



Note: *The draft you are looking for begins on the next page.*

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This is an early release draft of an IRS tax form, instructions, or publication, which the IRS is providing for your information. **Do not file draft forms.** We incorporate all significant changes to forms posted with this coversheet. However, unexpected issues occasionally arise, or legislation is passed—in this case, we will post a new draft of the form to alert users that changes were made to the previously posted draft. Thus, there are never any changes to the last posted draft of a form and the final revision of the form. Forms and instructions are subject to OMB approval before they can be officially released, so we post drafts of them until they are approved. Drafts of instructions and pubs usually have some additional changes before their final release. Early release drafts are at [IRS.gov/DraftForms](https://www.irs.gov/DraftForms) and remain there after the final release is posted at [IRS.gov/LatestForms](https://www.irs.gov/LatestForms). Also see [IRS.gov/Forms](https://www.irs.gov/Forms).

Most forms and publications have a page on IRS.gov: [IRS.gov/Form1040](https://www.irs.gov/Form1040) for Form 1040; [IRS.gov/Pub501](https://www.irs.gov/Pub501) for Pub. 501; [IRS.gov/W4](https://www.irs.gov/W4) for Form W-4; and [IRS.gov/ScheduleA](https://www.irs.gov/ScheduleA) for Schedule A (Form 1040), for example, and similarly for other forms, pubs, and schedules for Form 1040. When typing in a link, type it into the address bar of your browser, not a Search box on IRS.gov.

If you wish, you can submit comments to the IRS about draft or final forms, instructions, or pubs at [IRS.gov/FormsComments](https://www.irs.gov/FormsComments). Include “NTF” followed by the form or pub number (for example, “NTF1040”, “NTFW4”, “NTF501”, etc.) in the body of the message to route your message properly. We cannot respond to all comments due to the high volume we receive and may not be able to consider many suggestions until the subsequent revision of the product, but we will review each “NTF” message. If you have comments on reducing paperwork and respondent (filer) burden, with respect to draft or final forms, please respond to the relevant information collection through the Federal Register process; for more info, click [here](#).

TREASURY/IRS AND OMB USE ONLY DRAFT

Form **1042-S**
 Department of the Treasury
 Internal Revenue Service

Foreign Person's U.S. Source Income Subject to Withholding 2027
 Go to www.irs.gov/Form1042S for instructions and the latest information.

OMB No. 1545-0096

Copy A for
 Internal Revenue Service

UNIQUE FORM IDENTIFIER AMENDED AMENDMENT NO.

1 Income code	2 Gross income	3 Chapter indicator. Enter "3" or "4"		13i Recipient's U.S. TIN, if any		13j Ch. 3 status code									
		3a Exemption code	4a Exemption code			13k Ch. 4 status code									
		3b Tax rate	4b Tax rate	13l Recipient's GIIN		13m Recipient's FTIN, if any									
5 Withholding allowance				13n LOB code		13o Recipient's account number									
6 Net income						13p Recipient's date of birth (YYYYMMDD)									
7a Federal tax withheld						<table border="1"> <tr> <td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td> </tr> </table>									
7b Check if federal tax withheld was not deposited with the IRS because escrow procedures were applied. See instructions <input type="checkbox"/>															
7c Check if withholding occurred in subsequent year with respect to a partnership interest <input type="checkbox"/>															
7d Check if you are a qualified intermediary, withholding foreign partnership, or withholding foreign trust revising its reporting on Form 1042-S to report to a specific recipient <input type="checkbox"/>				14a Primary withholding agent's name (if applicable)											
8 Tax withheld by other agents				14b Primary withholding agent's EIN		15 Check if pro-rata basis reporting <input type="checkbox"/>									
9 Overwithheld tax repaid to recipient pursuant to adjustment procedures (see instructions)		10 Total withholding credit (combine boxes 7a, 8, and 9)		15a Intermediary or flow-through entity's EIN, if any		15b Ch. 3 status code									
()						15c Ch. 4 status code									
11 Tax paid by withholding agent (amounts not withheld) (see instructions)				15d Intermediary or flow-through entity's name											
12a Withholding agent's EIN		12b Ch. 3 status code		15e Intermediary or flow-through entity's GIIN											
		12c Ch. 4 status code													
12d Withholding agent's name				15f Country code		15g FTIN, if any									
12e Withholding agent's global intermediary identification number (GIIN)				15h Address (number and street)											
12f Country code		12g FTIN, if any		15i Room or suite no.		15j City or town									
12h Address (number and street)				15k State or province		15l Country									
						15m ZIP or foreign postal code									
12i Room or suite no.		12j City or town		16a Payer's name			16b Payer's TIN								
12k State or province		12l Country		16c Payer's GIIN			16d Ch. 3 status code								
							16e Ch. 4 status code								
13a Recipient's name			13b Recipient's country code		17a State income tax withheld		17b Payer's state tax no.								
							17c Name of state								
13c Address (number and street)															
13d Apt. no.		13e City or town													
13f State or province		13g Country													
		13h ZIP or foreign postal code													

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For Privacy Act and Paperwork Reduction Act Notice, see instructions.

Cat. No. 11386R

Form **1042-S** (2027) Created 6/9/26

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Department of the Treasury
Internal Revenue Service

Foreign Person's U.S. Source Income Subject to Withholding 2027

OMB No. 1545-0096

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Copy B
for Recipient

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		3b Tax rate	4b Tax rate		13i Recipient's GIIN	13k Ch. 4 status code	
5 Withholding allowance	6 Net income				13l Recipient's account number	13m Recipient's FTIN, if any	
7a Federal tax withheld					13n LOB code	13o Recipient's date of birth (YYYYMMDD)	
7b Check if federal tax withheld was not deposited with the IRS because escrow procedures were applied. See instructions <input type="checkbox"/>					<input type="text"/>		
7c Check if withholding occurred in subsequent year with respect to a partnership interest <input type="checkbox"/>					<input type="text"/>		
7d Check if you are a qualified intermediary, withholding foreign partnership, or withholding foreign trust revising its reporting on Form 1042-S to report to a specific recipient <input type="checkbox"/>					14a Primary withholding agent's name (if applicable)		
8 Tax withheld by other agents					14b Primary withholding agent's EIN	15 Check if pro-rata basis reporting <input type="checkbox"/>	
9 Overwithheld tax repaid to recipient pursuant to adjustment procedures (see instructions) ()	10 Total withholding credit (combine boxes 7a, 8, and 9)				15a Intermediary or flow-through entity's EIN, if any	15b Ch. 3 status code	
						15c Ch. 4 status code	
11 Tax paid by withholding agent (amounts not withheld) (see instructions)					15d Intermediary or flow-through entity's name		
12a Withholding agent's EIN	12b Ch. 3 status code				15e Intermediary or flow-through entity's GIIN		
	12c Ch. 4 status code						
12d Withholding agent's name					15f Country code	15g FTIN, if any	
12e Withholding agent's global intermediary identification number (GIIN)					15h Address (number and street)		
12f Country code	12g FTIN, if any				15i Room or suite no.	15j City or town	
12h Address (number and street)					15k State or province	15l Country	
					15m ZIP or foreign postal code		
12i Room or suite no.	12j City or town				16a Payer's name		
					16b Payer's TIN		
12k State or province	12l Country	12m ZIP or foreign postal code				16c Payer's GIIN	16d Ch. 3 status code
						16e Ch. 4 status code	
13a Recipient's name			13b Recipient's country code		17a State income tax withheld	17b Payer's state tax no.	
					17c Name of state		
13c Address (number and street)							
13d Apt. no.	13e City or town						
13f State or province	13g Country	13h ZIP or foreign postal code					

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(keep for your records)

Form **1042-S** (2027)

U.S. Income Tax Filing Requirements

Generally, every nonresident alien individual, nonresident alien fiduciary, and foreign corporation with U.S. income, including income that is effectively connected with the conduct of a trade or business in the United States, must file a U.S. income tax return. However, a return is generally not required to be filed by a nonresident alien individual, nonresident alien fiduciary, or foreign corporation if such person was not engaged in a trade or business in the United States at any time during the tax year and if the tax liability of such person was fully satisfied by the withholding of U.S. tax at the source. See the instructions for Forms 1120-F and 1040-NR for more information. Corporations file Form 1120-F; all others file Form 1040-NR. You may get the return forms and instructions at IRS.gov, at any U.S. Embassy or consulate, or by writing to: Internal Revenue Service, 1201 N. Mitsubishi Motorway, Bloomington, IL 61705-6613.

En règle générale, toute personne physique étrangère non résidente, tout fiduciaire étranger non résident et toute société étrangère ayant des revenus américains, y compris des revenus effectivement liés à la conduite d'un commerce ou d'une entreprise aux États-Unis, doit déposer une déclaration d'impôt sur le revenu aux États-Unis. Toutefois, une déclaration n'est généralement pas requise de la part d'un particulier étranger non résident, d'un fiduciaire étranger non résident ou d'une société étrangère si cette personne n'a pas exercé d'activité commerciale aux États-Unis à un moment quelconque de l'année fiscale et si l'obligation fiscale de cette personne a été entièrement satisfaite par la retenue à la source de l'impôt américain. Voir les instructions des formulaires 1120F et 1040NR pour plus d'informations. Les sociétés déposent le formulaire 1120-F; toutes les autres déposent le formulaire 1040-NR. Vous pouvez obtenir les formulaires de déclaration et les instructions sur le site IRS.gov, dans n'importe quel bureau de poste des États-Unis, ou en écrivant à l'ambassade ou au consulat de l'Union européenne: Internal Revenue Service, 1201 N. Mitsubishi Motorway, Bloomington, IL 61705-6613.

Por lo general, toda persona que es un extranjero no residente, todo fiduciario extranjero no residente, y toda sociedad anónima extranjera que perciba ingresos estadounidenses, inclusive de los ingresos que son efectivamente conectados con la operación de un comercio o negocio ubicado en los Estados Unidos, debe presentar una declaración del impuesto estadounidense sobre los ingresos. Sin embargo, por lo general no se requiere que un individuo extranjero no residente, una sociedad anónima extranjera u organismo fideicomisario extranjero no residente presenten una declaración si dicha persona no participaba en ningún comercio o negocio ubicado en los Estados Unidos en ningún momento durante el año tributario, y la responsabilidad tributaria de dicha persona fuera liquidada completamente mediante la retención del impuesto estadounidense en la fuente del ingreso. Consulte las instrucciones de los Formularios 1120F y 1040-NR para obtener más información. Las sociedades anónimas presentan el Formulario 1120-F, todos los demás presentan el Formulario 1040-NR. Puede obtener los formularios de declaración y sus instrucciones en IRS.gov, en cualquier embajada o consulado de los Estados Unidos, o al escribir al: Internal Revenue Service, 1201 N. Mitsubishi Motorway, Bloomington, IL 61705-6613.

Grundsätzlich muss jede natürliche Person ohne Wohnsitz im Land, jeder Treuhänder ohne Wohnsitz im Land und jede ausländische Gesellschaft mit Einkünften in den USA, einschließlich Einkünften, die tatsächlich mit der Ausübung einer gewerblichen oder geschäftlichen Tätigkeit in den Vereinigten Staaten in Zusammenhang stehen, eine US-Einkommensteuererklärung einreichen. Eine Steuererklärung muss jedoch von einem nicht in den USA ansässigen Ausländer, einem nicht in den USA ansässigen Treuhänder oder einem ausländischen Unternehmen im Allgemeinen nicht eingereicht werden, wenn diese Person zu keinem Zeitpunkt während des Steuerjahres in den Vereinigten Staaten einer gewerblichen oder geschäftlichen Tätigkeit nachgegangen ist und die Steuerschuld dieser Person durch den Einbehalt der US-Quellensteuer vollständig beglichen wurde. Weitere Informationen finden Sie in den Anweisungen für die Formulare 1120F und 1040NR. Unternehmen reichen das Formular 1120-F ein, alle anderen reichen das Formular 1040-NR ein. Sie können die Rücksendeformulare und Anweisungen auf IRS.gov erhalten, auf jeder US-Botschaft oder Konsulat oder schriftlich an: Internal Revenue Service, 1201 N. Mitsubishi Motorway, Bloomington, IL 61705-6613.

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Explanation of Codes

Box 1. Income Code.

Code	Types of Income	Code	Types of Income
Interest	01 Interest paid by U.S. obligors—general	Dividend	34 Substitute payment—dividends
	02 Interest paid on real property mortgages		40 Other dividend equivalents under IRC section 871(m)
	03 Interest paid to controlling foreign corporations		52 Dividends paid on certain actively traded or publicly offered securities ¹
	04 Interest paid by foreign corporations		53 Substitute payments—dividends from certain actively traded or publicly offered securities ¹
	05 Interest on tax-free covenant bonds		56 Dividend equivalents under IRC section 871(m) as a result of applying the combined transaction rules
	22 Interest paid on deposit with a foreign branch of a domestic corporation or partnership		Other
	29 Deposit interest	10 Industrial royalties	
	30 Original issue discount (OID)	11 Motion picture or television copyright royalties	
	31 Short-term OID	12 Other royalties (for example, copyright, software, broadcasting, endorsement payments)	
	33 Substitute payment—interest	13 Royalties paid on certain publicly offered securities ¹	
51 Interest paid on certain actively traded or publicly offered securities ¹	14 Real property income and natural resources royalties		
54 Substitute payments—interest from certain actively traded or publicly offered securities ¹	15 Pensions		
06 Dividends paid by U.S. corporations—general	16 Scholarship or fellowship grants		
07 Dividends qualifying for direct dividend rate	17 Compensation for independent personal services ²		
08 Dividends paid by foreign corporations	18 Compensation for dependent personal services ²		
		19 Compensation for teaching ²	

See back of Copy C for additional codes

¹ This code should only be used if the income paid is described in Regulations section 1.1441-6(c)(2) and the withholding agent has reduced the rate of withholding under an income tax treaty without the recipient providing a U.S. TIN or an FTIN.

² If compensation that would otherwise be covered under Income Codes 17 through 20 is directly attributable to the recipient's occupation as an artist or athlete, use Income Code 42 or 43 instead.

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Copy C for Recipient
Attach to any federal tax return you file

UNIQUE FORM IDENTIFIER AMENDED AMENDMENT NO.

1 Income code	2 Gross income	3 Chapter indicator. Enter "3" or "4"		13i Recipient's U.S. TIN, if any		13j Ch. 3 status code									
		3a Exemption code	4a Exemption code			13k Ch. 4 status code									
		3b Tax rate	4b Tax rate	13l Recipient's GIIN		13m Recipient's FTIN, if any									
5 Withholding allowance				13n LOB code		13o Recipient's account number									
6 Net income						13p Recipient's date of birth (YYYYMMDD)									
7a Federal tax withheld						<table border="1"> <tr> <td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td> </tr> </table>									
7b Check if federal tax withheld was not deposited with the IRS because escrow procedures were applied. See instructions <input type="checkbox"/>															
7c Check if withholding occurred in subsequent year with respect to a partnership interest <input type="checkbox"/>															
7d Check if you are a qualified intermediary, withholding foreign partnership, or withholding foreign trust revising its reporting on Form 1042-S to report to a specific recipient <input type="checkbox"/>				14a Primary withholding agent's name (if applicable)											
8 Tax withheld by other agents				14b Primary withholding agent's EIN		15 Check if pro-rata basis reporting <input type="checkbox"/>									
9 Overwithheld tax repaid to recipient pursuant to adjustment procedures (see instructions)		10 Total withholding credit (combine boxes 7a, 8, and 9)		15a Intermediary or flow-through entity's EIN, if any		15b Ch. 3 status code									
()						15c Ch. 4 status code									
11 Tax paid by withholding agent (amounts not withheld) (see instructions)				15d Intermediary or flow-through entity's name											
12a Withholding agent's EIN		12b Ch. 3 status code		15e Intermediary or flow-through entity's GIIN											
		12c Ch. 4 status code													
12d Withholding agent's name				15f Country code		15g FTIN, if any									
12e Withholding agent's global intermediary identification number (GIIN)				15h Address (number and street)											
12f Country code		12g FTIN, if any		15i Room or suite no.		15j City or town									
12h Address (number and street)				15k State or province		15l Country									
						15m ZIP or foreign postal code									
12i Room or suite no.		12j City or town		16a Payer's name			16b Payer's TIN								
12k State or province		12l Country		16c Payer's GIIN			16d Ch. 3 status code								
							16e Ch. 4 status code								
13a Recipient's name			13b Recipient's country code			17a State income tax withheld	17b Payer's state tax no.								
						17c Name of state									
13c Address (number and street)															
13d Apt. no.		13e City or town													
13f State or province		13g Country													
		13h ZIP or foreign postal code													

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Explanation of Codes (continued)

- 20 Compensation during studying and training²
- 23 Other income
- 24 Qualified investment entity (QIE) distributions of capital gains
- 25 Trust distributions subject to IRC section 1445
- 26 Unsevered growing crops and timber distributions by a trust subject to IRC section 1445
- 27 Publicly traded partnership distributions subject to IRC section 1446(a)
- 28 Gambling winnings³
- 32 Notional principal contract income⁴
- 35 Substitute payment—other
- 36 Capital gains distributions
- 37 Return of capital
- Other** 38 Eligible deferred compensation items subject to IRC section 877A(d)(1)
- 39 Distributions from a nongrantor trust subject to IRC section 877A(f)(1)
- 41 Guarantee of indebtedness
- 42 Earnings as an artist or athlete—no central withholding agreement⁵
- 43 Earnings as an artist or athlete—central withholding agreement⁵
- 44 Specified federal procurement payments
- 50 Income previously reported under escrow procedure⁶
- 55 Taxable death benefits on life insurance contracts
- 57 Amount realized under IRC section 1446(f)
- 58 Publicly traded partnership distributions—undetermined
- 59 Consent fees
- 60 Loan syndication fees
- 61 Settlement payments
- 62 Annuities
- 63 Alimony
- 64 Insurance premiums
- 65 Social security benefits

Box 3a. Exemption Code (applies if withholding is applied at a reduced rate or if payment is exempt from withholding).

Code

Chapter 3 Authority for Exemption or Reduced Rate of Withholding

- 01 Effectively connected income
- 02 Exempt or reduced withholding under IRC⁷
- 03 Income is not from U.S. sources

- 04 Exempt or reduced withholding under tax treaty
- 05 Portfolio interest exempt under IRC
- 06 QI that assumes primary withholding responsibility
- 07 Withholding foreign partnership or withholding foreign trust
- 08 U.S. branch treated as U.S. person
- 10 QI represents that income is exempt
- 11 QSL that assumes primary withholding responsibility
- 12 Payee subjected to chapter 4 withholding
- 22 QDD that assumes primary withholding responsibility
- 23 Exempt under section 897(l)
- 24 Exempt under section 892

Box 4a. Exemption Code (applies if the tax rate entered in box 4b is 00.00).

Code

Chapter 4 Authority for Exemption

- 13 Grandfathered payment
- 14 Effectively connected income
- 15 Payee not subject to chapter 4 withholding
- 16 Excluded nonfinancial payment
- 17 Foreign entity that assumes primary withholding responsibility
- 18 U.S. payees of participating FFI or registered deemed-compliant FFI
- 19 Exempt from withholding under IGA⁸
- 20 Dormant account⁹
- 21 Other payment not subject to chapter 4 withholding

Boxes 12b, 12c, 13f, 13g, 15b, 15c, 16d, and 16e. Withholding Agent, Recipient, Intermediary, and Payer Chapter 3 and Chapter 4 Status Codes.

Type of Recipient, Withholding Agent, Payer, or Intermediary

Code

Chapter 3 Status Codes

- 05 U.S. branch—treated as U.S. person¹⁰
- 06 U.S. branch—not treated as U.S. person¹¹
- 07 U.S. branch—ECI presumption applied
- 08 Partnership other than withholding foreign partnership, publicly traded partnership, or partnership QDD
- 09 Withholding foreign partnership
- 10 Trust other than withholding foreign trust
- 11 Withholding foreign trust
- 12 Qualified intermediary
- 13 Qualified securities lender—qualified intermediary
- 14 Qualified securities lender—other
- 15 Corporation
- 16 Individual

See back of Copy D for additional codes

² If compensation that would otherwise be covered under Income Codes 17 through 20 is directly attributable to the recipient's occupation as an artist or athlete, use Income Code 42 or 43 instead.

³ Subject to 30% withholding rate unless the recipient is from one of the treaty countries listed under *Gambling winnings (Income Code 28)* in Pub. 515.

⁴ Use appropriate Interest Income Code for embedded interest in a notional principal contract.

⁵ Income Code 43 should only be used if Letter 4492, Venue Notification, has been issued by the Internal Revenue Service (otherwise, use Income Code 42 for earnings as an artist or athlete). If Income Code 42 or 43 is used, Recipient Code 22 (artist or athlete) should be used instead of Recipient Code 16 (individual), 15 (corporation), or 08 (partnership other than withholding foreign partnership, publicly traded partnership, or partnership QDD).

⁶ Use only to report gross income the tax for which is being deposited in the current year because such tax was previously escrowed for chapters 3 and 4 and the withholding agent previously reported the gross income in a prior year and checked the box to report the tax as not deposited under the escrow procedure. See the instructions to this form for further explanation.

⁷ This code should only be used if no other specific chapter 3 exemption code applies.

⁸ Use only to report a U.S. reportable account or nonconsenting U.S. account that is receiving a payment subject to chapter 3 withholding.

⁹ Use only if applying the escrow procedure for dormant accounts under Regulations section 1.1471-4(b)(6). If tax was withheld and deposited under chapter 3, do not check box 7b ("tax not deposited with IRS pursuant to escrow procedure"). You must instead enter "3" in box 3 and complete box 3b.

¹⁰ This code can be used by a territory FI that is treated as a U.S. person.

¹¹ This code can be used by a territory FI that is not treated as a U.S. person.

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OMB No. 1545-0096

Copy D for Recipient
 Attach to any state tax return you file

UNIQUE FORM IDENTIFIER AMENDED AMENDMENT NO.

1 Income code	2 Gross income	3 Chapter indicator. Enter "3" or "4"		13i Recipient's U.S. TIN, if any		13j Ch. 3 status code									
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Form **1042-S** (2027)

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Explanation of Codes (continued)

- 17 Estate
- 18 Private foundation
- 19 International organization
- 20 Tax-exempt organization (section 501(c) entities)
- 21 Unknown recipient
- 22 Artist or athlete
- 23 Pension
- 24 Foreign central bank of issue
- 25 Nonqualified intermediary
- 26 Hybrid entity making treaty claim
- 35 Qualified derivatives dealer
- 36 Foreign government—integral part
- 37 Foreign government—controlled entity
- 38 Publicly traded partnership
- 39 Disclosing qualified intermediary
- 40 Partnership QDD¹²
- 41 U.S. Government entity or tax-exempt entity (other than section 501(c) entities)¹³

Pooled Reporting Codes¹⁴

- 27 Withholding rate pool—general
- 28 Withholding rate pool—exempt organization
- 29 PAI withholding rate pool—general
- 30 PAI withholding rate pool—exempt organization
- 31 Agency withholding rate pool—general
- 32 Agency withholding rate pool—exempt organization

Chapter 4 Status Codes

- 01 U.S. withholding agent—FI
- 02 U.S. withholding agent—other
- 03 Territory FI—not treated as U.S. person
- 04 Territory FI—treated as U.S. person
- 05 Participating FFI—other
- 06 Participating FFI—reporting Model 2 FFI
- 07 Registered deemed-compliant FFI—reporting Model 1 FFI
- 08 Registered deemed-compliant FFI—sponsored entity
- 09 Registered deemed-compliant FFI—other
- 10 Certified deemed-compliant FFI—other
- 11 Certified deemed-compliant FFI—FFI with low value accounts
- 12 Certified deemed-compliant FFI—nonregistering local bank
- 13 Certified deemed-compliant FFI—sponsored entity
- 14 Certified deemed-compliant FFI—investment entity that does not maintain financial accounts
- 15 Nonparticipating FFI
- 16 Owner-documented FFI
- 17 U.S. branch—treated as U.S. person
- 18 U.S. branch—not treated as U.S. person (reporting under section 1471)
- 19 Passive NFFE identifying substantial U.S. owners

- 20 Passive NFFE with no substantial U.S. owners
- 21 Publicly traded NFFE or affiliate of publicly traded NFFE
- 22 Active NFFE
- 23 Individual
- 24 Section 501(c) entities
- 25 Excepted territory NFFE
- 26 Excepted NFFE—other
- 27 Exempt beneficial owner
- 28 Entity wholly owned by exempt beneficial owners
- 29 Unknown recipient
- 30 Recalcitrant account holder
- 31 Nonreporting IGA FFI
- 32 Direct reporting NFFE
- 33 U.S. reportable account
- 34 Nonconsenting U.S. account
- 35 Sponsored direct reporting NFFE
- 36 Excepted inter-affiliate FFI
- 37 Undocumented preexisting obligation
- 38 U.S. branch—ECI presumption applied
- 39 Account holder of excluded financial account¹⁵
- 40 Passive NFFE reported by FFI¹⁶
- 41 NFFE subject to 1472 withholding
- 50 U.S. withholding agent—foreign branch of FI

Pooled Reporting Codes

- 42 Recalcitrant pool—no U.S. indicia
- 43 Recalcitrant pool—U.S. indicia
- 44 Recalcitrant pool—dormant account
- 45 Recalcitrant pool—U.S. persons
- 46 Recalcitrant pool—passive NFFEs
- 47 Nonparticipating FFI pool
- 48 U.S. payees pool
- 49 QI-recalcitrant pool—general¹⁷

Box 13j. LOB Code (enter the code that best describes the applicable limitation on benefits (LOB) category that qualifies the taxpayer for the requested treaty benefits).

LOB Code	LOB Treaty Category
02	Government—contracting state/political subdivision/local authority
03	Tax-exempt pension trust/pension fund
04	Tax-exempt/charitable organization
05	Publicly traded corporation
06	Subsidiary of publicly traded corporation
07	Company that meets the ownership and base erosion test
08	Company that meets the derivative benefits test
09	Company with an item of income that meets the active trade or business test
10	Discretionary determination
11	Other
12	No LOB article in treaty

¹² Status code 40 should only be used for the partnership's allocations to its partners with respect to its (or its branch's) QDD's activities. The partnership should report all other allocations with respect to its partners using status code 8, 9, or 38, as applicable. When the partnership is transacting in its QDD capacity, it should use status code 35.

¹³ This includes a college, a university, or another U.S. entity exempt from tax under an Internal Revenue Code section other than section 501(c). This code is only applicable for reporting the chapter 3 status of a withholding agent (box 12b).

¹⁴ Codes 27 through 32 should only be used by a QI, QSL, WP, or WT. A QI acting as a QDD may use only code 27 or 28.

¹⁵ This code should only be used if income is paid to an account that is excluded from the definition of financial account under Regulations section 1.1471-5(b)(2) or under Annex II of the applicable Model 1 IGA or Model 2 IGA.

¹⁶ This code should only be used when the withholding agent has received a certification on the FFI withholding statement of a participating FFI or registered deemed-compliant FFI that maintains the account that the FFI has reported the account held by the passive NFFE as a U.S. account (or U.S. reportable account) under its FATCA requirements. The withholding agent must report the name and GIIN of such FFI in boxes 15d and 15e.

¹⁷ This code should only be used by a withholding agent that is reporting a payment (or portion of a payment) made to a QI with respect to the QI's recalcitrant account holders.