



Employee Certificate of North Dakota Residence

Use this form to authorize your Montana employer to stop withholding Montana income tax from compensation that is exempt from withholding under the Montana-North Dakota Reciprocity Agreement.

Tax Year [Y][Y][Y][Y]

Form with fields: First Name and Middle Initial, Last Name, Social Security Number, Mailing Address, City, State, Zip Code

I hereby certify that I am a legal resident of the State of North Dakota for purposes of state individual income tax, and that my home address in North Dakota is:

Address City State Zip

I swear under penalty of false swearing that the statements I have made in this certificate are true.

Signature Date



Form NR-2 Instructions

Purpose of this Form

Montana and North Dakota have a reciprocal agreement. Montana agreed it will not tax North Dakota residents on compensation for personal or professional services performed in Montana, and North Dakota agreed it will not tax Montana residents on compensation for personal or professional services performed in North Dakota. Please note that the wages you earn for work in Montana are subject to income tax in your state of residence.

Montana also agreed that the Montana employers of the North Dakota residents are not required to withhold Montana income tax from their compensation and North Dakota agreed that the North Dakota employers of the Montana employees are not required to withhold North Dakota tax from their compensation.

You must provide this certificate to your employer to request that Montana income tax is not withheld from your compensation. This certificate is valid from the date filed until December 31 of the year filed. A new certificate is required to be signed each year.

Instructions for Employee

Fill out the form completely. If you do not fill in every item on this form, your employer must withhold Montana income tax from your wages.

If you do not want Montana income tax withheld from your wages, you must complete Form NR-2 and submit it to your employer by February 28 of the calendar year for which you want it to apply, or within 30 days after you begin working or change your permanent residence.

You must complete a new form and file it with your employer each year to continue the exemption from withholding.

If Montana income tax was already withheld from your wages, you must complete and file Montana Form 2 at the end of the year to obtain a refund. You must also include with your Montana Form 2, a completed Form NR-1, North Dakota Reciprocal Affidavit. Please see Form NR-1 instructions for more information.

Instructions for Employer

Employees who reside in North Dakota who ask you not to withhold Montana income tax from their wages must complete this form and give it to you by February 28 or within 30 days after they begin working for you or change their residence. Employees who live in states other than North Dakota, including Montana, cannot use this form.

You must submit a copy of your employee's Form NR-2 by March 31 of each year to the Montana Department of Revenue at the following address:

Montana Department of Revenue
PO Box 5805
Helena, MT 59604-5805

For new employees or employees who change their state of residence, send the form within 30 days after the employee gives it to you.

If an employee does not completely fill out this form and does not correct the omission, you must withhold Montana income tax from the employee's wages.

An employee must complete this form and give it to you each year to continue the exemption from withholding.

You may be required to resume withholding on compensation earned in Montana if the department determines that an employee's certificate is false or unsubstantiated.

Administrative Rules of Montana: 42.17.134

Questions? Please call us toll free at (866) 859-2254 (in Helena, 444-6900).