

U.S. TAX FILING RESPONSIBILITY INTERNATIONAL STUDENTS & SCHOLARS

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International Student & Scholar Services

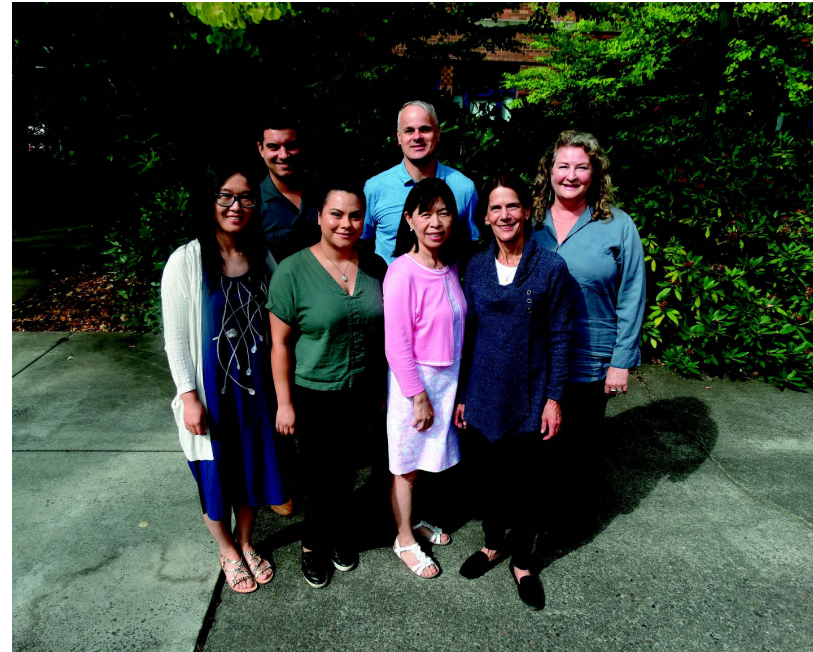
To Start...

**ALL INT'L STUDENTS & SCHOLARS 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..

CAN ISSS HELP ME FILE MY TAXES?

- ISSS staff cannot provide legal tax advice.
- We have partnered with **Sprintax** which offers the only online self-preparation tax software for nonresidents (for tax purposes) in the U.S.
- ISSS has **pre-paid** the cost of filing a non-resident federal tax return for int'l students & scholars (**savings of \$52**); you pay for the state tax return (from \$45)
- Sprintax will help you navigate the U.S. tax system, including tax filing status, federal and state tax returns, tax treaties and more...



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

- U.S. source income
- U.S. income tax return
- 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 2022** must file Form 8843
2. And, if you received **U.S. source income**, you must file a Federal and State tax return
3. And, if you don't comply, you may encounter complications when applying for U.S. visas in the future

Quick Summary of IRS reporting requirements

International Students & Scholars
**with or without U.S.
source income**

must file:

Form 8843

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

International Students & Scholars
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

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., as well as last year’s HEERF awards is not considered U.S. source income.

Let's break this down...Form 8843

International Students & Scholars
**with or without U.S.
source income**

must file:

Form 8843

International Students & Scholars
with U.S. source income

must file:

1. Form 8843

2. Federal & State Tax Return
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- other tax-related



sprintax

Form 8843

Everything you
need to know

WHAT IS FORM 8843?

- **Remember...** with or without U.S. source income, you are required to file 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.

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

International Students & Scholars
**with or without U.S.
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must file:

Form 8843

International Students & Scholars
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



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!

OK – let's review again what we have learned...

International Students & Scholars
**with or without U.S.
source income**

must file:

Form 8843

**only required of
nonresidents for tax
purposes**

International Students & Scholars
with U.S. source income

must file:

1. **Form 8843**
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required to file returns:
- W-2
 - 1042-S
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Residents for tax purposes

International Students & Scholars
with U.S. source income

must file:

- I. Federal & State Tax Return
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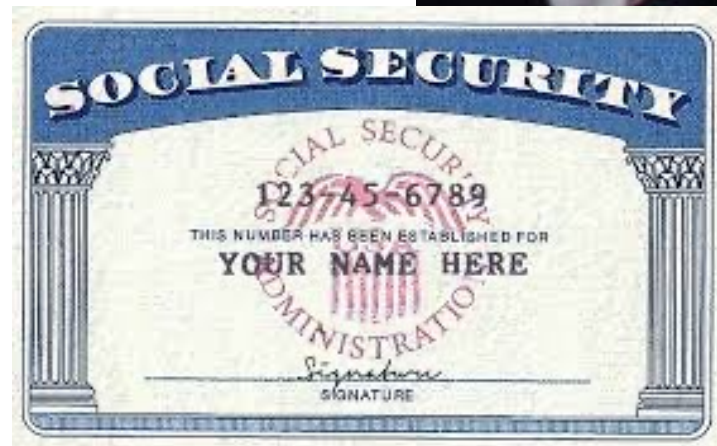
DO I NEED A SOCIAL SECURITY NUMBER TO FILE A TAX RETURN?

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?

- Click on [SPRINTAX](#) to create your account.
- The unique discount code (22UOR750F) to cover the cost of filing the Federal tax return is embedded in the [SPRINTAX](#) link.

(https://taxprep.sprintax.com/?utm_ref=university-of-Oregon)

sprintax

**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/tax-filing-support>



QUESTIONS?