

What happens when a laboratory test detects red dye in a diesel fuel sample?

Under North Dakota law, diesel fuel – intended solely for non-highway purposes – contains red dye. The use of dyed diesel fuel in a motor vehicle that is required to be licensed subjects the registered owner of the vehicle to a penalty. The penalty for a first violation is \$500 plus appropriate tax based on tank capacity.



What will happen next?

The test you witnessed is the basis for the assessment of this penalty. The sample will be sent to an independent laboratory to confirm the presence of red dye.

If the presence of red dye is confirmed, the penalty assessment

will be issued by the North Dakota Tax Department. The assessment will spell out precisely what your options are and the time frames you must follow. No action is required on your part until this notice is received.

You may be subject to an additional federal penalty.

Federal law provides that any use of dyed diesel fuel in a licensed motor vehicle subjects either the operator or registered owner of the vehicle to administrative penalties.

The results of this test will be shared with the Internal Revenue Service.

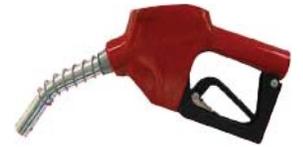
This federal penalty is separate and distinct from the state penalty and must be treated accordingly.

NOTE: Questions regarding the federal penalty must be directed to the Internal Revenue Service.



A final reminder.

Because you are faced with substantial state and federal penalties, it is imperative that you follow the instructions contained in these separate notices.



If you have questions on how to proceed, contact the person referred to in the initial notice of violation.



**Please
read your
assessment
notices
carefully!**

Contact us:

Office of State Tax Commissioner

Motor Fuels Division
600 E Boulevard Ave Dept 127
Bismarck, ND 58505-0599

www.nd.gov/tax
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701-328-3657



**When red dye
is detected
in your fuel.**

**This notice contains
important information
you will need to know.**



Office of State Tax Commissioner

