Department of the Treasury Internal Revenue Service

# U.S. Estimated Tax for Nonresident Alien Individuals

OMB No. 1545-0087

2001

# Purpose of This Package

If you are a nonresident alien, use this package to figure and pay your estimated tax. Estimated tax is the method used to pay tax on income that is not subject to withholding.

Do not use the payment vouchers in this package to notify the IRS of a **change of address**. Instead, use **Form 8822**, Change of Address.

You can order Form 8822 and other forms and publications by writing to the Eastern Area Distribution Center, P.O. Box 85074, Richmond, VA 23261-5074, USA. Or, if you have a computer and modem, you can access the IRS Web Site 24 hours a day, 7 days a week, at www.irs.gov. For file transfer protocol, connect to ftp.irs.gov.

#### Who Must Make Estimated Tax Payments

Generally, you must make estimated tax payments if you expect to owe at least \$1,000 in tax for 2001 (after subtracting your withholding and credits) and you expect your withholding and credits to be less than the **smaller** of:

- 1. 90% of the tax on your 2001 tax return or
- 2. The tax shown on your 2000 tax return (110% of that amount if you are not a farmer or fisherman and the adjusted gross income shown on that return is more than \$150,000 or, if married filing separately for 2001, more than \$75,000).

However, if you did not file a 2000 tax return or that return did not cover all 12 months, item 2 above does not apply.

For this purpose, include household employment taxes (before subtracting advance EIC payments made to your employee(s)) when figuring the tax shown on your tax return if:

- 1. You will have Federal income tax withheld from wages, pensions, annuities, or other income effectively connected with a U.S. trade or business **or**
- 2. You would be required to make estimated tax payments to avoid a penalty even if you did not include household employment taxes when figuring your estimated tax.

#### Changes Effective for 2001

Caution: Legislation enacted after December 8, 2000, may affect the computation of your 2001 tax. To find out if such legislation was enacted and for details on any changes, visit the IRS Web Site at www.irs.gov

Use your 2000 tax return as a guide in figuring your 2001 estimated tax, but be sure to consider the changes noted in this section. For more information on changes that may affect your 2001 estimated tax, see **Pub. 553**, Highlights of 2000 Tax Changes.

Estimated tax safe harbor for some taxpayers. For 2001, the estimated tax safe harbor that is based on the tax shown on your 2000 tax return is 110% of that amount if you are not a farmer or fisherman and the adjusted gross income shown on that return is more than \$150,000 or, if married filing separately for 2001, more than \$75,000.

**Student loan interest deduction.** You may be able to deduct up to \$2,500 of interest you pay during 2001 on a qualified student loan.

Standard mileage rate. The rate for business use of a vehicle has inceased to 34½ cents a mile. The rate for use of your car to get medical care or for figuring deductible moving expenses has increased to 12 cents a mile.

**IRA** deduction allowed to more people covered by retirement plans. You may be able to take an IRA deduction for 2001 if you are covered by a retirement plan and your 2001 modified AGI is less than \$43,000 if single or married filing separately and you lived apart from your spouse for all of 2001; or \$63,000 if qualifying widow(er).

**Section 179 expense deduction.** Generally, the maximum deduction to expense certain property under section 179 for 2001 is \$24,000.

**Lower capital gains tax rate.** For 2001, gains on assets held more than 5 years are taxed at 8% to the extent the gains would have otherwise been taxed at 10%.

Election to recognize gain on certain assets held on January 1, 2001. You may elect to treat certain assets held on January 1, 2001, as having been sold and then reacquired on the same date. The purpose of the election is to make future gain on the asset eligible for a capital gains tax rate of 18% instead of 20% if the asset is held more than 5 years. Only gains that would otherwise be taxed at 20% on assets acquired after December 31, 2000, or that you are electing to treat as having been reacquired after that date, are eligible for the 18% rate. For details on how to make the election, see Pub. 553.

Research credit. A special rule applies when figuring your research credit for estimated tax purposes. The credit attributable to the second suspension period (defined below) cannot be used to reduce any estimated tax payments due before October 1, 2001. Instead, it is allowed as if it were an installment payment made on October 1, 2001.

For the 2001 tax year, the second suspension period begins January 1 and ends September 30, 2001. The credit attributable to the suspension period generally is figured by multiplying the total research credit for the tax year by the ratio of (a) the number of months in the suspension period that are included in the tax year to (b) the number of months in the tax year. For the 2001 tax year, 75% of the research credit generally is attributable to the second suspension period. See Form 6765, Credit for Increasing Research Activities, for more details.

## To Figure Your Estimated Tax, Use:

- The 2001 Estimated Tax Worksheet on page 3.
- The instructions below for the worksheet on page 3.
- The 2001 Tax Rate Schedules on page 4 for your filing status.\*
- Your 2000 tax return and instructions as a guide to figuring your income, deductions, and credits (but be sure to consider the changes noted earlier).

If you receive your income unevenly throughout the year (for example, because you operate your business on a seasonal basis), you may be able to lower or eliminate the amount of your required estimated tax payment for one or more periods by using the annualized income installment method. See **Pub. 505**, Tax Withholding and Estimated Tax, for details.

\*If you are married, you must generally use Tax Rate Schedule Y. For exceptions, see **Pub. 519**, U.S. Tax Guide for Aliens.

#### Instructions for Worksheet on Page 3

Line 8. Include on this line the additional taxes from Form 4972, Tax on Lump-Sum Distributions, or Form 8814, Parents' Election To Report Child's Interest and Dividends.

**Line 9. Credits.** See the 2000 Form 1040NR, lines 42 through 46, and the related instructions. However, be sure to consider the special rule for the research credit noted earlier.

Line 11. Other Taxes. Except as noted below, enter any other taxes, such as the taxes on accumulation distribution of trusts, distributions from an MSA, and early distributions from (a) an IRA or other qualified retirement plan, (b) an annuity, or (c) a modified endowment contract entered into after June 20, 1988.

Include household employment taxes (before subtracting advance EIC payments made to your employee(s)) on line 11 if:

- You will have Federal income tax withheld from wages, pensions, annuities, or other income effectively connected with a U.S. trade or business **or**
- You would be required to make estimated tax payments (to avoid a penalty) even if you did not include household employment taxes when figuring your estimated tax.

(Continued on page 2)

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**Do not** include tax on recapture of a Federal mortgage subsidy, social security and Medicare tax on unreported tip income, or uncollected employee social security and Medicare or RRTA tax on tips or group-term life insurance. These taxes are not required to be paid until the due date of your income tax return (not including extensions).

# **Payment Due Dates**

If you have wages subject to U.S. income tax withholding, you may pay all of your estimated tax by April 16, 2001, or in four equal amounts by the dates shown below.

 1st payment
 ...
 April 16, 2001

 2nd payment
 ...
 June 15, 2001

 3rd payment
 ...
 Sept. 17, 2001

 4th payment
 ...
 Jan. 15, 2002\*

If you **do not** have wages subject to U.S. income tax withholding, you may pay all of your estimated tax by June 15, 2001, or you may pay it in three installments. If you pay the tax in installments, ½ is due by June 15, 2001, ¼ is due by September 17, 2001, and ¼ by January 15, 2002.\*

\*You do not have to make the payment due January 15, 2002, if you file your 2001 Form 1040NR or 1040NR-EZ by January 31, 2002, and pay the entire balance due with your return.

We do not send notices reminding you to make your estimated tax payments. You **must** make each payment by the due date.

Even if you are not required to make an estimated tax payment by the first payment due date, you may meet the requirements to make estimated tax payments later. In this case, you should figure the amount of your estimated tax payments by using the annualized income installment method, explained in Pub. 505. Although your payment due dates will be the same, the payment amounts will vary based on your income, deductions, additional taxes, and credits for the months ending before each payment due date. As a result, this method may allow you to skip or lower the amount due for one or more payments. If you use the annualized income installment method, be sure to file Form 2210, Underpayment of Estimated Tax by Individuals, Estates, and Trusts, with your 2001 tax return, even if no penalty is owed.

**Fiscal year taxpayers.** Due dates for fiscal year taxpayers are the 15th day of the 4th (if applicable), 6th, and 9th months of your current fiscal year, and the 1st month of the following fiscal year. If any date falls on a Saturday, Sunday, or legal holiday, use the next business day.

### Name Change

If you changed your name and made estimated tax payments using your old name, attach a statement to the front of your 2001 income tax return. List all of the estimated tax payments you made for 2001, the address where you made the payments, and the name and identifying number under which you made the payments.

#### **Amending Estimated Tax Payments**

To change or amend your estimated tax payments, refigure your total estimated tax payments due (line 18 of the worksheet on page 3). Then, use the worksheets under **Amended estimated tax** in Pub. 505 to figure the payment due for each remaining payment period. If an estimated tax payment for a previous period is less than ¼ of your amended estimated tax, you may owe a penalty when you file your return.

### When a Penalty Is Applied

In some cases, you may owe a penalty when you file your return. The penalty is imposed on each underpayment for the number of days it remains unpaid. A penalty may be applied if you did not pay enough estimated tax for the year, or you did not make the payments on time or in the required amount. A penalty may apply even if you have an overpayment on your tax return. The penalty may be waived under certain conditions. See Pub. 505 for details.

(Continued on page 4)

# **Record of Estimated Tax Payments**

(see above for payment due dates)

<u> </u>							
Payment number	<b>(a)</b> Date	<b>(b)</b> Check or money order number	<b>(c)</b> Amount paid		(d) 2000 overpayment credit applied	(e) Total amount paid and credited (add (c) and (d))	
1							
2							
3							
4							
Total ▶							

Form 1040-ES (NR) 2001 Page 3 2001 Estimated Tax Worksheet—For Nonresident Alien Individuals (keep for your records) Total expected 2001 income effectively connected with a U.S. trade or business. Caution: If this amount is over \$132,950 (\$66,475 if married filing separately), your itemized deductions and your deduction for 1 2 2 Enter itemized deductions (see the 2000 Form 1040NR or 1040NR-EZ instructions) . . . . 3 Exemptions. Multiply \$2,900 by the number of exemptions claimed. (Residents of Canada, India, Japan, 4 Republic of Korea, Mexico, and U.S. nationals, see the 2000 Form 1040NR or 1040NR-EZ instructions.) 5 5 Tax. Figure your tax on the amount on line 5 by using the 2001 Tax Rate Schedules on page 4. 6 6 7 7 8 Add lines 6 and 7. Also include any tax from Forms 4972 and 8814 (see instructions) . . . 8 9 9 Credits (see instructions). **Do not** include any income tax withholding on this line. . . . . . 10 10 Subtract line 9 from line 8. If zero or less, enter -0-11 11 Other taxes (see instructions) 12 12 Estimated 2001 tax on income effectively connected with a U.S. trade or business (add lines 10 and 11) Total expected 2001 income not effectively connected with a U.S. trade or business . 13 13 14 Multiply line 13 by 30% or lower treaty rate (see the 2000 Form 1040NR instructions) . . . 15a 15b Credit for Federal tax paid on fuels (from Form 4136) and additional child tax credit. 15c c Total 2001 Estimated Tax. Subtract line 15b from line 15a . . . . . 16a Multiply line 15c by 90% (664/3% for farmers and fishermen) . . . . . <u>16a</u> **b** Enter the tax shown on your 2000 tax return (110% of that amount if you are not a farmer or fisherman and the adjusted gross income shown on line 34 of that return is more than \$150,000 (\$75,000 if married filing separately for 2001)) . . . 16b Required Annual Payment To Avoid a Penalty. Enter the smaller of line 16a or 16b. . 16c Caution: If you do not prepay (through income tax withholding and estimated tax payments) at least the amount on line 16c, you may owe a penalty for not paying enough estimated tax. To avoid a penalty, make sure your estimate on line 15c is as accurate as possible. Even if you pay the required annual payment, you may still owe tax when you file your return. If you prefer, you may pay the amount shown on line 15c. For more details, see Pub. 505. Income tax withheld and estimated to be withheld during 2001 plus any amount paid with Form 1040-C Subtract line 17 from line 16c. (Note: If zero or less or line 15c minus line 17 is less than \$1,000, stop here. • If your first payment is due April 16, 2001, enter 1/4 of line 18 (minus any 2000 overpayment you are applying to this installment) here and on your payment voucher(s). • If you do not have wages subject to U.S. income tax withholding and your first payment is due June 15, 2001, enter ½ of line 16c on your first voucher and ¼ of line 16c on your second and third vouchers. Reduce each installment by 1/3 of line 17 and any 2000 overpayment you are applying to the installment. Note: If you are not required to file the voucher due April 16 (or June 15), 2001, at this time, you may have to file by a later date. See Payment Due Dates on page 2. ..... Tear off here 1040-ES (NR) Payment Department of the Treasury Voucher OMB No. 1545-0087 Calendar year-Due Jan. 15, 2002 File only if you are making a payment of estimated tax. Return this voucher with your check or Amount of estimated tax you are money order payable to the "United States Treasury." Write your identifying number and paying by "2001 Form 1040-ES (NR)" on your check or money order. Do not send cash. Enclose, but do check or not staple or attach, your payment with this voucher. \$ money order. Your identifying number (SSN or ITIN) (employer identification number for an estate or trust) Your first name and initial Your last name print

City, state, and ZIP code. If a foreign address, enter city, province or state, and country. Include postal code.

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Address (number, street, and apt. no.)

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#### How To Complete and Use the Payment Voucher

There is a separate payment voucher for each due date. The due date is shown in the upper right corner. Please be sure you use the voucher with the correct due date for each payment you make. To complete the voucher:

- Type or print your name, address, and social security number (SSN) in the space provided on the voucher. If you do not have, and are not eligible to obtain, an SSN, enter your IRS-issued individual taxpayer identification number (ITIN). To apply for an ITIN, get Form W-7, Application for IRS Individual Taxpayer Identification Number.
- Enter on the payment line of the voucher only the amount you are sending. When making payments of estimated tax, be sure to take into account any 2000 overpayment that you choose to credit against your 2001 tax, but do not include the overpayment amount on the payment line.
- Make your check or money order payable to the "United States Treasury." Do not send cash. To help us process your payment, enter the amount on the right side of the check like this: \$ XXX.XX. Do not use dashes or lines (for example, do not enter "\$ XXX-" or "\$ XXX  $\frac{XX}{100}$ ").
- Write your identifying number (SSN or ITIN) and "2001 Form 1040-ES (NR)" on your check or money order.
- Enclose, but do not staple or attach, your payment with the voucher.
- Mail your payment voucher to the Internal Revenue Service, P.O. Box 8318, Philadelphia, PA 19162-8318.
- Fill in the Record of Estimated Tax Payments on page 2 for your files.

#### 2001 Tax Rate Schedules

Caution: Do not use these Tax Rate Schedules to figure your 2000 taxes. Use only to figure your 2001 estimated taxes.

Schedule X—Single				
If line 5 is:	5 / /	The tax is:	of the	
Over—	But not over—		amount over—	
		450/		
\$0 27.050	\$27,050 65,550		\$0 27.050	
27,050 65,550	136,750	14,837.50 + 28% 14,837.50 + 31%	65,550	
136,750	297,300	36,909.50 + 36%	136,750	
297,300	271,300	94,707.50 + 39.6%	297,300	

Schedule Y—Married filing separately			
If line 5 is:  Over—	But not over—	The tax is:	of the amount over—
\$0	\$22,600	15%	\$0
22,600	54,625	\$3,390.00 + 28%	22,600
54,625	83,225	12,357.00 + 31%	54,625
83,225	148,650	21,223.00 + 36%	83,225
148,650		44,776.00 + 39.6%	148,650

Schedule Z—Qualifying widows and widowers				
If line 5 is:		The tax is:	of the	
	But not		amount	
Over—	over—		over—	
\$0	\$45,200	15%	\$0	
45,200	109,250	\$6,780.00 + 28%	45,200	
109,250	166,450	24,714.00 + 31%	109,250	
166,450	297,300	42,446.00 + 36%	166,450	
297,300		89,552.00 + 39.6%	297,300	

Disclosure and Paperwork Reduction Act Notices. The IRS Restructuring and Reform Act of 1998 requires that we tell you the conditions under which return information may be disclosed to any party outside the Internal Revenue Service. We ask for the information on this form to carry out the Internal Revenue laws of the United States. You are required to give us the information. We need the information to ensure that you are complying with these laws and to allow us to figure and collect the right amount of tax.

This notice applies to all papers you file with us. It also applies to any questions we need to ask you so we can complete, correct, or process your return; figure your tax; and collect tax, interest, or penalties.

You are not required to provide the information requested on a form that is subject to the Paperwork Reduction Act unless the form displays a valid OMB control number. Books or records relating to a form or its instructions must be retained as long as their contents may become material in the administration of any Internal Revenue law. Generally, tax returns and return information are confidential, as stated in Internal Revenue Code section 6103.

However, section 6103 allows or requires the Internal Revenue Service to disclose or give the information you write on your tax return to others as described in the Code. For example, we may disclose your tax information to the Department of Justice, to enforce the tax laws, both civil and criminal, and to cities, states, the District of Columbia, U. S. commonwealths or possessions, and certain foreign governments to carry out their tax laws. We may disclose your tax information to the Department of Treasury and contractors for tax administration purposes; and to other

persons as necessary to obtain information that we cannot get in any other way in order to determine the amount of or to collect the tax you owe. We may disclose your tax information to the Comptroller General of the United States to permit the Comptroller General to review the Internal Revenue Service. We may also disclose your tax information to Committees of Congress; Federal, state, and local child support agencies; and to other Federal agencies for purposes of determining entitlement for benefits or the eligibility for and the repayment of loans.

Keep this notice with your records. It may help you if we ask you for other information. If you have any questions about the rules for filing and giving information, call or visit any Internal Revenue Service office.

The time needed to complete the worksheets and prepare and file the payment vouchers will vary depending on individual circumstances. The estimated average time is: Recordkeeping, 40 min.; Learning about the law, 12 min.; Preparing the worksheets and payment vouchers, 59 min.; Copying, assembling, and sending the payment voucher to the IRS, 10 min. If you have comments concerning the accuracy of these time estimates or suggestions for making this package simpler, we would be happy to hear from you. You can e-mail us your suggestions and comments through the IRS Internet Web Site (www.irs.gov/help/email.html) or write to the Tax Forms Committee, Western Area Distribution Center, Rancho Cordova, CA 95743-0001. Do not send the payment vouchers to this address. Instead, see How To Complete and Use the Payment Voucher above.

# 2001 Payment 3

OMB No. 1545-0087

moı	only if you are making a payment of estimates order payable to the "United States Tr	Calendar year—Due Sept. 17, 2001  Amount of estimated tax you are paying by					
	"2001 Form 1040-ES (NR)" on your check or money order. Do not send cash. Enclose, but do not staple or attach, your payment with this voucher.						
	Your identifying number (SSN or ITIN) (emplo	money order.					
r print	Your first name and initial	Your last name					
Type or	Address (number, street, and apt. no.)	<u> </u>					
	City, state, and ZIP code. If a foreign address, ente	r city, province or state, and country. Include postal code.					
For	For Disclosure and Paperwork Reduction Act Notices, see instructions on page 4.						
		Tear off here					
Б	1040-ES (NR) Department of the Treasury Internal Revenue Service 2001 Paymore Vouch	ent <b>2</b>	OMB No. 1545-0087				
File only if you are making a payment of estimated tax. Return this voucher with your check or money order payable to the "United States Treasury." Write your identifying number and "2001 Form 1040-ES (NR)" on your check or money order. Do not send cash. Enclose, but do not staple or attach, your payment with this voucher.  Calendar year—Due June 15, 200 Amount of estimated tax you are paying by check or money order. \$							
	Your identifying number (SSN or ITIN) (employer identification number for an estate or trust)						
or print	Your first name and initial	Your last name					
Type	Address (number, street, and apt. no.)						
City, state, and ZIP code. If a foreign address, enter city, province or state, and country. Include postal code.							
For	For Disclosure and Paperwork Reduction Act Notices, see instructions on page 4.						
		Tear off here					
Form	1040-ES (NR) Department of the Treasury Internal Revenue Service  2001 Paymer Vouch	ent <b>1</b> er	OMB No. 1545-0087				
File only if you are making a payment of estimated tax. Return this voucher with your check or money order payable to the "United States Treasury." Write your identifying number and "2001 Form 1040-ES (NR)" on your check or money order. Do not send cash. Enclose, but do							
not	staple or attach, your payment with this vo		check or money order. \$				
	Your identifying number (SSN or ITIN) (employer identification number for an estate or trust)						
or print	Your first name and initial	Your last name					
Туре	Address (number, street, and apt. no.)						
City, state, and ZIP code. If a foreign address, enter city, province or state, and country. Include postal code.							