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Fact Sheet For Canadians Visiting or Residing in the U.S.

Scenario 1

You are living in the U.S. for 183 days or more:

- You are considered a resident of the U.S. and have to file an U.S. tax return **(Form 1040)** to report your worldwide income
- Treaty Exemption **Form 1040NR** may be applicable

Scenario 2

You are living in or visiting the U.S. for more than 31 days but less than 183 days:

- You are a “Resident Alien” and must file an U.S. tax return to report your worldwide income
- Closer Connection **Form 8840** may be applicable – has to be filed in the U.S. by June 15th each year

Scenario 3

You are living in or visiting the U.S. for less than 31 days in the current year:

- You are considered a “Non-resident Alien” and only have to report U.S. source income

Calculation of Substantial Presence in the U.S. in the last three years:

Example 1: foreign national taxed as a non resident (less than 183 days)

Year	Days Present in U.S.	Equivalent Days
2012	120	120
2011	120 x 1/3	40
2010	120 x 1/3	<u>20</u>
		180

Example 2: foreign national taxed as a U.S. resident (over 183 days)

Year	Days Present in U.S.	Equivalent Days
2012	130	130
2011	120 x 1/3	40
2010	120 x 1/6	<u>20</u>
		190

Snowbirds

- You are generally required to file a closer connection **Form 8840** to claim closer ties to Canada

Note:

- Extended absence from Canada (6 months and longer) can disqualify you from provincial medical health coverage