# Caution: DRAFT—NOT FOR FILING

This is an early release draft of an IRS tax form, instructions, or publication, which the IRS is providing for your information as a courtesy. **Do not file draft forms.** Also, do not rely on draft instructions and publications for filing. We generally do not release drafts of forms until we believe we have incorporated all changes. However, unexpected issues sometimes arise, or legislation is passed, necessitating a change to a draft form. In addition, forms generally are subject to OMB approval before they can be officially released. Drafts of instructions and publications usually have at least some changes before being officially released.

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Almost every form and publication also has its own easily accessible information page on IRS.gov. For example, the Form 1040 page is at IRS.gov/form1040; the Form W-2 page is at IRS.gov/w2; the Publication 17 page is at IRS.gov/pub17; the Form W-4 page is at IRS.gov/w4; the Form 8863 page is at IRS.gov/form8863; and the Schedule A (Form 1040) page is at IRS.gov/schedulea. If typing in the links above instead of clicking on them: type the link into the address bar of your browser, not in a Search box; the text after the slash must be lowercase; and your browser may require the link to begin with "www.". Note that these are shortcut links that will automatically go to the actual link for the page.

If you wish, you can submit comments about draft or final forms, instructions, or publications on the <u>Comment on Tax Forms and Publications</u> page on IRS.gov. We cannot respond to all comments due to the high volume we receive, but we will carefully consider each one. Please note that we may not be able to consider many suggestions until the subsequent revision of the product.

DO NOT	STAPLE							
Form Depart Interna	OMB No. 1545-0096							
Name	of withholding agent		Ch. 4 Status Code Employer Ch. 3 Status Code	dentification number				
Number, street, and room or suite no.								
City o	r town, state or provi	nce, country, and ZIP or foreign postal code	I AS UI					
1	Type of paper	Forms 1042-S attached:						
a Choose only one: Chapter 4 or Chapter 3 (enter 4 or 3)								
b Check only one box: Original Amended								
С	Check if pro-ra	ta 🕨 🗌	OT EII E					
d	Enter the numb	per of paper Forms 1042-S attached ▶						
2	Total gross inc	ome reported on all paper Forms 104	2-S (box 2) attached					
3	Total federal ta	x withheld on all paper Forms 1042-S	Sattached:					
а	Total federal ta	x withheld under Chapter 4	\$					
b	Total federal ta	x withheld under Chapter 3	· · · · · · · · \$					
int		on your previously filed Form 1042 to	attached Form 1042-S causes the gross income or ta o change, you must file an amended Form 1042. See					
		If this is your FINAL return, er	nter an "X" here (see instructions)					
		Please return this entire	page to the Internal Revenue Service.					

Sign Under penalties of perjury, I declare that I have examined this return and accompanying documents and, to the best of my knowledge and belief, they are true, correct, and complete.

Here	Your signature	Title		Da	Daytime phone number	
	▶					
For more	information and the Privacy Act and Paperwo	ork Reduction Act Notice.	see Form 1042-S.	Cat. No. 288	48W Form <b>1042-T</b> (2016)	

# Instructions

#### What's New

Withholding agent's status codes. Beginning in 2016, withholding agents must enter both a chapter 4 and chapter 3 status code regardless of the type of payment being made. Also, new status codes have been added under chapter 4 (code 50) and chapter 3 (code 34) for payments made by a foreign branch of a U.S. financial institution. See Boxes 12b and 12c, Withholding Agent's Chapter 3 and Chapter 4 Status Code in the Form 1042-S instructions for additional information.

**New line 1a.** Withholding agents are not permitted to file a single Form 1042-T to report both chapter 4 and chapter 3 amounts. Withholding agents must indicate either chapter 4 or chapter 3 on new line 1a to designate the chapter for which they are filing a given Form 1042-T. See line 1a instructions below for additional information.

## Purpose of Form

Use this form to transmit paper Forms 1042-S, Foreign Person's U.S. Source Income Subject to Withholding, to the Internal Revenue Service. Use a separate Form 1042-T to transmit each type of Form 1042-S (see the instructions for line 1 below).

## **Electronic Filing Requirement**

If you file 250 or more Forms 1042-S, you are required to submit them electronically. If you submit fewer than 250 Forms 1042-S, you are encouraged to file them electronically. If you are a financial institution, you are required to submit Forms 1042-S electronically irrespective of the number of Forms 1042-S you submit. If you submit Forms 1042-S electronically, do not use Form 1042-T. See the Instructions for Form 1042 for the definition of financial institution.

# Filing Forms 1042 and 1042-S

Use of this form to transmit paper Forms 1042-S does not affect your obligation to file Form 1042, Annual Withholding Tax Return for U.S. Source Income of Foreign Persons.

If you have not yet filed a Form 1042 for 2016, you may send in more than one Form 1042-T to submit paper Forms 1042-S prior to filing your Form 1042. You may submit amended Forms 1042-S even though changes reflect differences in gross income and tax withheld information of Forms 1042-S previously submitted with a Form 1042-T.

If you have already filed a Form 1042 for 2016 and an attached Form 1042-S caused the gross income or tax withheld information previously reported on line 62c or 63e of your Form 1042 to change, you must file an amended Form 1042.

#### Where and When To File

File Form 1042-T (and Copy A of the paper Forms 1042-S being transmitted) with the Ogden Service Center, P.O. Box 409101, Ogden, UT 84409, by March 15, 2017. Send the forms in a flat mailing (not folded).

#### Line Instructions

**Identifying information at top of form.** The name, address, EIN, and chapter 4 and 3 status codes of the withholding agent named on this form must be the same as those you enter on Forms 1042 and 1042-S. See the Instructions for Form 1042 for definition of withholding agent. See the Instructions for Form 1042-S for the withholding agent codes for the chapter 4 and 3 status codes. You must enter both a chapter 4 and a chapter 3 withholding agent status code regardless of the type of payment being made. **Line 1.** You must file a separate Form 1042-T for each type of paper Form 1042-S you are transmitting.

**Line 1a.** Withholding agents are not permitted to file a single Form 1042-T to transmit both chapter 4 and chapter 3 amounts. Withholding agents must indicate either chapter 4 or chapter 3 to designate the chapter for which they are filing a given Form 1042-T. The chapter you designate on this form must be the same as that on all attached Forms 1042-S. See *Chapter indicator* in the Form 1042-S instructions for additional information.

*Line 1b.* Check either the Original or Amended box (but not both).

*Line 1c.* Check the box on this line 1c if you are filing pro-rata Forms 1042-S (see Form 1042-S instructions).

As a result of the above rules, there are eight possible types of Form 1042-S that may be transmitted, and each type requires a separate Form 1042-T:

- Chapter 4, original, pro-rata.
- Chapter 4, original, non-pro-rata.
- Chapter 4, amended, pro-rata.
- Chapter 4, amended, non-pro-rata.
- Chapter 3, original, pro-rata.
- Chapter 3, original, non-pro-rata.
- Chapter 3, amended, pro-rata.
- Chapter 3, amended, non-pro-rata.

Each type must be transmitted with a separate Form 1042-T. For example, you must transmit only Chapter 3, original, prorata Forms 1042-S with one Form 1042-T.

**Line 2.** Enter the total of the gross income amounts shown on the Forms 1042-S (box 2) being transmitted with this Form 1042-T.

**Line 3.** Enter the total of the federal tax withheld amounts shown on all Forms 1042-S (total of amounts in boxes 7, 8, and 9, reduced by any amount in box 11) being transmitted with this Form 1042-T. Either box 3a or 3b must be completed, not both. If you indicated "Chapter 4" on line 1a, complete line 3a to report the total amounts withheld pursuant to chapter 4. If you indicated "Chapter 3" on line 1a, complete line 3b to report the total amounts withheld pursuant to chapter 3.

**Final return.** If you will not be required to file additional Forms 1042-S, including amended Forms 1042-S for the 2016 year (on paper or electronically), enter an "X" in the "FINAL return" box.

**Paperwork Reduction Act Notice.** The time needed to complete and file this form will vary depending on individual circumstances. The estimated average time is 12 minutes.