

## Tax Treaties and Form 8233

### Relevant Information for International Students

If you are employed as a student worker at Pacific Union College (PUC) and from a country that has a tax treaty with the United States, you are eligible to fill out Form 8233 and request that tax treaty to be applied to your earnings. Here is a list of countries that shows which ones have tax treaties with the U.S.

<https://rumbaklaw.com/resources-and-tools/us-federal-tax-resources/countries-with-and-without-income-tax-treaties-with-the-u-s/>

#### Use this link for Instructions on how to fill out Form 8233:

<https://www.irs.gov/forms-pubs/about-form-8233>

Leave Part II Items 13a - 13d blank as the non-compensatory scholarship income you receive from PUC all goes toward tuition and fees so is non-taxable.

Make sure to include a personal statement on a separate sheet of paper that is signed and dated (samples can be found in Publication 519, Appendix A):

<https://www.irs.gov/pub/irs-pdf/p519.pdf>

#### Helpful resources:

1. U.S. Tax Guide for Aliens:

[https://www.irs.gov/pub/irs-utl/Tax\\_Treaty\\_Table\\_3.pdf](https://www.irs.gov/pub/irs-utl/Tax_Treaty_Table_3.pdf)

2. How much is the tax treaty my country has with the U.S.?

<https://www.mtu.edu/fso/financial/tax/nonresidents/student>

Scroll down the page till you see Tax Treaty Table for Student Wages – this will show you what the tax treaty amount is between your country and the U.S.

3. What is Form 1042-S?

<https://your.yale.edu/work-yale/financial-management/yale-shared-services-yss/payroll/payroll-toolbox/form-1042-s> (Source: Yale University's website)

<https://www.irs.gov/forms-pubs/about-form-1042-s>

#### Of note:

Tax treaties can only be applied against earnings for federal income tax, not state income tax.

You are still required to file federal and state tax returns even if you have no taxable federal income due to a tax treaty being applied to your earnings.

If you filled out Form 8233 and it was approved by the IRS, you will receive a 1042-S by March 16<sup>th</sup> following the tax year you are filing for. You will also receive a W-2 showing your State taxable earnings as the tax treaties do not apply at the State level. If you had any earnings over and above the tax treaty amount it will show as taxable federal income.