

NATIVE AMERICAN STATE INCOME TAX WITHHOLDING EXEMPTION CERTIFICATE

PRIVACY ACT STATEMENT

AUTHORITY: 5 U.S.C. 5516, 5517, and EO 9397.

PRINCIPAL PURPOSE(S): To enable a Native American service member to stop State income taxes withholding from military compensation.

ROUTINE USE(S): The information obtained will become part of the active duty pay system of records of the service concerned and may be disclosed to routine users of these records (including State tax authorities) as disclosed in its record system notice.

DISCLOSURE: Disclosure is voluntary. Failure to complete this form will result in withholding of State income taxes from your pay. Disclosure of SSN is voluntary. However, to avoid erroneous application of your withholding exemption to the account of another member, this exemption certificate will not be processed without your SSN.

1. **NAME** (*Last, First, Middle Initial*)

2. **SOCIAL SECURITY NUMBER**

3. **MILITARY ADDRESS** (*Unit, Street, City, State, ZIP Code*)

4. **CURRENT MAILING ADDRESS** (*Street, City, State, ZIP Code*)

5. **NAME OF FEDERALLY RECOGNIZED TRIBE THAT YOU ARE A MEMBER OF**

6. **NAME OF FEDERALLY RECOGNIZED TRIBAL RESERVATION OR INDIAN COUNTRY THAT YOU CLAIM AS YOUR DOMICILE** (*Include the name of the State the reservation is located within*)

7. **I CERTIFY THAT I ANTICIPATE MEETING THE TWO CONDITIONS NECESSARY TO BE EXEMPT FROM WITHHOLDING FOR THE CALENDAR YEAR _____ . I ALSO DECLARE THAT I WILL IMMEDIATELY NOTIFY THE FINANCE OFFICER OF ANY CHANGES THAT AFFECT MY WITHHOLDING STATUS.**

8. **SIGNATURE OF APPLICANT**

9. **DATE** (*YYYYMMDD*)

INSTRUCTIONS

Completing this certificate allows you to claim exemption from State income tax withholding on your military compensation if you satisfy the following tests:

1. You claim as your State of legal residency/domicile a federally recognized tribal reservation or Indian Country.
2. You are an enrolled member of that federally recognized Native American tribe.

If you satisfy these conditions, the Soldiers' and Sailors' Civil Relief Act provides that your tax home remains on the reservation/in Indian country. Consequently, you may stop State income tax withholding on your military compensation.

If you have any doubt with regard to your State of legal residence/domicile, you are advised to see your Legal Assistance Officer (JAG representative) for advice prior to completing this form.

Effective date of exemption election. Withholding of State income tax will stop the month after the month in which you file this certificate. DFAS cannot make retroactive adjustments.