



# 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).

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, incurred in *time of war*. (See page 2 for definitions of disabled veteran, acceptable documentation, and time of war.)

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)I, *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 time of war and in existence at the time of hiring; and
- has a certificate from the Department of Veterans Affairs stating that:
  - he or she 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 war-incurred 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 he or she 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 that was incurred in a time of war.

*Time of war*, for purposes of determining disabled veteran status as defined in the New York State Civil Service Law, includes the wars and hostilities participated in by the military forces of the United States for the following periods:

- Korean Conflict - June 27, 1950, through January 31, 1955;
- Vietnam Conflict - February 28, 1961, through May 7, 1975;
- Hostilities in Lebanon - June 1, 1983, through December 1, 1987, as established by receipt of the Armed Forces Expeditionary Medal, the Navy Expeditionary Medal, or the Marine Corps Expeditionary Medal;
- Hostilities in Grenada - October 23, 1983, through November 21, 1983, as established by receipt of the Armed Forces Expeditionary Medal, the Navy Expeditionary Medal, or the Marine Corps Expeditionary Medal;
- Hostilities in Panama - December 20, 1989, through January 31, 1990, as established by receipt of the Armed Forces Expeditionary Medal, the Navy Expeditionary Medal, or the Marine Corps Expeditionary Medal; and
- Persian Gulf Conflict - August 2, 1990, to the end of such hostilities. At the present time, no termination date has been established.

A veteran does not have to have served in an actual combat zone during the specified periods set out above to meet the time of war requirement. In addition, if a veteran served his or her duty partly during a time of war and partly during peacetime, the veteran meets the time of war requirement.