

U.S. TAX FILING RESPONSIBILITY INTERNATIONAL STUDENTS & SCHOLARS

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International Student & Scholar Services

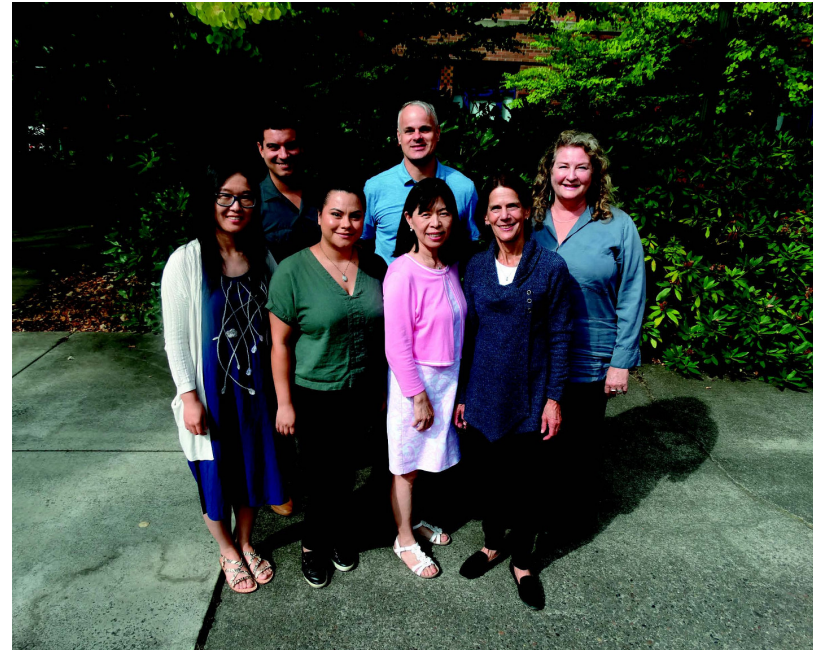
To Start...

**ALL INT'L STUDENTS MUST REPORT
"SOMETHING" TO THE INTERNAL
REVENUE SERVICE (IRS)**

Same as U.S. citizens and Permanent Residents. U.S. tax reporting is a **personal** responsibility for anyone living and working in the U.S..

WE CANNOT PROVIDE TAX ADVICE, JUST INFORMATION

- That's why we have partnered with **Sprintax** an online tax software for students filing as nonresidents for tax purposes
- ISSS has **pre-paid** the cost of filing a non-resident federal tax return
- GE's also have the state tax return paid for



BEFORE WE START...SOME TERMINOLOGY YOU WILL LEARN TODAY

- U.S. source income
- Federal and state tax return
- Form 8843
- Substantial presence test
- Nonresident for tax purposes (or nonresident tax filer)
- Resident for tax purposes (or resident tax filer)
- Taxable scholarship or fellowship



SO... THERE ARE 3
THINGS YOU NEED TO
KNOW ABOUT U.S.
TAX REPORTING:

1. All intl students and scholars **present in the U.S. for any part of 2023** must file Form 8843
2. And, if you received **U.S. source income**, you must file a Federal and State tax return
3. What happens if you don't file?
 1. I don't know, but is it worth the risk?
 2. You may encounter complications when applying for U.S. visas or permanent residency in the future

Quick Summary of IRS reporting requirements

International Students
**without U.S. source
income**

must file:

Form 8843

International Students
with U.S. source income

must file:

1. Form 8843
 2. Federal & State Tax Return
- Common tax-related documents required to file returns:
- W-2
 - 1042-S
 - 1099
 - other tax-related

Don't worry, we will explain all of this step by step!



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Form 8843

Everything you
need to know

WHAT IS FORM 8843?

- Not an income tax return. Form 8843 is **informational statement of presence in the U.S. required by the IRS for nonresident tax filers**. It should be filled out for every nonresident present in the U.S. for the previous year, including spouses, partners, and children.
 - If you are a **resident for tax purposes**, you are **not required** to file Form 8843.
- **Remember...** with or without U.S. source income, you are required to file Form 8843.

WHAT IS U.S. SOURCE INCOME?

U.S. source income means you received wages, salary, awards, prizes, or **taxable** scholarships or fellowships from a U.S. institution, organization, or company.

“**Taxable**” refers to the amount of scholarship or fellowship that **exceeds** the amount of tuition

Examples of U.S. source income

- On-campus employment
- Graduate Employees
- CPT employment
- OPT employment
- Research or internship stipend
- Honorarium

Note: Financial support from outside the U.S. is not considered U.S. source income.

Now let's look at tax-related documents...

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**without U.S. source
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International Students
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 2. Federal & State Tax Return
- Common tax-related documents required to file returns:
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 - 1099
 - other tax-related



Form **1042-S** Foreign Person's U.S. Source Income Subject to Withholding
 Department of the Treasury Internal Revenue Service

Information about Form 1042-S and its separate instructions is at www.irs.gov/form1042

AMENDED PRO-RATA BASIS

1 Income code	2 Gross income	3 Chapter indicator. Enter "3" or "4"		13e Recipient's U.S. TIN,
		3a Exemption code	4a Exemption code	
		3b Tax rate	4b Tax rate	
5 Withholding allowance				13h Recipient's GILN
6 Net income		7a Check if tax not deposited with _____		

MOST COMMON NONRESIDENT TAX-RELATED FORMS

W-2 - issued by the end of January for wages earned
 For on-campus jobs or paid research, the W-2 is in Duckweb under Employee

For CPT/OPT employment, the W-2 sent by employer

1042-S – Business Affairs will mail by March 15th for:
 income exempt from tax withholding under a tax treaty,
 a taxable fellowship/scholarship or grant,
 or a non-employee service payment.

1099 - issued for miscellaneous income

1098-T (resident tax filers only)

New terminology

DETERMINING TAX FILING STATUS: **NONRESIDENT** OR **RESIDENT** FOR TAX PURPOSES



- Sprintax will ask you a series of questions based on the “substantial presence test”
- The substantial presence test is a calculation that determines the resident or nonresident status of a foreign national for tax purposes in the U.S. The substantial presence test must be applied on a yearly basis (Form 8843).
- If it is determined you are a **nonresident** for tax purposes, you can file with Sprintax
- If it is determined you are a **resident** for tax purposes, you **cannot** file with Sprintax
 - Instead use TurboTax, H&R Block, Tax Slayer, TaxAct... or a professional tax preparer
 - VITA tax assistance program at UO: <http://www.uobap.com/vita>

WHY DOES IT
MATTER WHAT
MY TAX FILING
STATUS IS?

Residents and nonresidents for tax purposes are taxed differently!

If you are a **nonresident for tax purposes**, with U.S. source income, you must file a federal tax return and report all of your **U.S. source income** (refer back to what U.S. source income is).

If you're a resident for tax purposes, you must report your **worldwide income** from all sources, that is, **income from both within and outside the U.S.**

Refer to IRS website for more information:
<https://www.irs.gov/taxtopics/tc851>

QUICK CHECK ON TERMINOLOGY

- “Resident” and “Nonresident” for **tax purposes** does NOT refer to:
 - immigration status,
 - tuition rate, or
 - U.S. permanent resident status
- That is why we use the phrase “**nonresident for tax purposes**” or “**nonresident tax filer**” to be clear that we are only talking about U.S. tax status
- Remember, Sprintax will help you determine your tax status at the very beginning of the process!

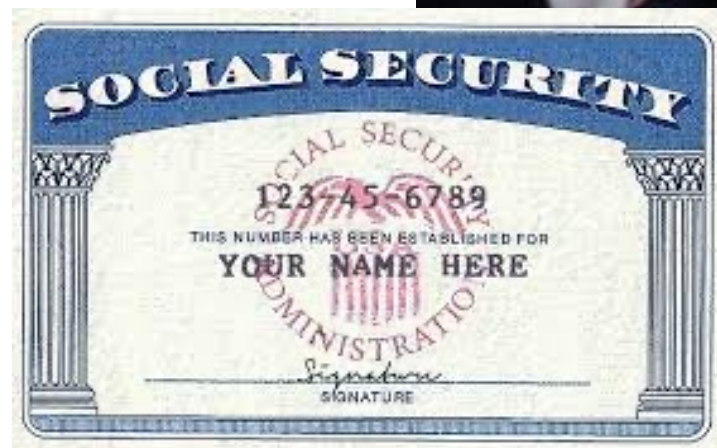
DO I NEED A SOCIAL SECURITY NUMBER TO FILE A TAX RETURN?

Int'l Students:

- If you have no U.S. source income, you are not eligible for a SSN.
 - In this case, you only file Form 8843
- **If you have U.S. source income you either need an SSN or an ITIN to file your tax return.**
 - SSN = employment
 - ITIN = no employment but have a scholarship, fellowship or award

Int'l Scholars:

- You are eligible for a SSN without having a job



WHAT IS AN ITIN?

Individual Taxpayer Identification Number (ITIN) is issued by Internal Revenue Service (IRS)

Federal tax reporting number for those who are not eligible for a social security number

Follow the instructions in the link below to request an ITIN. ISSS will file on your behalf. IRS processing can be several weeks or months.

<https://iss.uoregon.edu/individual-taxpayer-identification-number-itin>

HOW DO I KNOW WHAT TO FILE?

- Sprintax's nonresident software will guide you through the tax filing process step-by-step.
- Sprintax will prepare the federal and state tax returns (and Form 8843) based on your tax-related documents and provide you with instructions on where to mail the returns.
- If you only need to file Form 8843, you can do this on your own or use Sprintax. <https://blog.sprintax.com/tax-form-8843-filing-instructions/>



CAN I FILE ON MY OWN?



Sure, but why would you?

- ISSS has already **paid** for you to file the federal tax return
- And Sprintax provides:
 - Step-by-step guide to filing federal & state returns
 - Free filing of Form 8843
 - 100% tax compliance guaranteed
 - Every tax deduction and treaty benefit applied

Again, residents for tax purposes cannot use Sprintax to file their tax returns and they do not file Form 8843.

HOW DO I GET STARTED?

- Go to <https://iss.uoregon.edu/node/340>
- Follow steps to gather all tax-related documents and create a Sprintax account.
- The unique discount code (**UOR750F23**) to cover the cost of filing the Federal tax return is also embedded in the [Sprintax account link](#) on our website.

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File your US nonresident
tax return

TAX FILING SUPPORT

- Go to the ISSS Tax Filing Support website below and scroll to the bottom of the page for support and additional resources:
- <https://iss.uoregon.edu/node/340>



QUESTIONS?