



Employee Affidavit for the Hire a Veteran Credit

_____ certifies under penalty of perjury that:
(Name of employee)

1. I reside at _____.

2. I will begin employment with _____
on _____
(Name of employer)
(Date employment will start)

3. I have served on active duty or in the reserves in the United States Army, Navy, Air Force, Marine Corps, or Coast Guard, or served in active military service of the United States as a member of the Army National Guard, Air National Guard, New York Guard, or New York Naval Militia.

4. I was released from active duty by general or honorable discharge after September 11, 2001. I have provided the employer an opportunity to see the original certification verifying my discharge (for example, DD Form 214, *Certificate of Release or Discharge from Active Duty*, issued by the National Archives and Records Administration, discharge papers, or letters of separation); or

I received a letter issued by the New York State Division of Veterans' Services (NYS DVS) verifying that I meet the character of discharge eligibility requirements for all benefits, programs, and services covered under the Restoration of Honor Act, effective on November 12, 2020.

5. I have **not** been employed for 35 or more hours during any week in the 180-day period immediately prior to the date on which I begin employment with the employer.

6. I am (mark an **X** in the appropriate box):

not a disabled veteran as defined below.

a *disabled veteran* as defined in paragraph (b) of subdivision one of section 85 of the New York State Civil Service Law and have, upon request, provided the employer an opportunity to see *acceptable documentation* from the Department of Veterans Affairs or a military department stating a disability determination, rated at 10% or more. (See page 2 for definitions of disabled veteran and acceptable documentation.)

Employee signature	Date signed
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Instructions

General information

This affidavit, Form DTF-75, is completed by an employee and given to the employer to certify that the employee is a qualified veteran for the purpose of the Hire a Veteran Credit. For more information about the credit, see TSB-M-13(9)C, (8)l, *Hire a Veteran Credit*.

Form DTF-75 must be completed and signed by the employee prior to or upon beginning employment. The employee must also allow the employer to review documentation verifying veteran status and proof of disability, if applicable, as specified in the affidavit.

Employers must keep the completed affidavits in their records and make them available to the Tax Department upon request.

Definitions

A *disabled veteran* is an individual who:

- has been certified by the United States Department of Veterans Affairs or a military department as entitled to receive disability payments upon the certification by the Department of Veterans Affairs or military department for a disability incurred by the veteran in the course of the veteran's service and in existence at the time of hiring; and
- has a certificate from the Department of Veterans Affairs stating that:
 - the veteran has been examined by a medical officer of the Department of Veterans Affairs within one year of the date of hiring, and at the time of the examination, the disability described in the certificate was found to exist and the disability is rated at 10% or more; or
 - a permanent stabilized condition of disability exists to an extent of 10% or more, whether or not the veteran has been examined by a medical officer of the Department of Veterans Affairs within one year of the date of hiring.

Acceptable documentation is a letter issued by the Department of Veterans Affairs (VA) on VA letterhead or bearing the Agency Stamp, with signature, certifying that the veteran has a service-connected disability rated at 10% or more.