities must use Form W-8BEN-E.
► Information about Form W-8BEN and its separate instructions is at www.irs.gov/formw8ben.
► Give this form to the withholding agent or payer. Do not send to the IRS.

OMB No. 1545-1621

Do NOT use this form if:

- You are NOT an individual W-8BEN-E
- You are a U.S. citizen or other U.S. person, including a resident alien individual W-9
- You are a beneficial owner claiming that income is effectively connected with the conduct of trade or business within the U.S. (other than personal services) W-8ECI
- You are a beneficial owner who is receiving compensation for personal services performed in the United States 8233 or W-4
- A person acting as an intermediary W-8IMY

Instead, use Form:**Part I Identification of Beneficial Owner (see instructions)**

1 Name of individual who is the beneficial owner	2 Country of citizenship
3 Permanent residence address (street, apt. or suite no., or rural route). Do not use a P.O. box or in-care-of address.	
City or town, state or province. Include postal code where appropriate.	Country
4 Mailing address (if different from above)	
City or town, state or province. Include postal code where appropriate.	Country
5 U.S. taxpayer identification number (SSN or ITIN), if required (see instructions)	6 Foreign tax identifying number (see instructions)
7 Reference number(s) (see instructions)	8 Date of birth (MM-DD-YYYY) (see instructions)

Part II Claim of Tax Treaty Benefits (for chapter 3 purposes only) (see instructions)

- 9 I certify that the beneficial owner is a resident of _____ within the meaning of the income tax treaty between the United States and that country.
- 10 **Special rates and conditions** (if applicable—see instructions): The beneficial owner is claiming the provisions of Article _____ of the treaty identified on line 9 above to claim a _____ % rate of withholding on (specify type of income):

Explain the reasons the beneficial owner meets the terms of the treaty article:

Part III Certification

Under penalties of perjury, I declare that I have examined the information on this form and to the best of my knowledge and belief it is true, correct, and complete. I further certify under penalties of perjury that:

- I am the individual that is the beneficial owner (or am authorized to sign for the individual that is the beneficial owner) of all the income to which this form relates or am using this form to document myself as an individual that is an owner or account holder of a foreign financial institution,
 - The person named on line 1 of this form is not a U.S. person,
 - The income to which this form relates is:
 - (a) not effectively connected with the conduct of a trade or business in the United States,
 - (b) effectively connected but is not subject to tax under an applicable income tax treaty, or
 - (c) the partner's share of a partnership's effectively connected income,
 - The person named on line 1 of this form is a resident of the treaty country listed on line 9 of the form (if any) within the meaning of the income tax treaty between the United States and that country, and
 - For broker transactions or barter exchanges, the beneficial owner is an exempt foreign person as defined in the instructions.
- Furthermore, I authorize this form to be provided to any withholding agent that has control, receipt, or custody of the income of which I am the beneficial owner or any withholding agent that can disburse or make payments of the income of which I am the beneficial owner. **I agree that I will submit a new form within 30 days if any certification made on this form becomes incorrect.**

Sign Here ►

Signature of beneficial owner (or individual authorized to sign for beneficial owner)

Date (MM-DD-YYYY)

Print name of signer

Capacity in which acting (if form is not signed by beneficial owner)

Form **1042-S**Department of the Treasury
Internal Revenue Service**Foreign Person's U.S. Source Income Subject to Withholding**► Information about Form 1042-S and its separate instructions is at www.irs.gov/form1042s.**2015**

OMB No. 1545-0096

Copy A for
Internal Revenue Service☐**AMENDED**☐**PRO-RATA BASIS REPORTING**

1 Income code	2 Gross income	3 Chap. 3: <input type="checkbox"/>	4 Chap. 4: <input type="checkbox"/>	5 Withholding allowance	
		3a Exemption code	4a Exemption code	6 Net income	Check if tax not deposited with IRS pursuant to escrow procedure <input type="checkbox"/>
		3b Tax rate	4b Tax rate	7 Federal tax withheld	
8 Tax withheld by other agents			9 Tax paid by withholding agent		
10 Total withholding credit			11 Amount repaid to recipient		
12a Withholding agent's EIN		12b Ch. 3 status code	12c Ch. 4 status code	14a Primary Withholding Agent's Name (if applicable)	
				14b Primary Withholding Agent's EIN	
12d Withholding agent's name				15a Intermediary or flow-through entity's EIN, if any	15b Ch. 3 status code
12e Withholding agent's Global Intermediary Identification Number (GIIN)					15c Ch. 4 status code
				15d Intermediary or flow-through entity's name	
12f Country code	12g Foreign taxpayer identification number, if any		15e Intermediary or flow-through entity's GIIN		
			15f Country code	15g Foreign tax identification number, if any	
12h Address (number and street)			15h Address (number and street)		
12i City or town, state or province, country, ZIP or foreign postal code			15i City or town, state or province, country, ZIP or foreign postal code		
13a Recipient's U.S. TIN, if any			13h Recipient's GIIN		
13b Ch. 3 status code		13c Ch. 4 status code		13i Recipient's foreign tax identification number, if any	
13d Recipient's name		13e Recipient's country code		16 Recipient's account number	17 Recipient's date of birth
13f Address (number and street)			18 Payer's name	19 Payer's TIN	20 Payer's GIIN
13g City or town, state or province, country, ZIP or foreign postal code			21 State income tax withheld	22 Payer's state tax no.	23 Name of state

For Privacy Act and Paperwork Reduction Act Notice, see instructions.

Cat. No. 11386R

Form **1042-S** (2015)

Taxation of Fixed and Determinable Income

- Income from US sources, like interest income, dividend income and capital gains is taxed at a flat 30% or lower tax treaty rate.
- In order to qualify lower tax treaty rates, the taxpayer must qualify as a resident of a tax treaty country. Most EU member countries have income tax treaties with the US.
- For US sourced rental income there is special election that can be made to be taxed on a net income basis rather than the flat rate of 30% of gross rental income.

Capital Gains and Losses

Capital gains (not involving real estate)

- Tax Treaty Rate – depends on status and country of residence
- Non treaty rules

183 day rule.

If you were in the US for less than 183 days, capital gains are not taxable

If you were in the US for 183 days or more during the tax year, the net gain from sales of capital assets is taxed at 30% (or lower treaty rate).

Net gain = the excess of US sourced capital gains over US sourced capital losses.

Capital Gains and Losses

Capital gains (involving real estate)

- Taxed at graduated tax rates rather than at the 30% standard tax rate for fixed income. Use Schedule D to compute the amount

Sale of Your Residence in the US

Exclusion of up to \$250,000 on the gain from the sale of your main home.

Requirements:

- Property must be your main home.
- You must have owned and lived in the home for at least 2 years during the 5 year period ending on the date of sale.

If all the gain is excluded, the sale does not have to be reported on your tax return.

Joint Filing Election with Nonresident Spouse

- If you are a nonresident and are married to a US citizen or resident, you can make a one time election to file a joint tax return with your spouse.
- Written election is required in year of election
- The nonresident alien spouse is required to report worldwide income
- If a joint filing election is made, the exemption from US tax for EU G-3 visa holders is not affected. See IRS Revenue Ruling 79-246
- The election can be revoked but once revoked cannot be made again

1040NR Tax Return Overview

- Due date April 15 of each year if wages or other effectively connected income is being reported. If only investment income is being reported the due date is June 15th
- Filing Status - Use either *Other Single Nonresident Alien* if you are not married, or *Other Married Nonresident Alien*
- Exemptions - Only 1 exemption allowed. No exemptions for spouse or children
- Itemized deductions are limited. No deductions allowed for mortgage interest or real estate taxes.

Form **1040NR**Department of the Treasury
Internal Revenue Service**U.S. Nonresident Alien Income Tax Return**► Information about Form 1040NR and its separate instructions is at www.irs.gov/form1040nr.

For the year January 1–December 31, 2013, or other tax year

beginning 2013, and ending 20

OMB No. 1545-0074

2013Please print
or type

Your first name and initial		Last name		Identifying number (see instructions)	
Present home address (number, street, and apt. no., or rural route). If you have a P.O. box, see instructions.				Check if: <input type="checkbox"/> Individual <input type="checkbox"/> Estate or Trust	
City, town or post office, state, and ZIP code. If you have a foreign address, also complete spaces below (see instructions).					
Foreign country name		Foreign province/state/county		Foreign postal code	

Filing Status	1 <input type="checkbox"/> Single resident of Canada or Mexico or single U.S. national		4 <input type="checkbox"/> Married resident of South Korea	
	2 <input type="checkbox"/> Other single nonresident alien		5 <input type="checkbox"/> Other married nonresident alien	
	3 <input type="checkbox"/> Married resident of Canada or Mexico or married U.S. national		6 <input type="checkbox"/> Qualifying widow(er) with dependent child (see instructions)	

If you checked box 3 or 4 above, enter the information below.

(i) Spouse's first name and initial	(ii) Spouse's last name	(iii) Spouse's identifying number
-------------------------------------	-------------------------	-----------------------------------

Exemptions	7a <input type="checkbox"/> Yourself. If someone can claim you as a dependent, do not check box 7a				Boxes checked on 7a and 7b No. of children on 7c who: • lived with you • did not live with you due to divorce or separation (see instructions) Dependents on 7c not entered above
	b <input type="checkbox"/> Spouse. Check box 7b only if you checked box 3 or 4 above and your spouse did not have any U.S. gross income				
	c Dependents: (see instructions)				
	(1) First name	Last name	(2) Dependent's identifying number	(3) Dependent's relationship to you	
	(4) <input checked="" type="checkbox"/> If qualifying child for child tax credit (see instr.)				

d Total number of exemptions claimed		Add numbers on lines above ►			
--	--	------------------------------	--	--	--

Income Effectively Connected With U.S. Trade/ Business	8 Wages, salaries, tips, etc. Attach Form(s) W-2				8	
	9a Taxable interest				9a	
	b Tax-exempt interest. Do not include on line 9a				9b	
	10a Ordinary dividends				10a	
	b Qualified dividends (see instructions)				10b	
	11 Taxable refunds, credits, or offsets of state and local income taxes (see instructions)				11	
	12 Scholarship and fellowship grants. Attach Form(s) 1042-S or required statement (see instructions)				12	
	13 Business income or (loss). Attach Schedule C or C-EZ (Form 1040)				13	
	14 Capital gain or (loss). Attach Schedule D (Form 1040) if required. If not required, check here <input type="checkbox"/>				14	
	15 Other gains or (losses). Attach Form 4797				15	
	16a IRA distributions		16a	16b Taxable amount (see instructions)		16b
	17a Pensions and annuities		17a	17b Taxable amount (see instructions)		17b
	18 Rental real estate, royalties, partnerships, trusts, etc. Attach Schedule E (Form 1040)				18	
	19 Farm income or (loss). Attach Schedule F (Form 1040)				19	
	20 Unemployment compensation				20	
	21 Other income. List type and amount (see instructions)				21	
	22 Total income exempt by a treaty from page 5, Schedule OI, item L (1)(e)				22	
	23 Combine the amounts in the far right column for lines 8 through 21. This is your total effectively connected income				23	

Adjusted Gross Income	24 Educator expenses (see instructions)				24	
	25 Health savings account deduction. Attach Form 8889				25	
	26 Moving expenses. Attach Form 3903				26	
	27 Deductible part of self-employment tax. Attach Schedule SE (Form 1040)				27	
	28 Self-employed SEP, SIMPLE, and qualified plans				28	
	29 Self-employed health insurance deduction (see instructions)				29	
	30 Penalty on early withdrawal of savings				30	
	31 Scholarship and fellowship grants excluded				31	
	32 IRA deduction (see instructions)				32	
	33 Student loan interest deduction (see instructions)				33	
	34 Domestic production activities deduction. Attach Form 8903				34	
	35 Add lines 24 through 34				35	
36 Subtract line 35 from line 23. This is your adjusted gross income				36		

Tax and Credits

37	Amount from line 36 (adjusted gross income)	37	
38	Itemized deductions from page 3, Schedule A, line 15	38	
39	Subtract line 38 from line 37	39	
40	Exemptions (see instructions)	40	
41	Taxable income. Subtract line 40 from line 39. If line 40 is more than line 39, enter -0-	41	
42	Tax (see instructions). Check if any tax is from: <input type="checkbox"/> Form(s) 8814 <input type="checkbox"/> Form 4972	42	
43	Alternative minimum tax (see instructions). Attach Form 6251	43	
44	Add lines 42 and 43	44	
45	Foreign tax credit. Attach Form 1116 if required	45	
46	Credit for child and dependent care expenses. Attach Form 2441	46	
47	Retirement savings contributions credit. Attach Form 8880	47	
48	Child tax credit. Attach Schedule 8812, if required	48	
49	Residential energy credits. Attach Form 5695	49	
50	Other credits from Form: <input type="checkbox"/> 3800 <input type="checkbox"/> 8801 <input type="checkbox"/>	50	
51	Add lines 45 through 50. These are your total credits	51	
52	Subtract line 51 from line 44. If line 51 is more than line 44, enter -0-	52	

Other Taxes

53	Tax on income not effectively connected with a U.S. trade or business from page 4, Schedule NEC, line 15	53	
54	Self-employment tax. Attach Schedule SE (Form 1040)	54	
55	Unreported social security and Medicare tax from Form: <input type="checkbox"/> 4137 <input type="checkbox"/> 8919	55	
56	Additional tax on IRAs, other qualified retirement plans, etc. Attach Form 5329 if required	56	
57	Transportation tax (see instructions)	57	
58a	Household employment taxes from Schedule H (Form 1040)	58a	
58b	First-time homebuyer credit repayment. Attach Form 5405 if required	58b	
59	Taxes from: <input type="checkbox"/> Form 8959 <input type="checkbox"/> Instructions; enter code(s)	59	
60	Add lines 52 through 59. This is your total tax	60	

Payments

61	Federal income tax withheld from:		
a	Form(s) W-2 and 1099	61a	
b	Form(s) 8805	61b	
c	Form(s) 8288-A	61c	
d	Form(s) 1042-S	61d	
62	2013 estimated tax payments and amount applied from 2012 return	62	
63	Additional child tax credit. Attach Schedule 8812	63	
64	Amount paid with request for extension to file (see instructions)	64	
65	Excess social security and tier 1 RRTA tax withheld (see instructions)	65	
66	Credit for federal tax paid on fuels. Attach Form 4136	66	
67	Credits from Form: <input type="checkbox"/> 2439 <input type="checkbox"/> Reserved <input type="checkbox"/> 8885 <input type="checkbox"/>	67	
68	Credit for amount paid with Form 1040-C	68	
69	Add lines 61a through 68. These are your total payments	69	

RefundDirect deposit?
See instructions.

70	If line 69 is more than line 60, subtract line 60 from line 69. This is the amount you overpaid	70	
71a	Amount of line 70 you want refunded to you. If Form 8888 is attached, check here <input type="checkbox"/>	71a	
b	Routing number	c	Type: <input type="checkbox"/> Checking <input type="checkbox"/> Savings
d	Account number		
e	If you want your refund check mailed to an address outside the United States not shown on page 1, enter it here.		
72	Amount of line 70 you want applied to your 2014 estimated tax	72	

Amount You Owe

73	Amount you owe. Subtract line 69 from line 60. For details on how to pay, see instructions	73	
74	Estimated tax penalty (see instructions)	74	

Third Party DesigneeDo you want to allow another person to discuss this return with the IRS (see instructions)? ☐ Yes. Complete below. ☐ No

Designee's name	Phone no.	Personal identification number (PIN)
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Sign Here

Under penalties of perjury, I declare that I have examined this return and accompanying schedules and statements, and to the best of my knowledge and belief, they are true, correct, and complete. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

Keep a copy of this return for your records.	Your signature	Date	Your occupation in the United States	If the IRS sent you an Identity Protection PIN, enter it here (see inst.)
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Paid Preparer Use Only

Print/Type preparer's name	Preparer's signature	Date	Check <input type="checkbox"/> if self-employed	PTIN
Firm's name	Firm's EIN	Phone no.		
Firm's address				

Schedule A—Itemized Deductions (see instructions)

07

Taxes You Paid	1	State and local income taxes	1	
Gifts to U.S. Charities	2	Caution: If you made a gift and received a benefit in return, see instructions.		
	2	Gifts by cash or check. If you made any gift of \$250 or more, see instructions	2	
	3	Other than by cash or check. If you made any gift of \$250 or more, see instructions. You must attach Form 8283 if the amount of your deduction is over \$500	3	
	4	Carryover from prior year	4	
	5	Add lines 2 through 4	5	
Casualty and Theft Losses	6	Casualty or theft loss(es). Attach Form 4684. See instructions	6	
Job Expenses and Certain Miscellaneous Deductions	7	Unreimbursed employee expenses—job travel, union dues, job education, etc. You must attach Form 2106 or Form 2106-EZ if required. See instructions ►	7	
	8	Tax preparation fees	8	
	9	Other expenses. See instructions for expenses to deduct here. List type and amount ►	9	
	10	Add lines 7 through 9	10	
	11	Enter the amount from Form 1040NR, line 37	11	
	12	Multiply line 11 by 2% (.02)	12	
	13	Subtract line 12 from line 10. If line 12 is more than line 10, enter -0-	13	
Other Miscellaneous Deductions	14	Other—see instructions for expenses to deduct here. List type and amount ►	14	
Total Itemized Deductions	15	Is Form 1040NR, line 37, over the amount shown below for the filing status box you checked on page 1 of Form 1040NR: • \$300,000 if you checked box 6, • \$250,000 if you checked box 1 or 2, or • \$150,000 if you checked box 3, 4, or 5? <input type="checkbox"/> No. Your deduction is not limited. Add the amounts in the far right column for lines 1 through 14. Also enter this amount on Form 1040NR, line 38. <input type="checkbox"/> Yes. Your deduction may be limited. See the Itemized Deductions Worksheet in the instructions to figure the amount to enter here and on Form 1040NR, line 38.	15	

Schedule NEC—Tax on Income Not Effectively Connected With a U.S. Trade or Business (see instructions)

Nature of income		Enter amount of income under the appropriate rate of tax (see instructions)							
		(a) 10%		(b) 15%		(c) 30%		(d) Other (specify)	
								%	%
1	Dividends paid by:								
a	U.S. corporations	1a							
b	Foreign corporations	1b							
2	Interest:								
a	Mortgage	2a							
b	Paid by foreign corporations	2b							
c	Other	2c							
3	Industrial royalties (patents, trademarks, etc.)	3							
4	Motion picture or T.V. copyright royalties	4							
5	Other royalties (copyrights, recording, publishing, etc.)	5							
6	Real property income and natural resources royalties	6							
7	Pensions and annuities	7							
8	Social security benefits	8							
9	Capital gain from line 18 below	9							
10	Gambling—Residents of Canada only. Enter net income in column (c). If zero or less, enter -0-.								
a	Winnings								
b	Losses	10c							
11	Gambling winnings—Residents of countries other than Canada. Note. Losses not allowed	11							
12	Other (specify) ►	12							
13	Add lines 1a through 12 in columns (a) through (d)	13							
14	Multiply line 13 by rate of tax at top of each column	14							
15	Tax on income not effectively connected with a U.S. trade or business. Add columns (a) through (d) of line 14. Enter the total here and on Form 1040NR, line 53	15							

Capital Gains and Losses From Sales or Exchanges of Property

Enter only the capital gains and losses from property sales or exchanges that are from sources within the United States and not effectively connected with a U.S. business. Do not include a gain or loss on disposing of a U.S. real property interest; report these gains and losses on Schedule D (Form 1040). Report property sales or exchanges that are effectively connected with a U.S. business on Schedule D (Form 1040), Form 4797, or both.	16	(a) Kind of property and description (if necessary, attach statement of descriptive details not shown below)	(b) Date acquired (mo., day, yr.)	(c) Date sold (mo., day, yr.)	(d) Sales price	(e) Cost or other basis	(f) LOSS If (e) is more than (d), subtract (d) from (e)		(g) GAIN If (d) is more than (e), subtract (e) from (d)	
	17	Add columns (f) and (g) of line 16					17	()		
	18	Capital gain. Combine columns (f) and (g) of line 17. Enter the net gain here and on line 9 above (if a loss, enter -0-) ►					18			

Form **1040NR** (2013)

Schedule OI—Other Information (see instructions)

Answer all questions

- A** Of what country or countries were you a citizen or national during the tax year?
- B** In what country did you claim residence for tax purposes during the tax year?
- C** Have you ever applied to be a green card holder (lawful permanent resident) of the United States? ☐ **Yes** ☐ **No**
- D** Were you ever:
1. A U.S. citizen? ☐ **Yes** ☐ **No**
2. A green card holder (lawful permanent resident) of the United States? ☐ **Yes** ☐ **No**
- If you answer "Yes" to (1) or (2), see Pub. 519, chapter 4, for expatriation rules that apply to you.
- E** If you had a visa on the last day of the tax year, enter your visa type. If you did not have a visa, enter your U.S. immigration status on the last day of the tax year.
- F** Have you ever changed your visa type (nonimmigrant status) or U.S. immigration status? ☐ **Yes** ☐ **No**
If you answered "Yes," indicate the date and nature of the change. ►
- G** List all dates you entered and left the United States during 2013 (see instructions).
Note. If you are a resident of Canada or Mexico AND commute to work in the United States at frequent intervals, check the box for **Canada** or **Mexico** and skip to item H ☐ **Canada** ☐ **Mexico**

Date entered United States mm/dd/yy	Date departed United States mm/dd/yy

Date entered United States mm/dd/yy	Date departed United States mm/dd/yy

- H** Give number of days (including vacation, nonworkdays, and partial days) you were present in the United States during:
2011 , 2012 , and 2013
- I** Did you file a U.S. income tax return for any prior year? ☐ **Yes** ☐ **No**
If "Yes," give the latest year and form number you filed ►
- J** Are you filing a return for a trust? ☐ **Yes** ☐ **No**
If "Yes," did the trust have a U.S. or foreign owner under the grantor trust rules, make a distribution or loan to a U.S. person, or receive a contribution from a U.S. person? ☐ **Yes** ☐ **No**
- K** Did you receive total compensation of \$250,000 or more during the tax year? ☐ **Yes** ☐ **No**
If "Yes," did you use an alternative method to determine the source of this compensation? ☐ **Yes** ☐ **No**
- L** Income Exempt from Tax—If you are claiming exemption from income tax under a U.S. income tax treaty with a foreign country, complete (1) and (2) below. See Pub. 901 for more information on tax treaties.
1. Enter the name of the country, the applicable tax treaty article, the number of months in prior years you claimed the treaty benefit, and the amount of exempt income in the columns below. Attach Form 8833 if required (see instructions).

(a) Country	(b) Tax treaty article	(c) Number of months claimed in prior tax years	(d) Amount of exempt income in current tax year

- (e) Total.** Enter this amount on Form 1040NR, line 22. Do not enter it on line 8 or line 12
2. Were you subject to tax in a foreign country on any of the income shown in 1(d) above? ☐ **Yes** ☐ **No**

Resources

- www.irs.gov – IRS web site
- IRS Publication 519 US Tax Guide for Aliens
- IRS Publication 901 - US Tax Treaties

Taxation of US Citizens

Questions?