



STATE OF NORTH DAKOTA
OFFICE OF STATE TAX COMMISSIONER
Cory Fong, Commissioner

To: Cass County Sales, Use and Gross Receipts Tax Permit Holders
From: Office of State Tax Commissioner, Tax Compliance Section
Subject: Cass County Sales, Use and Gross Receipts Tax
Date: January 28, 2011

Effective April 1, 2011, Cass County has adopted an ordinance to impose a one half (.5%) county sales, use and gross receipts tax. The Cass County tax is in addition to the state and local sales, use and gross receipts taxes currently in place. In addition to the new tax, the following applies:

- Includes a Maximum Tax (Refund Cap) of \$12.50 per transaction
- Will be reported under local tax code 501 on the state sales tax return (Form ST)
- No additional exemptions than what is exempt per state tax
- No limited exemption for contractors (see the Local Option Tax Guideline for information on this limited exemption: <http://www.nd.gov/tax/salesanduse/pubs/guide/gl-21847.pdf>)
- Ordinance is scheduled to sunset March 31, 2031
- Exempts contracts awarded prior to effective date
- No permit holder compensation is included
- Proceeds are intended for flood control measures

The Office of State Tax Commissioner has contracted with the county of Cass to administer the county sales, use and gross receipts tax. Tax is computed by multiplying the taxable purchase by the tax rate and carrying the product to the 3rd decimal place. If the 3rd decimal place is 5 or greater, round up; if it is 4 or less, round down. A Local Option Tax Guideline and Rate Charts are available on our website at www.nd.gov/tax.

Effective April 1, 2011, the combined state and local rates within the county limits of Cass County, ***including*** deliveries made into the county by retailers located outside the county limits of Cass County, will be as follows:

- General sales and use tax: 5% state + appropriate local tax rate + .5% county tax
- New farm machinery: 3% state + appropriate local tax rate + .5% county tax
- Coin-operated amusement: 5% state + appropriate local tax rate + .5% county tax
- New mobile homes: 3% state + appropriate local tax rate + .5% county tax
- Lodging:
 - Hotel, Motel and Tourist Court Accommodations, and Bed & Breakfast Accommodations licensed under North Dakota Century Code ch. 23-09.1: 5% state + appropriate local tax rate + .5% county tax
- Restaurant (sale of food and non-alcoholic beverages): 5% state + appropriate local tax rate + .5% county tax
- Alcoholic Beverages:
 - Off-sale alcoholic beverages: 7% state + appropriate local tax rate + .5% county gross receipts
 - On-sale alcoholic beverages: 7% state + appropriate local tax rate + .5% county gross receipts

Questions concerning the Cass County sales, use and gross receipts tax may be directed to the Office of State Tax Commissioner. You may contact the Office of State Tax Commissioner by phone at 701.328.1246, by e-mail at salestax@nd.gov, or by mail at Office of State Tax Commissioner, Tax Compliance Section, 600 E Boulevard, Dept. 127, Bismarck, ND 58505-0553.