

Federal Employer Identification Number

**Please Read Instructions Before
Completing Form as Requirements
Have Changed**

Name	Phone No.
Address	E-mail
City, State and Zip Code	

When To File Claim

A claim for a refund of **motor vehicle fuel (gasoline/gasohol)** taxes of \$5.00 or more may be filed by the state or any political subdivision using the fuel in equipment for construction, reconstruction, or maintenance of roads, streets, highways or airports and other off-road purposes. A claim covering tax on motor vehicle fuel purchased during calendar year 2011 may be filed at the following times:

- a. Any time between January 1, 2012 and June 30, 2012.
- b. Any time during the year the fuel was purchased when the refundable taxes reach \$400.00 or more.

Note - The claim for a refund of taxes paid on gasoline/gasohol purchased in 2011 must be filed no later than June 30, 2012.

***R11 Government Equipment Schedule must be completed on back of this form.
Refund Claim will not be processed without completed schedule.***

Refund Calculations
(Attach original invoices or a certified history)

	Office Use	Round Gallons To Nearest Gallon
1. Enter total gallons of gasoline/gasohol purchased	R	.0
2. Enter the total gallons from Line 1 used by ineligible vehicles	V	.0
3. Subtract Line 2 from Line 1 (Must equal total qualified gallons from equipment schedule)	W	.0
4. Refund payable: Compute tax of \$.23 times Line 3	3	\$

I declare, under the penalties of North Dakota Century Code § 12.1-11-02, which provides for a Class A misdemeanor for making a false statement in a governmental matter, that this claim, including any accompanying attachments, has been examined by me and to the best of my knowledge and belief is a true, correct, and complete claim.

Signature of Claimant (Mandatory)	Date	Claimant Telephone Number
Signature of Preparer other than Claimant	Date	

Do Not Write In This Space

Screen _____ Update _____
Date _____ Date _____

Mail to: Office of State Tax Commissioner
600 E. Boulevard Ave., Dept. 127
Bismarck, North Dakota 58505-0599

Motor Fuel Refund Request for Additional Information

**Office of ND State Tax Commissioner
600 E. Boulevard Ave. Dept. 127
Bismarck, ND 58505-0599**

Name _____

Federal ID # _____

Only Qualified Equipment is to be Listed

Example	Equipment Type Loader	Brand/Manufacturer Case	Model	Gas/Diesel Gas	Hours/Miles 20 Hours	Gallons 50	Doc or Estimate Estimation or Log	Equipment Use Loader
1								
2								
3								
4								
5								
6								
7								
8								
9								
10								
11								
12								
13								
14								
15								

Use another sheet of paper if additional space is needed

Print Name _____

Signature _____ Date _____

Instructions

State and Local Governments

Agencies of the state or any political subdivisions may claim a refund of state motor vehicle fuel taxes on fuel used in non-licensed, off-road equipment and machinery. Tax refunds also apply to fuel used in licensed vehicles, provided those vehicles are used for **construction, reconstruction, or maintenance of public road or airport projects**. **Only that portion of fuel attributable to the above qualifies for a refund.**

Form

If your form has a name and address imprinted on it and the information is incorrect, make the appropriate corrections. If the federal employer identification number is incorrect, enter the correct number in the space provided for that number. If your form does not have a name and address imprinted on it, enter the federal employer identification number, name, and address in the appropriate spaces. Complete the form in its entirety and be sure to sign and date it. The claimant is directly responsible for the accuracy of the information. Fuel dealers are prohibited by law from preparing refund claims for consumers.

Licensed Motor Vehicle Defined

Licensed motor vehicle means any motor vehicle licensed for operation upon public roads or highway.

A motor vehicle that operates on any public road or highway is required to be licensed. Failure to license a vehicle does not make it eligible for a refund

Original Invoices or Sales Tickets

Invoices, sales tickets, or certified listings which do not contain the required information will not be accepted, and the entire claim may be denied.

The law requires that invoices or sales tickets, or certified listings, detailing fuel purchases be submitted with claims for tax refunds. The information on these documents must be entered by the seller of the fuel. The law specifies that each invoice or sales ticket must include:

- The seller's name and address;
- The date the fuel was purchased;
- The type of product;
- The number of gallons of motor vehicle fuel purchased;
- The name of the claimant.

In addition, there should be a document number on the invoice or sales ticket.

The invoices or sales tickets must be **ORIGINALS**; and if the original invoices or sales tickets are lost, the claimant may substitute duplicates plus a separate affidavit on forms prescribed by the Tax Commissioner.

If there are 50 or more original invoices or sales tickets, those documents must be organized in date order and grouped by month with summarized totals.

Certified Histories – In Lieu of Original Invoices

A claimant may submit certified histories detailing the required information. ***Certified histories must be prepared by the seller of the fuel.*** The histories must detail each purchase of fuel on which a refund is claimed. The histories must include certification statements verifying that the information is a true and correct record of sales to the specific consumer and that original documentation is available for audit purposes.

Equipment Schedule Instructions

The R11 Government Equipment Schedule is required to verify the eligibility of gasoline gallons used.

A listing of all qualified equipment that consumed the gasoline being reported in this claim should be supplied with the following information:

- Type of Equipment - for example, dump truck, loader
- Brand/Manufacturer - Ford, International
- Model Numbers
- Hours the machine was operated, or miles driven during the year
- Amount of fuel consumed during the year
- Is this equipment gas or diesel-powered
- How were the gallon amounts calculated for this refund claim - were they estimated or were logs kept
- Brief description of how equipment was used - for example, hauling snow, inspecting roads, hauling parts

Your refund will not be processed unless this schedule is fully completed.

Audits

Tax refund claims are subject to audit by the Tax Commissioner.

An audit may be conducted any time within three years after the due date of the claim or within three years after the claim was filed, whichever occurs later. When a claim is selected for audit, the claimant is expected to provide any additional information required by the Tax Commissioner.

Instructions for Lines 1 – 6

Line 1: Enter the total gallons of gasoline/gasohol purchased during the calendar year. Do not include diesel fuel or propane purchases.

Line 2: Enter the number of gallons reported on line 1 that were used in ineligible vehicles.

Line 3: Subtract line 2 from line 1 to compute the net gallons on which the refund is based. (*Must equal total qualified gallons from equipment schedule*).

Line 4: Compute the tax paid on the net gallons subject to refund. Multiply \$.23 times the gallons on line 3.

If You Need Assistance

If there are questions concerning the claim or the invoices, please contact the Motor Fuel Tax Section at 701-328-3126 or fueltax@nd.gov.