



THE UNIVERSITY OF
SOUTHERN MISSISSIPPI®

Tax Treaty Information for Students with Scholarships

The United States has tax treaties with several foreign countries. Under these treaties, residents (not necessarily citizens) of foreign countries may be taxed at a reduced rate or may be exempt specific income amounts of U.S. sourced income including wages and/or scholarship/fellowship payments from taxation. Please see the attached list to determine if your country has a tax treaty with the U.S.

Important, please note the following:

- If a student is from a tax treaty country and claims tax treaty benefits for part of their earned income, they will receive a form 1042-S in addition to their form W-2. Both forms are necessary to file federal and state taxes. If a student received scholarship treaty benefits in addition to wages, they will receive an additional form 1042-S.
- If the student received only scholarship funds during the previous year, they will only receive a 1042-S form for unqualified tuition.
- If a student's country of residence is included in the attached table, the W8BEN form will need to be signed annually to claim the treaty benefit. In addition, an annual form 8233 will need to be signed if the student's country has tax treaty benefits for wages.

If a student is using Sprintax to file their nonresident alien tax return, they will be guided through the questions of whether or not they are eligible for a tax treaty and if additional signed documents are required when filing a 1040NR or a 1040 US Tax Return.

Country	Maximum Presence	Amount	Article #	Special restrictions* (see below)
Armenia	5 years	\$9,999	VI (1)	a
Azerbaijan	5 years	\$9,999	VI (1)	a
Bangladesh	No limit	No limit	21 (2)	In effect after 01/01/07
Belarus	5 years	\$9,999	VI (1)	a
Peoples Republic of China	No limit	No limit	20 (b)	b
Cyprus	5 years	No limit	21 (1)	
Czech Republic	5 years	No limit	21 (1)	
Egypt	5 years	No limit	23 (1)	
Estonia	5 years	No limit	20 (1)	
France	5 years	No limit	21 (1)	
Georgia	5 years	\$9,999	VI (1)	a
Germany	No limit	No limit	20 (3)	
Iceland	5 years	No limit	22 (1)	
Indonesia	5 years	No limit	19 (1)	
Israel	5 years	No limit	24 (1)	
Kazakhstan	5 years	No limit	19	
Republic of Korea	5 years	No limit	21 (1)	
Kyrgyzstan	5 years	\$9,999	VI (1)	a
Latvia	5 years	No limit	20 (1)	
Lithuania	5 years	No limit	20 (1)	
Moldova	5 years	\$9,999	VI (1)	a
Morocco	5 years	No limit	18	
Netherlands	3 years	No limit	22 (2)	
Norway	5 years	No limit	16 (1)	
Philippines	5 years	No limit	22 (1)	
Poland	5 years	No limit	18 (1)	
Portugal	5 years	No limit	23 (1)	
Romania	5 years	No limit	20 (1)	
Slovak Republic	5 years	No limit	21 (1)	
Slovenia	5 years	No limit	20 (1)	c
Spain	5 years	No limit	22 (1)	
Tajikistan	5 years	\$9,999	VI (1)	a
Thailand	5 years	No limit	22 (1)	
Trinidad & Tobago	5 years	No limit	19 (1)	
Tunisia	5 years	No limit	20	
Turkmenistan	5 years	\$9,999	VI (1)	a
Ukraine	5 years	No limit	20	
Uzbekistan	5 years	\$9,999	VI (1)	a
Venezuela	5 years	No limit	21(1)	c

The list is not inclusive of all the possible options

Special Restrictions

a – Includes exemption for scholarship/grant amounts up to \$9,999 received from U.S. sources for ordinary living expenses.

b – Does not include Hong Kong.

c – Students continuing graduate level studies may claim treaty benefits for the additional time needed to complete the graduate degree requirements.