



Form M-8379 Nondebtor Spouse Claim and Allocation for Refund Due

Rev. 7/03

**Massachusetts
Department of
Revenue**

Important: Read the instructions below before completing this form to be sure you are eligible to file.

Tax year of expected refund: _____

Please print or type. Names and address should appear as they did on the joint return for the tax year in question.

Your first name and initial	Last name	Your Social Security number	Nondebtor spouse? <input type="checkbox"/> Yes <input type="checkbox"/> No
Spouse's first name and initial*	Last name	Social Security number	Nondebtor spouse? <input type="checkbox"/> Yes <input type="checkbox"/> No
Street address (including apartment number)		City/Town/Post Office	State Zip
Address (if present address is different from above)			Telephone number

*You must have filed a joint return in order to claim a refund due.

Allocation Items	A. Nondebtor spouse	B. Other spouse	C. Joint (as filed) (A) + (B)
1 Total income (list all sources here)			
2 Adjustments to income			
3 Deductions			
4 Exemptions			
5 Credits against tax (do not include Limited Income Credit)			
6 Taxes withheld (include copies of all W-2 forms)			
7 Tax payments (amounts paid with return, estimated, etc.)			

Indicate here if the refund due is being requested in the nondebtor spouse's name only: Yes No.

Under penalties of perjury, I declare that I have examined this form, and to the best of my knowledge it is true, correct and complete. Declaration of preparer (other than taxpayer) is based on all information of which the preparer has knowledge.

Signature of nondebtor spouse _____ Date _____

Signature of paid preparer _____ Date _____

Paid preparer use only: Check if self-employed _____ Preparer's Social Security number _____

Are You Eligible to File this Form?

You may file this form if:

- you filed a joint Massachusetts tax return with an overpayment applied against the past due income tax debt of your spouse;
- you received income; and
- you made tax payments through withholding or estimated tax payments.

You may not file this form if:

- your joint refund has been or will be applied to past due tax owed jointly to the Commonwealth of Massachusetts;
- you, as an individual, filed jointly but made no tax payments for the tax year at issue; or

- you are liable for any past due tax payments to the Commonwealth of Massachusetts.

Enter the appropriate information from the tax return in question where requested. The Department of Revenue will calculate your nondebtor refund based on married filing separate status.

Tax refunds applied to satisfy unpaid debts to other state agencies must be appealed directly to that state agency. Overpayments applied to child support must be appealed to Child Support Enforcement.

Mail form to: **Massachusetts Department of Revenue, PO Box 7010, Boston, MA 02204.**