

Form ST - Sales, Use, and Gross Receipts Tax Return instructions

General and specific line instructions for Form ST

General instructions

Every permit holder must file a return for each reporting period even if no sales were made or no tax is due.

A preprinted return, instructions, and return envelope are mailed in the final week of the reporting period to every registered permit holder that files a paper return. DO NOT mail a paper return if you file electronically. For information about electronic filing see www.nd.gov/tax.

Please review the preprinted copy of your return before completing it. The original return has been preprinted specifically for your business.

All returns are due the last day of the month following the reporting period.

To avoid penalty, the return must be postmarked by the US Postal Service on or before the due date and paid in full with a valid check or money order.

For best results, complete the original customized form and mail it in the return envelope provided.

DO NOT send photocopies. Returns generated from a software package are acceptable if the Tax Commissioner has pre-approved the form and the required identifying information is provided.

If you use an approved software package to prepare your return it is essential to enter the following identifying information properly:

- **Account number.** Enter the account number as shown on your preprinted form.
- **Period ending.** Enter the last day of the tax-reporting period.
- **Name and Address.** Enter the taxpayer name and address.

Line instructions - State Taxes

Line 1 - Enter the total sales for the reporting period. Do not include the sales tax in this amount.

Line 2 - Enter the total nontaxable sales.

Nontaxable sales include:

- Sales to federal, state, and local governments.
- Sales to nursing homes, hospitals, intermediate/basic care facilities, emergency medical services providers licensed by North Dakota Dept. of Health, assisted living facilities licensed by the North Dakota Dept. of

Form ST Do's and Don'ts

Do

- Complete and return original forms provided by the Tax Commissioner.
- Print in blue or black ink.
- Print neatly within the designated spaces.
- Round all values in lines 1 through 4 to the nearest whole dollar.
- Enter dollars and cents in lines 5 through 14 and for all local tax data.

Don't

- Don't enter dollar signs (\$), commas (,), or decimal points (.).
- Don't use dashes or other symbols to indicate you do not have an entry.
- Don't use pencil or light colored ink.
- Don't use Column A unless reporting a state tax rate other than 5%.

Human Services, and voluntary health associations.

- Sales of food and food ingredients for humans excluding prepared food, candy, soft drinks, and dietary supplements.
- Sales of feed, seed, and chemicals used for agricultural purposes.
- Sales of used farm machinery and farm machinery repair parts used exclusively for agricultural purposes (applicable for Farm Machinery Gross Receipts Tax only); electricity; water; steam for ag processing; motor and heating fuel.
- Sales of oxygen, prescription drugs, durable medical equipment for home use, mobility-enhancing equipment, prosthetic devices, diabetic and bladder dysfunction supplies.
- Sales to Montana residents who complete a Certificate of Purchase on purchases of goods in excess of fifty dollars.
- Sales in interstate commerce (delivered outside North Dakota).
- Sales of nontaxable service.
- Sales for resale or processing.
- Trade-in allowance, bad debts, and returned merchandise.

Line 3 - Enter the cost of taxable goods and equipment consumed or used by you that was purchased without tax. For example, items removed from inventory and used by you.

Line 4 - Add lines 1 and 3, and subtract line 2. Enter the result on line 4.

Line 5 - Multiply line 4 by the applicable tax rate and enter the result on line 5.

Line 6 - Add column A and B on line 5 and enter amount on line 6.

Line 7 - Effective with the January 31, 2012 return that is due February 29, 2012, all registered permit holders regardless of filing frequency, will receive compensation on each properly filed return. The amount of compensation your company will receive is computed by multiplying the total state tax on line 6 times 1½ percent (.015) and enter the result on line 7. **The compensation may not exceed \$93.75 per return.**

Compensation may not be deducted if the return is filed after the due date or is not paid in full. Penalty and interest will be assessed on tax due resulting from compensation deduction on a late filed or underpaid return. All permit holders reporting more than \$333,000 of taxable sales and purchases in the previous calendar year are required by law to file monthly returns but it will no longer determine the eligibility for vendor compensation beginning with the January 31, 2012 return that is due February 29, 2012.

Line 8 - Subtract total compensation on line 7 from line 6 and enter the result on line 8.

Line 9 - Calculate penalty if filing a late return.

- For the first month the return is late, the penalty is 5 percent of the state tax on line 5 or \$5, whichever is greater.
- For each additional month or fraction of a month the return is late, add an additional penalty of 5 percent of the state tax on line 5 up to a maximum of 25 percent.

If items (a) and (b) of line 9 are filled with XXXs, calculate penalty on the total state tax (line 6) and enter in line 9, column B. If items (a) and (b) are blank, calculate penalty on the state tax (line 5) separately for each column, enter the penalty amounts in items (a) and (b), and enter the total penalty in line 9, column B.

Line 10 - If filing a late return, enter the amount of interest due. Interest does not apply to the first month a return is late, but applies at a rate of 1 percent each month or fraction of a month the return remains late or unpaid.

Line 11 - Add lines 8, 9, and 10. Enter the result on line 11.

Local option sales, use, and gross receipts taxes

If you reported more than ten local taxes in the past year, use the Schedule ST-Local included with your return to report all local taxes due. If you reported ten or less local option taxes in the past year, the Local Option Tax section on Form ST is preprinted with information regarding each local jurisdiction you reported.

The **Schedule ST-Local** lists the cities and counties without compensation on page 1 and the cities and counties with compensation on page 2. Additional instructions are available on the department's web site or by contacting our office.

Instructions for reporting local option taxes:

- Report all local tax amounts in dollars and cents.
- Report all local taxes in one place. Do not report some local taxes on Form ST and other local taxes on Schedule ST-Local. If reporting ten or less local taxes, use the Local Option Tax section on Form ST. To report more than ten local taxes, report all on Schedule ST-Local.
- If you use Schedule ST-Local, all local codes, city/county names, and compensation rates are preprinted on the schedule. Additional ST-Local Schedules and instructions are available at www.nd.gov/tax or by calling 701-328-1246.

- If you report local taxes in the Local Option Tax section on Form ST, and you are reporting a local tax for the first time, enter the local tax code, name of the city or county, and compensation rate from the list at the bottom of these instructions.

Column C—Total local option tax

Enter the total amount of tax due for each city or county. The tax due is equal to the correct amount of local sales or use tax you should have charged on sales made within the local jurisdiction plus any local use tax due on untaxed goods or services subject to use tax because they were stored, used or consumed within the local jurisdiction.

Column E—Compensation allowance

Some local jurisdictions provide compensation to permit holders for collecting and remitting local tax. Multiply the tax in column C times the compensation rate in column D. Compensation may not exceed the maximum amount listed below and is not allowed if the return is late or underpaid. **Note: If amount in column C is negative, enter zero in column E.**

Column F—Net local option tax due

Subtract the compensation in column E from the total local tax in column C and enter the result.

Line 12—Net local option tax due

Add all of the amounts in column F and enter the result. This is the total amount of local tax due with the return.

Line 13—Local option penalty and interest

If the return is unpaid or filed after the due date, a local penalty is due. Penalty and interest, including the minimum \$5 penalty, applies separately to each jurisdiction with local tax due. On line 13, enter the total amount of all penalty and interest due on local taxes.

Line 14—Total due with return

Add lines 11, 12, and 13 to calculate the total amount due with the return.

Make your check payable to North Dakota Tax Commissioner.

The taxpayer or taxpayer's agent must sign the return. Please PRINT the name, title and phone number of a contact person who can answer questions about this return.

**Office of State Tax Commissioner
PO Box 5623
Bismarck, ND 58506-5623
Phone: 701.328.1246
www.nd.gov/tax**

Local Option Taxes: Code/Jurisdiction Name/Compensation Rate/Tax Rate

220 Anamoose ⁰ 1%	209 Drake ⁰ 2%	143 Halliday ⁰ 1%	121 Linton ² 2%	217 New Salem ⁰ 1%	223 Streeter ⁰ 1%
203 Aneta ⁰ 1%	157 Drayton ⁰ 1½%	158 Hankinson ⁴ 2%	136 Lisbon ⁰ 2%	197 Northwood ⁰ 1½%	231 Surrey ⁰ 2%
162 Ashley ¹ 1%	204 Dunseith ⁰ 1%	202 Hannaford ⁰ 1%	193 Maddock ⁰ 2%	146 Oakes ³ 2%	132 Tioga ⁰ 2½%
156 Beach ⁰ 1%	148 Edgeley ² 2%	112 Harvey ³ 1%	108 Mandan ³ 1%	189 Oxbow ⁰ 1%	195 Tower City ⁰ 1%
133 Belfield ⁰ 2%	176 Edinburg ⁰ 1%	222 Harwood ⁰ 1%	218 Mapleton ⁰ 1½%	208 Page ⁰ 1%	170 Towner ² 1%
138 Berthold ⁰ 1%	179 Elgin ⁰ 1%	164 Hatton ⁰ 2%	227 Max ⁰ 1%	130 Park River ⁰ 2%	182 Turtle Lake ⁰ 2%
200 Beulah ² 1%	131 Ellendale ² 1%	180 Hazelton ² 1%	150 Mayville ⁰ 2%	119 Pembina ⁰ 2½%	211 Underwood ⁰ 1½%
229 Bisbee ² 2%	166 Enderlin ⁰ 2%	134 Hazen ³ 1%	140 McClusky ⁰ 1%	151 Portland ⁰ 2%	113 Valley City ⁰ 2½%
102 Bismarck ³ 1%	206 Fairmount ⁰ 2%	142 Hettinger ⁰ 1½%	188 McVile ⁰ 2%	154 Powers Lake ³ 1%	175 Velva ⁰ 2%
122 Bottineau ² 2%	105 Fargo ⁰ 2%	168 Hillsboro ⁰ 2%	178 Medora ⁰ 2½%	232 Ray ⁰ 1½%	111 Wahpeton ⁷ 2%
126 Bowman ⁰ 1%	167 Finley ⁰ 2%	172 Hoople ³ 1%	187 Michigan ⁰ 1½%	198 Reeder ⁰ 1%	160 Walhalla ⁰ 2%
196 Buffalo ³ 2%	221 Forman ⁰ 1½%	185 Hope ⁰ 2%	169 Milnor ⁰ 1½%	152 Regent ⁰ 2%	502 Walsh Co. ⁰ ¼%
161 Cando ² 2%	177 Fort Ransom ⁰ 2%	110 Jamestown ⁰ 2%	214 Minnewaukan ⁰ 2%	159 Richardton ⁰ 2%	505 Ward County ⁰ ¼%
124 Carrington ⁰ 1%	210 Gackle ⁰ 1%	117 Kenmare ⁰ 2%	103 Minot ⁵ 2%	199 Rolette ⁰ 1%	183 Washburn ³ 2%
191 Carson ⁰ 1%	139 Garrison ⁰ 2%	135 Killdeer ⁰ 1½%	216 Minto ³ 1%	125 Rolla ⁰ 2%	171 Watford City ³ 1%
501 Cass County ⁰ ½%	219 Glenburn ⁰ 2%	230 Kindred ⁰ 1½%	114 Mohall ⁰ 1%	118 Rugby ² 2%	129 West Fargo ⁰ 1%
163 Casselton ⁰ 1%	212 Glen Ullin ⁰ 1%	165 Kulm ⁰ 2%	153 Mott ⁰ 2%	190 Scranton ⁰ 1%	226 Westhope ⁰ 1%
127 Cavalier ⁰ 2%	107 Grafton ³ 2%	213 Lakota ⁰ 1%	173 Munich ² 1%	233 South Heart ⁰ 2%	109 Williston ³ 2%
141 Cooperstown ⁰ 1½%	101 Grand Forks ⁶ 1¾%	149 LaMoure ⁰ 2%	144 Napoleon ² 2%	186 St. John ³ 1%	184 Wilton ³ 2%
116 Crosby ⁰ 2%	225 Granville ⁰ 2%	123 Langdon ³ 2%	201 Neche ⁰ 2%	137 Stanley ³ 1½%	205 Wimbledon ⁰ 1%
104 Devils Lake ³ 2%	192 Grenora ⁰ 1%	128 Larimore ⁰ 1%	194 New England ⁰ 2%	147 Steele ⁰ 2%	155 Wishek ³ 1½%
106 Dickinson ⁰ 1½%	207 Gwinner ⁰ 1%	215 Leonard ⁰ 2%	174 New Leipzig ⁰ 1%	503 Steele County ⁰ 1%	224 Woodworth ⁰ 1%
		181 Lidgerwood ⁰ 1%	145 New Rockford ⁰ 2%	120 Strasburg ² 2%	228 Wyndmere ⁰ 2%

- 0 The Local tax ordinance does not provide for permit holder compensation.
- 1 Compensation rate is 3% up to a maximum amount of \$33.33 on a monthly return or \$100 on a quarterly return.
- 2 Compensation rate is 3% up to a maximum amount of \$50 on a monthly return or \$150 on a quarterly return.
- 3 Compensation rate is 3% up to a maximum amount of \$83.33 on a monthly return or \$250 on a quarterly return.
- 4 Compensation rate is 3% with no maximum.
- 5 Compensation rate is 5% up to a maximum amount of \$83.33 on a monthly return or \$250 on a quarterly return.
- 6 Compensation rate is 5% up to a maximum amount of \$166.67 on a monthly return or \$500 on a quarterly return.
- 7 Compensation rate is 3% up to a maximum of \$37.50 per month.

**Office of State Tax Commissioner, PO Box 5623, Bismarck, North Dakota 58506-5623
Phone: 701.328.1246, www.nd.gov/tax**