

Sales Tax Quarterly Booklet

October 1, 2012 - September 30, 2013



New: Business Beneficial License Holders must file and pay electronically. See instructions.

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DISTRICT OF COLUMBIA



ELECTRONIC TAXPAYER SERVICE CENTER

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Please review the instructions and forms carefully before submitting your return

NEW

Effective October 1, 2012:

- If you are not filing a 2013 (October December 2012; January March 2013; April June 2013; July September 2013) Street Vendor and Mobile Food Services Minimum Sales Tax Quarterly Return (FR-800V), do not use this booklet.
- The Vendor Sales Tax Collection and Remittance Act of 2012 requires a minimum sales tax that a street vendor (a person licensed to vend from a sidewalk, roadway, or other public space) must file and pay in lieu of the previous "payment lieu of collecting and remitting sales tax". Street vendors and mobile food services are required to collect sales tax and file and pay a street vendor minimum sales tax (MST) quarterly tax return and remit the greater of the taxes collected (6% or 10%) or the minimum sales tax of \$375 on a quarterly basis. This is effective October 1, 2012, with the first remittance due January 20, 2013.
- A Business Beneficial License Holder (BBLH) (which is a corporation, limited liability company, partnership, or other business entity that is the beneficial owner of the vending license held by an Employee License Holder) shall file the return(s) and remit payment(s) electronically and remit the greater of the taxes collected (6% or 10%) or the minimum sales tax of \$375 per license on a quarterly basis effective October 1, 2012, first remittance due January 20, 2013.
- A street vendor or BBLH shall file the Form FR-800V, Street Vendor and Mobile Food Services Minimum Sales Tax Quarterly Return on a quarterly basis, even if no sales were made or no tax or fees are due, or be subject to additional penalties and interest and/or tax delinquency notices as prescribed by the Office of Tax and Revenue (OTR) effective October 1, 2012.
- The street vendor is subject to also filing a Form D-30, Unincorporated Franchise Tax Return, unless the gross receipts is less than \$12,000, or the BBLH a Form D-20, Franchise Tax Return, and can be subject to the Ballpark Fee if the DC gross receipts is greater than five (5) million dollars.

Effective October 1, 2011:

- This booklet contains the quarterly filing for TY2013 for the period October 1, 2012 through September 30, 2013.
- The transition of the sales tax booklets from a calendar year printing cycle to an October through September printing cycle was effective October 1, 2011.

Effective June 11, 2011:

• The United States (US) State Department and the American Institute in Taiwan have begun issuing new sales tax exemption cards. The new tax exempt cards have symbols to indicate the type of items that would be exempt for individuals using these cards. See page 9 for further information.

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General Instructions

Street Vendor and Mobile Food Services Minimum Sales Tax Quarterly Return

Who must file a Form FR-800V?

On or before the 20th day of the month after the quarter being reported, every Business Beneficial License Holder (BBLH) and mobile food services vendor who has made any sale at retail, taxable under the provisions of District of Columbia (DC) Official Code §47-2001 et seq., during the preceding calendar quarter, shall file a return with the Office of Tax and Revenue (OTR). Such returns shall show the total gross proceeds of the vendor's business for the quarter for which the return is filed; the gross receipts of the business of the vendor upon which the tax is computed; the amount of tax for which the vendor is liable and such other information that is deemed necessary for the computation and collection of the tax.

Doing business in the District

This includes the selling, delivering or furnishing in the District, or any activity performed in the District in connection with the selling, delivering or furnishing of tangible personal property or services sold at retail. This term includes, but is not limited to the following acts or methods of transacting business:

- Maintaining, occupying or using, permanently or temporarily, directly or indirectly, or through a subsidiary or agent, by whatever name called, of any office, place of distribution, sales or sample room or place, warehouse or storage place, or other place of business; and
- Having a representative, agent, salesman, canvasser, or solicitor operating in the District for the purposes of making sales at retail or the taking of such orders for such sales.

The information provided is not all-inclusive. For specific information regarding District sales and use taxes, please refer to District of Columbia (DC) Official Code Sections 47-2001 et seq. and 47-2201 et seq. and to Chapter 4 of Title 9 of the DC Municipal Regulations.

Imposition of sales tax

A person doing business in the District must collect sales tax from the purchaser on:

- 1. Sales of tangible personal property delivered to a customer in the District;
- 2. Certain services (examples are listed in DC Official Code §47-2001(n)(1));
- 3. Renting or leasing tangible personal property used in the District;
- 4. Charges for rooms, lodging or accommodations located in the District that are furnished to transients;

- 5. Admissions to certain public events in the District;
- 6. Charges for parking, storing or keeping motor vehicles or trailers in the District; and
- 7. Sales of certain tobacco products.

This is not an all inclusive list. For additional information, reference Title 47 Chapter 20 of the DC Official Code.

What must be filed?

If you are deemed a street and mobile food services vendor or the BBLH, you shall file a quarterly return, FR-800V.

If your tax liability is \$5,000 or more for the period, you shall file and pay electronically and if you are a BBLH, file and pay electronically the full amount of the tax due. No partial payments will be accepted.

Visit www.taxpayerservicecenter.com for instructions.

Which other DC form may sales and use taxpayers need to file?

Combined Registration Application for Business DC Taxes/Fees/Assessments (FR-500)

Before making taxable sales in the District of Columbia (the "District") you must file a Combined Registration Application for Business DC Taxes/Fees/Assessments (Form FR-500) with the OTR. There is no charge for registering. You may obtain the FR-500 from our website: www.taxpayerservicecenter.com or you may call 202-442-6546. The form is also available at the OTR Customer Service Center, 1101 4th Street, SW, 2nd Floor, Washington, DC 20024.

List on the FR-500 all locations in the District from which you will be making taxable sales. The OTR will issue a Certificate of Registration for each location listed. Each location must display its own Certificate of Registration.

If you make taxable sales without a Certificate of Registration, you may be fined up to \$50 for each day you do business in the District without a certificate.

Claim for Refund (FP-331)

To claim a refund for a previous period, you must file a claim using Form FP-331, Claim for Refund. DC Form OTR-368, Certificate of Resale must accompany the FP-331. If you need more information, please call (202) 442-6546 or visit www.taxpayerservicecenter.com.

When are our taxes due?

You must file your return and pay any tax due on or before the 20th day of the month after the quarter being reported.

If the due date falls on a Saturday, Sunday, or legal holiday, the return is due the next business day. You must file a return, to pay the minimum sales tax of \$375 even if no sales were made. Otherwise, you will receive a delinquency notice.

If you are not filing a 2013 (October 2012 through September 2013) Street Vendor and Mobile Food Services Minimum Sales Tax Quarterly Return, do not use this booklet.

How to file your return

This booklet has all the forms and instructions you will need. It contains mailing labels. You are responsible for filing and paying taxes on time whether or not you receive printed forms. You may visit the website, www.taxpayerservicecenter.com/TaxForms/Publications to complete a fill-in form for mailing, except if you are a BBLH.

Substitute forms

You may file your DC tax return using a computer-prepared or computer-generated substitute form, provided the form is approved in advance by the OTR. The fact that a software package is available for retail purchase does not mean that the substitute form has been approved for use. Check with the software developer to determine if their form is a DC OTR approved form.

By mail

If mailing a return with a <u>payment</u>, make the check or money order payable to the DC Treasurer. Write your Federal Employer Identification Number (FEIN) or Social Security Number (SSN), FR-800V, and the tax year on the payment.

If mailing a return <u>with or without a payment</u>, send your return and/or payment to:

Office of Tax and Revenue PO Box 96384 Washington, DC 20090-6384

By accessing the DC Electronic Taxpayer Service Center (eTSC)

Sales and Use taxpayers may file and pay the FR-800V by accessing the DC eTSC website. A pre-registration is required. Allow 5-7 business days for processing. Visit www.taxpayerservicecenter.com for information on completing an eTSC application.

Electronic filing instructions

The instructions in this booklet are specifically for filers of paper returns. When you file electronically, note that the instructions may differ. Follow the "on screen" instructions. If you need further explanations, review the instructions in this booklet.

Electronic Payment Options

If your liability is greater than \$5,000 per period, **you shall pay electronically**.

Refer to the Electronic Funds Transfer (EFT)
Payment Guide available on the DC website at
www.taxpayerservicecenter.com for instructions for
electronic payments. eTSC does not allow the use of
foreign bank accounts.

Payment options are as follows:

- <u>Electronic check (e-check)</u>. E-check is similar to ACH debit, but it is a one-time transaction where the taxpayer provides the banking information at the time of payment instead of storing the information. There is no fee for business e-check payments.
- ACH Credit. ACH credit is for business taxpayers only. There is no fee charged by OTR, but the taxpayer's bank may charge a fee. The taxpayer directly credits OTR's bank account. The taxpayer does not need to be eTSC registered to use this payment type, and they do not need access to the website. Note: When making ACH credit payments through your bank, please use the correct tax type code (00350) and tax period ending date (YYMMDD).
- ACH Debit. ACH debit is for registered eTSC business taxpayers only. There is no fee. The taxpayer's bank routing and account numbers are stored within their on-line eTSC account. They can use this account to pay any existing liability. They give OTR the right to debit the money from their bank account.
- <u>Credit Card.</u> The taxpayer may pay the amount owed using Visa, MasterCard, Discover or American Express. You will be charged a fee that is paid directly to the District's credit card service provider. Payment is effective on the day it is charged.

Note: Dishonored payments. Make sure your check or electronic payment will clear. You will be charged a \$65 fee if your check or electronic payment is not honored by your financial institution and returned to OTR.

Note: International ACH Transaction (IAT). Electronic

banking rules have changed. If you request a refund to be direct deposited into an account outside of the United States, you will receive a paper check.

Your payment cannot be drawn on a foreign account. You must pay by money order or credit card instead.

Penalties and interest

OTR will charge -

- A penalty of 5% per month if you fail to file a return or pay any tax due on time. It is computed on the unpaid tax for each month or fraction of a month, that the return is not filed or the tax is not paid. It may not exceed an additional amount equal to 25% of the tax due:
- A 20% penalty on the portion of an underpayment of taxes if attributable to negligence. Negligence is failure to make a reasonable attempt to comply with the law or to exercise ordinary and reasonable care in preparing tax returns without the intent to defraud. One indication of negligence is failure to keep adequate books and records;
- Interest of 10% per year, compounded daily, on a late payment;
- A one-time fee to cover internal collection efforts on any unpaid balance. The collection fee assessed is 20% of the tax balance due after 90 days. Payments received by OTR on accounts are first applied to the collection fee, then to penalty, interest and tax owed;
- A civil fraud penalty of 75% of the underpayment which is attributable to fraud (see DC Official Code §47-4212).

Criminal penalties

You will be penalized under the criminal provisions of the DC Official Code, Title 47 and any other applicable penalties. If you are required to file a return or report, or perform any act and you –

- Fail to file the return or report timely. If convicted, you
 will be fined not more than \$1,000 or imprisoned for
 not more than 180 days, or both, for each failure or
 neglect;
- Willfully fail to file the return or report timely. If convicted, you will be fined not more than \$5,000 or imprisoned for not more than 180 days, or both;
- Willfully attempt to evade or defeat a tax; willfully fail to collect, account for, or pay a tax or willfully make fraudulent or false statements.

Corporate officers may be held personally liable for the payment of taxes owed to DC, if not paid.

Enforcement actions

OTR may use lien, levy, seizure, collection agencies and liability offset if a taxpayer fails to pay the District within 10 days after receiving a Notice of Tax Due and a demand for payment. Visit www.taxpayerservicecenter.com. Click "Information", "Collection Division", "Enforcement Actions".

Special circumstances

Amended returns

You can correct a previously filed return by filing an amended return. Fill in the "amended return" oval on the FR-800V and show the corrected figures. You must complete and attach a Form FP-331 to any amended return requesting a refund.

Mail the amended return and any additional attachments to the:

Office of Tax and Revenue PO Box 96384 Washington, DC 20090-6384

We do not offer the ability to file amended returns electronically.

Final return

If you are not required to continue filing a return due to the ending of business operations, fill in the "final return" oval on the return. We will then cancel your filing requirement. You must complete and submit the Form FR-800SF, Close of Business Final Report, along with the Certificate of Registration to the:

Office of Tax and Revenue PO Box 470 Washington, DC 20044-0470

If you are not going out of business, do not use this oval to indicate the return is the final for the month, year, or quarter.

Change of Name or Address

For any name or address change, fill out the FR-800C, "Change of Name or Address," form in this booklet and mail it to the:

Office of Tax and Revenue PO Box 470 Washington, DC 20044-0470

Do not make a change on the return if you received a personalized return.

Refund Offset

If you have other DC tax liabilities, OTR may apply all or part of your overpayment of the sales and use tax to offset them.

Getting started

To complete the Form FR-800V, in general you will need:

- A pen with black ink
- · A calculator

Not all items will apply. Fill in only those that do apply. If an amount is zero, make no entry, leave the line blank.

Account Number

The account number must be the number that was provided by OTR when you registered. Omission of the account number will cause delays in processing your return. The taxpayer is responsible for providing their assigned OTR account number to their tax practitioner or persons that are completing the sales and use tax return.

Taxpayer Identification Number(s) (TIN)

You must have a TIN, whether it is a Social Security Number (SSN) or a Federal Employer Identification Number (FEIN).

- A SSN must be a valid number issued by the Social Security Administration (SSA) of the United States Government. To apply for a SSN, get Form SS-5, Application for a Social Security Card, from your local SSA office or get this form online at www.ssa.gov. You may also get this form by calling 1-800-772-1213;
- A FEIN must be a valid number issued by the Internal Revenue Service (IRS). To apply for a FEIN, get Form SS-4, Application for Employer Identification Number (EIN) under Starting a Business. You may also get this form by calling 1-800-TAX-FORM (1-800-829-3676).

You must wait until your receive either number before you file a DC return. Your return may be rejected if your TIN is missing, incorrect or invalid.

Help us identify your forms and attachments

Write your FEIN/SSN, tax period, business name and address on any statements submitted with the return or filed separately. The FEIN/SSN is used for tax administration purposes only.

Incomplete forms will delay processing

Complete the identification section and then complete all applicable sales and use Lines 1 through 11 on the FR-800V, otherwise processing your return will be delayed.

Sales and use licensees must file a return even if no sales were made or no tax or fees are due. Complete the identification section and then place a zero in Line 11, Total Amount Due.

Calculation of sales tax

Sales tax is calculated by multiplying the sales price of a taxable item by the applicable rate.

You can obtain the tax tables of the different District sales tax rates from the OTR Customer Service Center, 2nd Floor, 1101 4th Street, SW, Washington, DC 20024 or by calling 202-442-6546.

The tax is based on the sales price. Sales price is the total amount paid by a purchaser to a vendor for a taxable item without deducting the cost of the item sold. Sales price does not include: (1) cash discounts allowed and taken on sales; (2) separately stated installation charges; and (3) sales tax collected by the vendor from the purchaser.

Rules for reporting sales taxes

You must calculate tax on the actual selling price. Report cash, credit and charged sales, including conditional sales, for each period each sale took place, even if you have not collected part of the sales price.

Do not deduct:

- Refunds you issued for previously reported sales.
 See Claim for Refund of Sales and Use Tax (FP-331) for detailed instructions on how to claim overpayments.
- Amounts for any sale of property that was later repossessed.

You may deduct bad debts. Subsequent collections of deducted bad debts must be reported in full in the period you collected them. Expenses incurred in collecting bad debts are not deductible on your sales tax form. They may be deductible on your business franchise tax forms D-20 or D-30. (See: Title 9 of the DC Municipal Regulations available for purchase from: Office of Documents and Administrative Issuances, 441 4th Street, NW #520S, Washington, DC 20001-2714.)

Exempt and/or nontaxable sales

 Sales to the United States or the DC Government or any of their instrumentalities thereof, except sales to national banks and Federal savings and loan associations;

- Sales to a state, territory or possession of the US or their political subdivisions, if they grant a similar exception to the District;
- Sales to foreign embassies and diplomats provided the purchaser presents the seller with an exemption card issued by the US State Department. Note that the Department of State began issuing new tax exempt cards with symbols to indicate the type of items that would be exempt for individuals using these cards. Images of the newly designed Diplomatic Tax Exemption Card are shown on page 9:
- Sales to diplomats of the Taipei Economic and Cultural Representative's Office in the US provided the purchaser presents the seller with an exemption card issued by the American Institute in Taiwan. They will also be receiving exemption cards similar to the ones shown on page 9;
- In accordance with international law, the Foreign Missions Act (22 USC 4301-4316 as amended), and subject to reciprocity, such cards are used to authorize the exemption from sales, occupancy, restaurant/meal, and other similar taxes, on the official and personal purchases of foreign diplomatic and consular missions and their members of the United States. Beginning, on or around June 16, 2011, the Department of State began to issue a newly designed Diplomatic Tax Exemption Card identifying the items that are exempt for the holder of the card;
- Sales to organizations exempted from the payment of sales tax by federal statute or treaty;
- Sales of natural or artificial gas, oil, electricity, solid fuel or steam, used directly in processing or refining, manufacturing or assembling, if the purchaser presents the seller with a specific exemption certificate;
- Sales of property which the purchaser acquires for resale in the same form as when acquired, or to be incorporated as a material part of a product to be produced by processing or refining, manufacturing or assembling, if the purchaser presents the seller with a DC Certificate of Resale (OTR-368);
- Certain sales to a public utility or telecommunications company;
- Sales of insurance, professional or personal service transactions which involve sales of tangible personal property as inconsequential elements for which no separate charges are made;

- Sales of transportation and communication services other than data processing services, information services, commercial local telephone services and selected telecommunications services;
- Sales of motor vehicles and trailers subject to the District's Motor Vehicle Fuel Tax;
- Sales of medicines, drugs, and pharmaceuticals;
- Sales of food or beverages on a train, airline or other form of transportation operating in interstate commerce;
- Casual and isolated sales, except that sales by churches, religious, scientific, educational, social, fraternal, benevolent and other organizations and institutions of the same nature are not considered to be casual and isolated sales;
- Sales to semipublic institutions, if the semipublic institution presents the seller with a DC Certificate of Exemption (FR-551);
- Charges for printing a newspaper that is distributed free of charge in the District, if the purchaser presents a seller with a DC Free Newspaper Certificate of Exemption (Form FR-554);
- Sales of food (including snack food) and drink (not including soft drinks) but not including food or drink prepared for immediate consumption, or food or drink sold through vending machines;
- Charges for postage, provided the charges are stated separately;
- Sales which, under the US Constitution, may not be taxed by a State;
- Sales of residential public utility services and commodities by a gas, electric, or telephone company, and sales of residential heating oil by any person;
- Sales of residential cable television services and commodities by a cable television company;
- Access to the Internet:
- Sales delivered to a purchaser outside DC.

For additional exempt sales, please refer to DC Official Code Sections 47-2005 and 47-2001.

NOTE: Charitable organizations <u>must pay</u> sales tax on taxable items purchased that are not for purposes of maintaining, operating or conducting the exempt activities of the organization. Charitable organizations <u>must</u> also <u>collect</u> sales tax if they are regularly engaged in making retail sales.

Personal Information

Complete the personal information as instructed, using CAPITAL letters and black ink. Use one block per letter, including a space between address fields. Please write clearly, otherwise, processing your return may be delayed.

Filling out the forms To aid us in processing your return, please follow these rules: Stav inside the boxes. ROBERTS Use black ink and print in CAPITAL letters. Leave a space between 2009 JOE words and between words and numbers. Enter dollar amounts so 57 204 single dollars are always in the right-most box. Do not enter cents. Round cents to nearest dollar. Write 3s with a rounded 3.7 3₹ top, not a flat top. Write 7s without a middle bar. Fill in ovals completely. Do not ✓ or "x" ovals.

Signature and verification

An authorized officer of the corporation must sign and date the return. A receiver, trustee, or assignee must sign any return that he/she is required to file for the corporation. Any person who prepared the return for compensation must also sign, date and provide the necessary identification number. If a firm or corporation prepares a return, it should be signed in the name of the entity. The signature requirement does not apply when a taxpayer's regular employee prepares the return. Please review the tax return before you allow a paid preparer to issue a return on your behalf.

Paid Preparer Tax Identification Number (PTIN)

IRS rules have changed. If you are a paid preparer of federal tax returns, you are required to have a PTIN issued by the IRS. A PTIN is a number issued and authorized by the IRS to file a return on the taxpayers' behalf. Please include your PTIN.

Sales tax rates and fees

A 6% rate applies to sales of certain tangible personal property and selected services delivered in DC such as:

- Rentals or leases of tangible personal property, except rentals of textiles to residential users;
- Sales of non-alcoholic soft drinks; "Soft drink" means a non-alcoholic beverage with natural or artificial sweeteners. The term "soft drink" shall not include a beverage that:
 - 1. Contains:
 - (a) Milk or milk products
 - (b) Soy, rice or similar milk substitutes
 - (c) Fruit or vegetable juice, unless the beverage is carbonated; or
 - 2. Is prepared for immediate consumption, as defined in subsection (g-I) of Section 47-2001 of the DC Official Code;
- Sales of newspapers and publications;
- Sales of food or drinks sold through vending machines
- Sales of certain services: real property maintenance, landscaping, employment, personnel placement, data processing, information, production, fabrication or printing, repairs or alterations of tangible personal property, copying, photocopying, duplicating, or mailing, delivery and laundering, dry cleaning, or pressing, unless the service is performed by coin-operated equipment;
- Sales of stationary two-way radio services, telegraph services, teletypewriter services, teleconferencing services, "900","976","915", and other "900" type telecommunication services, telephone answering services, and coin-operated telephone services. These services are exempt from sales tax if charges to the end-user are subject to the DC gross receipts tax or the toll telecommunication tax;
- Admission to certain public events;
- Sales of local telephone service, gas, oil and electricity for commercial use;
- Sales of solid fuel or steam;
- Gross receipts from sales contracts on the date the sale is made, regardless of the time of payment or delivery. If the sale is made on or after October 1, 2009, it is taxed at 6%. If the sale is made by a vendor located outside DC, the tax on the purchase the use tax whether collected by the vendor or remitted by the purchaser is due at the 6% rate if possession is taken in the District on or after October 1, 2009;
- Tax due on rental or lease payments for rentals or leases of tangible personal property applies to each rental or lease period, regardless of the length of the lease or the date the lease agreement was signed.

Payments for lease periods beginning on or after October 1, 2009, for leases other than motor vehicles, are subject to the 6% rate;

Effective October 1, 2011, "Armored Car Service"
means picking up and delivering money, receipts, or
other valuable items with personnel and equipment
to protect such properties while in transit. The term
"armored car service" shall not include coin rolling
or change room services, as long as these charges
are separately stated;

"Private Investigation Service" means an investigation being conducted for purposes of providing information related to:

- A crime or wrong committed, assumed to have been committed, or threatened to be committed;
- The identity, habits, conduct, movement, location, affiliations, associations, transactions, reputation, or character of any person;
- The credibility of a witness or of any other individual;
- The location of a missing individual;
- The location or recovery of lost or stolen property;
- The origin, cause of, or responsibility for a fire, accident, damage to or loss of property, or injury to an individual, regardless of who conducts the investigation;
- The affiliation, connection, or relation of any person with an organization or the other person;
- The activities, conduct, efficiency, loyalty, or honesty of any employee, agent, contractor, or subcontractor:
- The financial standing, creditworthiness or financial responsibility of any person;
- Others as defined in Section 47-2001 of the DC Official Code, as amended.

"Security Service" shall include any activity that is performed for compensation as a security guard to protect an individual or property and provided, on the premises of a person's residential or commercial property the service of monitoring an electronically controlled burglar or fire alarm system for any residential or commercial property located in the District or responding to a distress call or an alarm sounding from a security system.

A 10% rate applies to:

• All sales of food and drink served or prepared for immediate consumption or sold in or by restaurants, lunch counters, cafeterias, hotels, caterers, boarding houses, carry-out shops and similar places of business.

This includes food or drink in a heated state, cold drinks dispensed on a self-service basis into a container, and frozen yogurt, ice cream, ice milk or sherbet sold in quantities of less than one pint;

- Rentals of motor vehicles and utility trailers, except those registered for commercial purposes;
- Sales of alcoholic beverages sold for consumption on the premises; and
- Sales of prepaid telephone calling cards.

Specific Line Instructions

Sales Tax

Line 1: Taxable at 6%: In Column B, enter the amount of all sales taxed at 6% for the quarter being reported. Multiply the amount by .06 and enter the result in Line 1C.

Line 2: Taxable at 10%: In Column B, enter the amount of all other sales taxed at 10% for the quarter being reported. Multiply the amount by .10 and enter the result on Line 2C.

Line 3: RESERVED

Line 4: Sales Tax Collected. Enter total of Lines 1C - 3C on Line 4C.

Line 5: Sales Tax Due. The Minimum Sales Tax (MST) is \$375 per license. Enter the greater of Line 4C or the MST on Line 5C.

Line 6: 2% of 911 sales receipts less 3% discount: Enacted legislation authorizes sellers to collect from consumers a charge of a 2% fee of the sales price of prepaid wireless telecommunication services. This charge will be in addition to the 10% sales tax already being charged on telecommunication retail transactions and must be separately stated on the invoice, receipt or other similar document given to the customer.

The additional 2% charge was applicable as of October 1, 2010. Under the new law, the 2% charge will be for the sale of prepaid wireless services that allow a caller to dial 911. This is the equivalent of the 911 fee charge to non prepaid cell phone users by the wireless service providers. The charge applies to wireless telecommunication services whether they are provided on a card, via remote sales such as internet or telephone purchase, or by other means, such as an authorization code on a receipt.

Exemptions from the 2% tax rate

The charge will not apply to:

• The purchase of wireless telecommunication services

which are made for purposes of being resold; and

 An amount of service of 10 minutes or less, or valued at \$5 or less when the service is sold with a prepaid wireless device for a single, non-itemized price.

Procedures for remitting collected funds for the 2% tax rate

The additional 2% charge will apply as of October 1, 2010. The pre-paid wireless 911 charge is the liability of the consumer but the seller is liable for remitting the pre-paid wireless 911 charges collected to the OTR. The seller is entitled to retain 3% of the total pre-paid wireless 911 charges collected. The Form 800 series, sales and use tax return, is the vehicle for submitting the collected fees.

Use the worksheet below to determine the amount to be entered on Line 6C. Multiply the 911 prepaid wireless telecommunications sales receipts by 2% for the period being reported. Multiply the result by 3% and then subtract the 3% discount to get the net charges to be submitted to the OTR.

Line 7: Disposable carryout bag fee: Enacted DC legislation imposed, effective January 1, 2010, a \$.05 fee on each disposable carryout bag provided by retail establishments – grocery stores, drug stores, liquor stores, restaurants and food vendors (including street vendors) – to their customers.

A retail establishment may retain \$.01 of each \$.05 fee collected. In addition, it may retain another \$.01 of each \$.05 fee if it offers a carryout bag credit program for customers.

A carryout bag credit program is one where the retailer credits customers with \$.05 for each carryout bag provided by the customers for packing their purchases, regardless of whether the bag is paper, plastic or reusable.

The amounts properly retained by the retail establishments and the street and mobile food services vendors are not considered revenue and are tax exempt. The portion of the fee due the OTR is payable using the form in the FR-800 series currently filed by the particular retail establishment.

Street vendors who hold a license under Public Health: Food Establishment retail endorsement are required to collect the disposable bag fee where applicable.

Line 8: RESERVED.

Line 9: Penalty: Enter any penalty amount due.

Line 10, Interest: Enter any interest amount due. An interest calculator is available on the website:

https://www.taxpayerservicecenter.com/IC/

Line 11, Total amount due: Add Lines 5C-10C.

Key website resources

DC Official Code

http://www.dccouncil.washington.dc.us/

DC Regulations

http://www.dcregs.dc.gov/

US Department of State Tax Exemption Cards

www.state.gov/ofm/tax/

DC Tax Forms/Publications

http://otr.cfo.dc.gov/otr/cwp/view,a,1330,q,594065.asp

Mailing Address for Returns

http://otr.cfo.dc.gov/otr/cwp/view,a,1330,q,593904.asp

Electronic Funds Transfer (EFT) Guide

http://otr.cfo.dc.gov/otr/frames.asp?doc=/otr/lib/otr/march_2012/2012_eft_guide_032112.pdf

NACHA Guidelines

http://www.nacha.org/

Social Security Administration

http://ssa.gov/

Internal Revenue Service

http://www.irs.gov/



TAX EXEMPTION CARDS

OFM

NEW U.S. DEPARTMENT OF STATE DIPLOMATIC TAX EXEMPTION CARDS

A New Design/Multiple Security Features/Faster Validation

In June 2011, the U.S. Department of State will begin issuing a newly designed *Diplomatic Tax Exemption Card* to eligible foreign diplomatic and consular missions, and in most cases to their personnel and eligible family members. Such missions and their members use these cards to obtain exemption from sales, occupancy, restaurant, and other similar taxes imposed on either their official or personal purchases in the United States or its territories.

The newly designed cards incorporate state-of-the-art security features as well as other elements intended to assist with the validation of the cardholder's entitlement to tax exemption privileges. The validity of a *Diplomatic Tax Exemption Card* can be verified on-line at https://ofmapps.state.gov/tecv/ or by contacting OFM by telephone at (202) 895-3500, x2. Please visit www.state.gov/ofm/tax/ for additional information.

► **NEW** DOS Tax Exemption Cards









Each tax exemption card bears one of the following animal symbols indicating the specific type of tax exemption of the cardholder.



Cards with this image are intended to be used solely in connection with **official** purchases; the cardholder/ mission is eligible for exemption from sales, occupancy, restaurant/meal, and other similarly imposed taxes without restriction.

A

BUFFALO

Cards with this image are intended to be used solely in connection with **official** purchases; the cardholder/mission is subject to some degree of restriction on exemption from sales, occupancy, restaurant/meal, and other similarly imposed taxes. (For example, such cards may read "EXEMPT FROM TAXES IMPOSED ON PURCHASES OVER \$300; NOT VALID AT HOTELS.")



Cards with this image are intended to be used solely in connection with **personal** purchases; the cardholder is eligible for exemption from sales, occupancy, restaurant/meal, and other similarly imposed taxes without restriction.



DEER

Cards with this image are intended to be used solely in connection with **personal** purchases; the cardholder is subject to some degree of restriction on exemption from sales, occupancy, restaurant/meal, and other similarly imposed taxes. (For example, such cards may read "EXEMPT FROM TAXES IMPOSED ON PURCHASES OF HOTEL STAYS, RESTAURANT MEALS, AND RENTAL CARS.")

Date: June 2011





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Mailing address line 1 Mailing address line 2 City State 2 (p Code + 4 Sales tax licensees must file one return per license. Column C — Tax due — multiply column B by lax return is alest Taxable at 6% 18 \$	Business r	F	ill in if FEIN	Account Numb	Due date			dor ID#		
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FR-800C Change of Name or Address

portant: Print in CAPITAL le						FICIAL US		
Taxpayer Identification Number	Fi	ill in if FEIN						
		ill in if SSN						
Account number (provided by C	ork when busine	ss was registered)						
Old business name								
Old mailing address line #1								
Old mailing address line #2								
City				St	ate	Zip Code +	- 4	
0.1.5				0.		2.p 0000 .		
	mber (if applicabl	le)						
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Instructions

The FR-800C "Change of Name or Address" form may be used to make a name or address change for your Sales and Use Return.

- Fill in your taxpayer identification number.
- Fill in the appropriate oval to indicate whether the number entered is a Federal Employer Identification Number (FEIN) or a Social Security Number (SSN).
- Complete all lines affected by your change.
- Fill in the contact person and telephone number fields.
- Mail the completed form to the Office of Tax and Revenue, PO Box 470, Washington, DC 20044-0470.



FR-800SF Close of Business Final Report

Important: Print in CAPITAL letters using black ink

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Instructions

Complete this FR-800SF "Close of Business Final Report" form if business is sold, closed or discontinued.

Mail the completed form along with your certificate of registration to the Office of Tax and Revenue, PO Box 470, Washington, DC 20044-0470.

FR-800SF Close of Business Final Report



OFFICIAL USE

FP-3	31	L	
Year	20)1	

CLAIM FOR REFUNDSALES AND USE TAX

NAME OF TA	AXPAYER							
TRADE NAM	lE	-		> FEDERA	AL EMPLOYER	IDENTIFIC	ATION NO	D. SSN
STREET ADD	DRESS							
CITY		STATE	ZIP CODE	PHONE	E #	FAX	#:	
1	NOTE: FOR TAX I	PAID ON MORE	THAN ONE RE	TURN, LI	ST EACH ON A	A SEPARA	ΓE LINE	
PERIOD ENDED	TOTAL TAX PAID	DATE OF PAYMENT	AMOUNT (REFUND CLA	OF		ATION OF (MENT
	\$	←TOTAL→	\$		(FOR ADDITIO	ONAL SPACE	E, USE OTI	HER SIDE)
1	Under penalties o foregoing stateme	f law the duly au ints are correct to	uthorized application the best of my	ant(s) do s (our) kno	solemnly swear	r or affirm t	hat the	
AUTHORIZEI	D SIGNATURE				TITLE]	DATE
						OFFICI <i>A</i>	AI IISF	
						INITIAL	DATE	AMOUNT
					APPROVED			
					DENIED			

FP-331 Instructions

Sales and Use Tax

Section 47-2020(a) of the DC Sales Tax Act allows a refund of tax erroneously or illegally collected if a claim is filed within **three years** from the date you paid the tax. If the tax has been collected from the customer, it must be refunded by the seller to the customer in cash or credit <u>before</u> the vendor can apply for a refund.

Attach your evidence to support the claim for refund. Include copies of original invoices and Certificates of Resale (OTR-368), tax exemption numbers of semipublic institutions, credit memos for returned sales or taxes refunded to customers and any other related documents.

Mail the claim to:

Office of Tax and Revenue Audit Division PO Box 556 Washington, DC 20044-0556

Questions? Call us at (202) 727-4829.



TO:

GOVERNMENT OF THE DISTRICT OF COLUMBIA OFFICE OF TAX AND REVENUE

CERTIFICATE OF RESALE DISTRICT OF COLUMBIA SALES AND USE TAX

FROM:

SELLER	PURCHASER	
TRADE NAME (IF ANY)	TRADE NAME (IF ANY)	
SELLER'S STREET ADDRESS	PURCHASER'S STREET ADDRESS	
CITY STATE ZIP CODE	CITY STATE	ZIP CODE
FEIN	DC CERTIFICATE OF REGISTRATION	N #
I certify that all of the tangible personal property and services pure rental either in the same form or for incorporation as a material part of each order we shall groumber and will continue in force until revoked by written notice to	ort of other property being produced for resolve, provided the order contains our DC Ce	ale or rental.
AUTHORIZED SIGNATURE	TITLE	DATE

SELLER MUST KEEP THIS CERTIFICATE INSTRUCTIONS

This certificate is not valid unless it contains the purchaser's District of Columbia Sales and Use Tax Registration Number. It must be signed by the owner or authorized officer and must be dated.

If you, as the issuer of the certificate of resale, buy items from the seller that do not qualify for tax exemption, you should advise the seller to charge the appropriate sales tax on such items. Otherwise, the purchaser is required to report to OTR and pay use tax directly using the Sales and Use Tax returns FR-800A (annual), FR-800M (monthly), FR-800Q (quarterly), FR-800SE (Special Event) or FR-800V Street Vendor (quarterly).

The seller must retain all Certificates of Resale on file to substantiate exemptions in case of an audit of its DC Sales and Use Tax returns.

To be eligible to use this certificate, purchasers who are located inside or outside the District of Columbia must file DC Form FR-500, Combined Registration Application for Business DC/Taxes/Fees/Assessments, with the Office of Tax and Revenue, 1101 4th St., SW, Washington DC 20024 (202-727-4829).

GOVERNMENT OF THE DISTRICT OF COLUMBIA OFFICE OF TAX AND REVENUE PO BOX 96384 WASHINGTON DC 20090-6384 GOVERNMENT OF THE DISTRICT OF COLUMBIA OFFICE OF TAX AND REVENUE PO BOX 96384 WASHINGTON DC 20090-6384

GOVERNMENT OF THE DISTRICT OF COLUMBIA OFFICE OF TAX AND REVENUE PO BOX 96384 WASHINGTON DC 20090-6384 GOVERNMENT OF THE DISTRICT OF COLUMBIA OFFICE OF TAX AND REVENUE PO BOX 96384 WASHINGTON DC 20090-6384

Need assistance?

File or pay online: www.taxpayerservicecenter.com

Get tax forms

Download forms at www.taxpayerservicecenter.com

Request forms by mail: 202-442-6546

Pick up forms:

Office of Tax and Revenue

1101 4th St SW 2nd Floor 8:15 am–5:30 pm

One Judiciary Square

441 4th St NW Lobby 7 am-7 pm

Reeves Center

2000 14th St NW Lobby 7 am-7 pm

Wilson Building

1350 Pennsylvania Av NW Lobby 7 am–7pm

Municipal Center

300 Indiana Av NW Lobby 6:30 am-8 pm

MLK Jr Memorial Library

901 G St NW Business Information Center Sunday, 1-5 pm Monday-Thursday 10 am-9 pm Friday, Saturday 10 am-5:30 pm

Ask tax questions; get tax forms preparation help free

Contact our Customer Service Center: 202-727-4TAX(4829)

Visit our Walk-In Center, 1101 4th St SW, 2nd Floor

Regular hours: 8:15 am–5:30 pm, Monday–Friday

Do you need help with this form? Visit our Walk-In Center, at 1101 4th St SW, 2nd Floor

Are you unable to hear or speak? Call the DC Relay Service, 202-855-1234.

[Chinese/中文] 您需要協助閱讀或了解英文嗎?請致電 202-727-4829 或請到 941 1101 4th St SW 2nd Floor,要求免費語言熱線(Language Line)口譯員協助您。

[Korean/한국어] 영어를 읽거나 이해하기 위해 다른 사람의 도움이 필요하십니까? 202-727-4829 번으로 전화하시거나 1101 4th St SW 2nd Floor 를 방문하십시오. 귀하를 도와드릴 무료 랭귀지 라인(Language Line) 통역사를 요청하십시오.

[Spanish/Español] ¿Necesita ayuda para leer o entender inglés? Llame al 202-727-4829 o venga a 1101 4th St SW 2nd Floor. Pida que le asignen un intérprete de la Línea de los Idiomas (Language Line) para que le ayude, sin costo alguno.

[Vietnamese/Tiếng Việt] Quý vị có cần giúp đỡ để đọc và hiểu Anh ngữ không? Xin gọi 202-727-4829 hoặc đến 1101 4th St SW 2nd Floor. Yêu cầu có được thông dịch viên Đường Dây Ngôn Ngữ (Language Line) để giúp đỡ miễn phí cho quý vị.