



Application for Undue Economic Hardship Exemption from Driver's License Suspension Program

Form DTF-5, *Statement of Financial Condition*, must accompany this application. You must answer all questions and provide all required attachments listed on Form DTF-5, page 10.

1. Taxpayer information

Taxpayer name	Social Security number
Spouse's name	Spouse's Social Security number
Physical home address	Telephone number
Mailing address (if different from above, or if a PO box number)	
Taxpayer representative's name (attach power of attorney; see instructions)	Telephone number
Taxpayer representative's address	

2. Justification for exemption

Provide the facts and reasons supporting how the suspension would cause undue economic hardship (see instructions). If you have attempted to obtain a restricted-use license, explain the status of that application.

3. Signature

Under penalties of perjury, I declare that I have examined this application, I have enclosed Form DTF-5 and all required documents, and to the best of my knowledge it is true, correct, and complete.

I make these statements with the knowledge that willfully providing false or fraudulent information in this application may constitute a felony or other crime under New York State Law, punishable by a fine and/or jail.

I understand that the Tax Department is authorized to investigate the validity and the accuracy of any information entered on this document and may request additional information or documentation in connection with this application.

Date

Taxpayer's signature

Date

Spouse's signature

General instructions

Use this form to request an exemption from the Driver's License Suspension Program based on undue economic hardship. All requests for exemption **must include** a completed Form DTF-5, *Statement of Financial Condition*, available at www.tax.ny.gov, including copies of:

- your last three year's federal income tax returns,
- a credit report less than 30 days old, and
- your last 12 months of statements from your bank or financial institution.

Specific instructions

Section 1 – Taxpayer information

Enter the taxpayer's full name and Social Security number.

Enter the spouse's full name and Social Security number (if applicable).

Enter the taxpayer's physical home address, telephone number, and mailing address or PO box if different from home address.

If the taxpayer has a representative, enter the name, phone number, and address of the representative, and attach a completed power of attorney. We recommend POA-1, *Power of Attorney*, available at www.tax.ny.gov. If you use another power of attorney, it must include the same information as the POA-1.

Section 2 – Justification for the exemption

Provide all of the facts and reasons supporting the basis of your undue economic hardship claim. If you have attempted to obtain a restricted license, explain the status of that application. For more information about obtaining a restricted license, visit www.dmv.ny.gov and search *restricted use*. If needed, attach additional pages, and copies of appropriate documents, to fully and completely explain the details of your claim.

Section 3 – Signature

Sign and date. If you and your spouse are requesting a hardship exemption, **both must sign**.

Mailing your Form DTF-5.1

Along with your completed Form DTF-5.1, be sure to include a completed Form DTF-5. Include copies of your federal income tax returns for the last three years, copies of the last 12 months of statements from your bank or financial institution, and all other material required by Form DTF-5.

Mail all documents to:

**NYS TAX DEPARTMENT
CED-DMV HARDSHIP
W A HARRIMAN CAMPUS
ALBANY NY 12227-5100**

If not using U.S Mail, see Publication 55, *Designated Private Delivery Services*.

More information

For questions, call 518-862-6000. For forms and more information, see www.tax.ny.gov.

Your rights as a taxpayer

For a full explanation of your rights as a taxpayer, including your rights in the collection process and how to file a complaint with the Tax Department:

- Visit our website (search: *rights*)
- No Internet access? Call us at 518-457-3280 and we will mail you a statement of your rights.

Privacy notification

New York State Law requires all government agencies that maintain a system of records to provide notification of the legal authority for any request for personal information, the principal purpose(s) for which the information is to be collected, and where it will be maintained. To view this information, visit our website, or, if you do not have Internet access, call and request Publication 54, *Privacy Notification*. See *Need help?* for the Web address and telephone number.
