



MOTOR FUEL TAXES

FEBRUARY 2023 Tax Webinar



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Thanks for joining us!

We will begin at 9:00 am (CST)

➤ **Please check your audio settings. See below for resources in case you experience audio or other technical difficulties:**

- Contact WebEx Support <https://help.webex.com/contact/>
- Link to Technical Service Resource Guide <https://www.cisco.com/c/en/us/support/web/tac/technical-services-resource-guide.html>
- Try leaving and then re-entering the event

View a recording of today's presentation!

[tn.gov/revenue](https://www.tn.gov/revenue) > Taxpayer Education > Tax Webinars

<https://www.tn.gov/revenue/taxpayer-education/tax-webinars.html>

The webinar recording will be posted in the "Webinar Video Library" the day after the event.

➤ **Please submit specific account-related questions or any questions that do not get addressed in this webinar to us directly!**

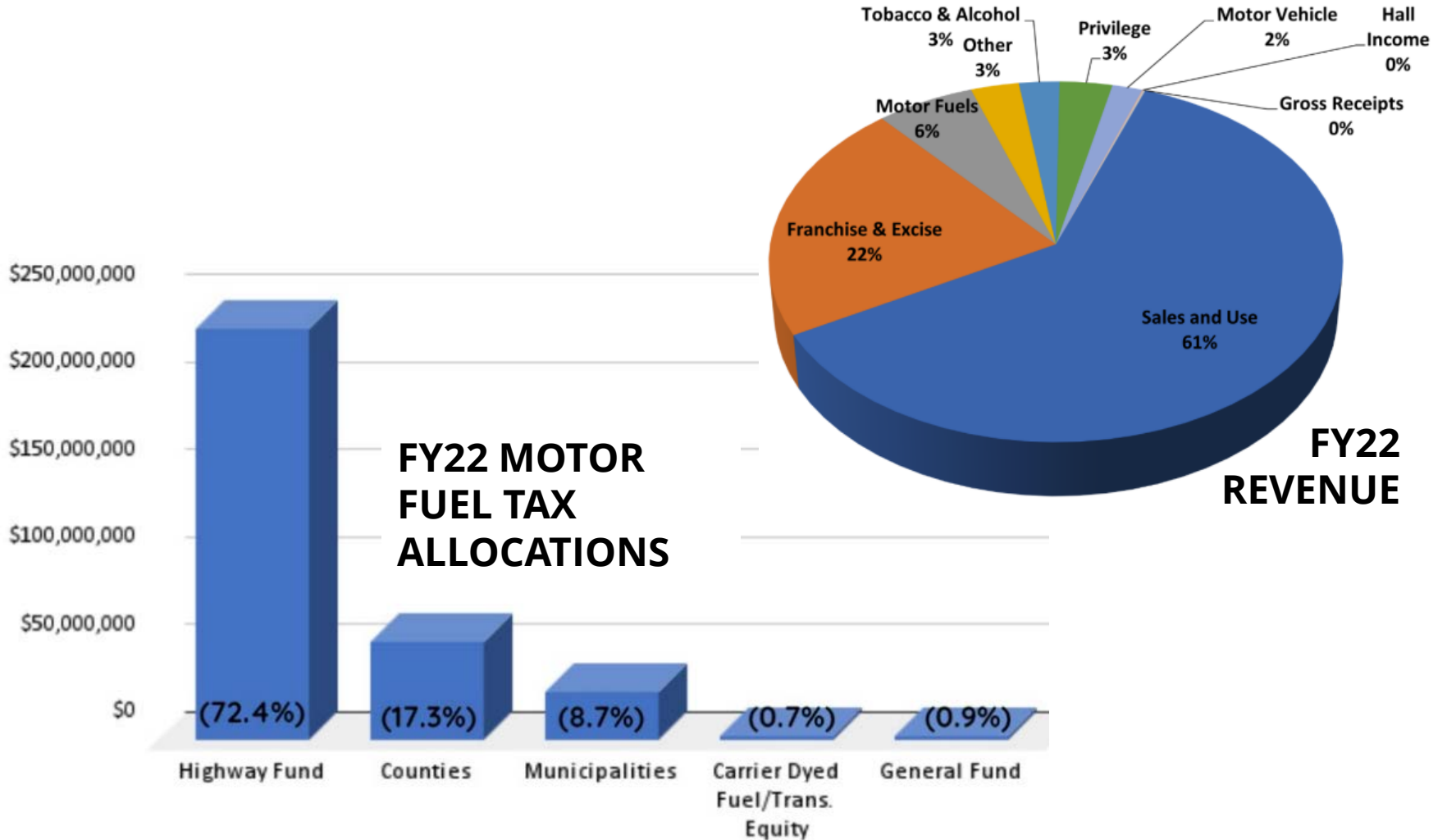
- www.tn.gov/Revenue
- Revenue.support@tn.gov
- 615.253.0600 (M-F 8-4:30 CST)



MOTOR FUEL TAXES

- 
- **Special Tax**
 - **Environmental Assurance Fee**
 - **Gasoline Tax**
 - **Diesel Tax Liquefied Gas Tax**
 - **Compressed Natural Gas Tax**
 - **Export Tax**

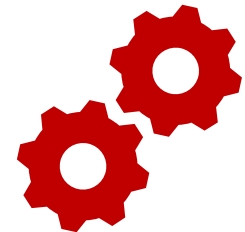
REVENUE/ALLOCATIONS



REGISTRATION PROCESS

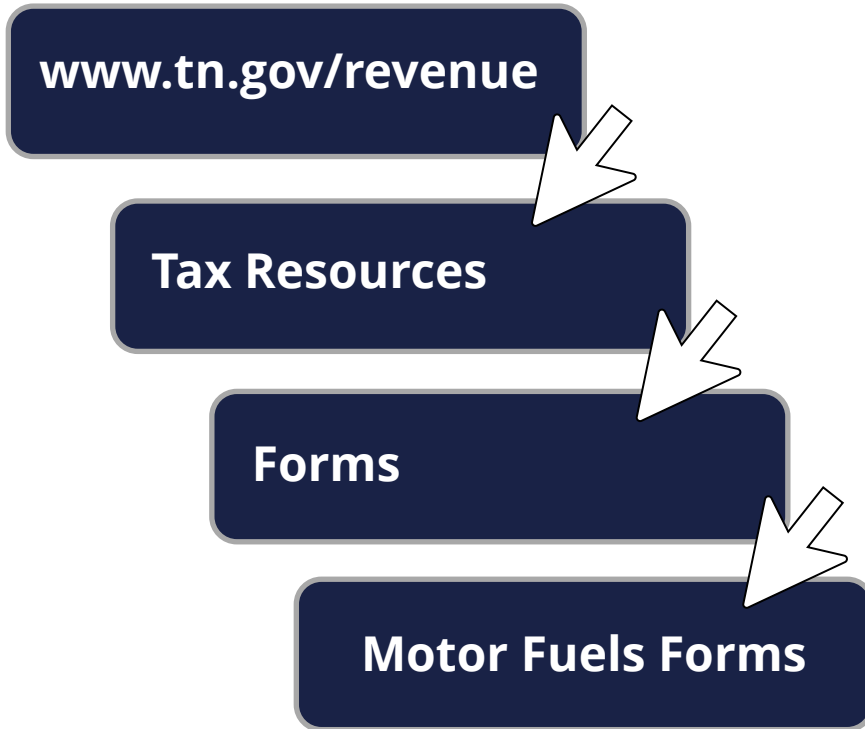
The Application for Registration for Motor Fuel Taxes.....

- is used to apply for tax registration for the motor fuel taxes applicable to businesses
- is administered by the TN Department of Revenue
- does not register taxpayers for all taxes, fees, or permits



APPLICATION – Paper Application

<https://www.tn.gov/content/dam/tn/revenue/documents/forms/motorfuels/f1301801.pdf>



TENNESSEE DEPARTMENT OF REVENUE
Application for Registration for Motor Fuel Taxes
RV-F1301801 (11/19)

Answer all questions completely. Incomplete and unsigned applications will delay the process.

Business Name _____

Physical Location _____ City _____ State _____ ZIP Code _____

Mailing Address _____ City _____ State _____ ZIP Code _____

Contact Name _____ Contact Email Address _____

Phone Number _____ Fax Number _____ FEIN/SSN _____

1. Date Tennessee operations began: _____

2. Are you currently registered with the Tennessee Department of Revenue? Yes No
If yes, under what name and what FEIN/SSN do you currently operate? _____

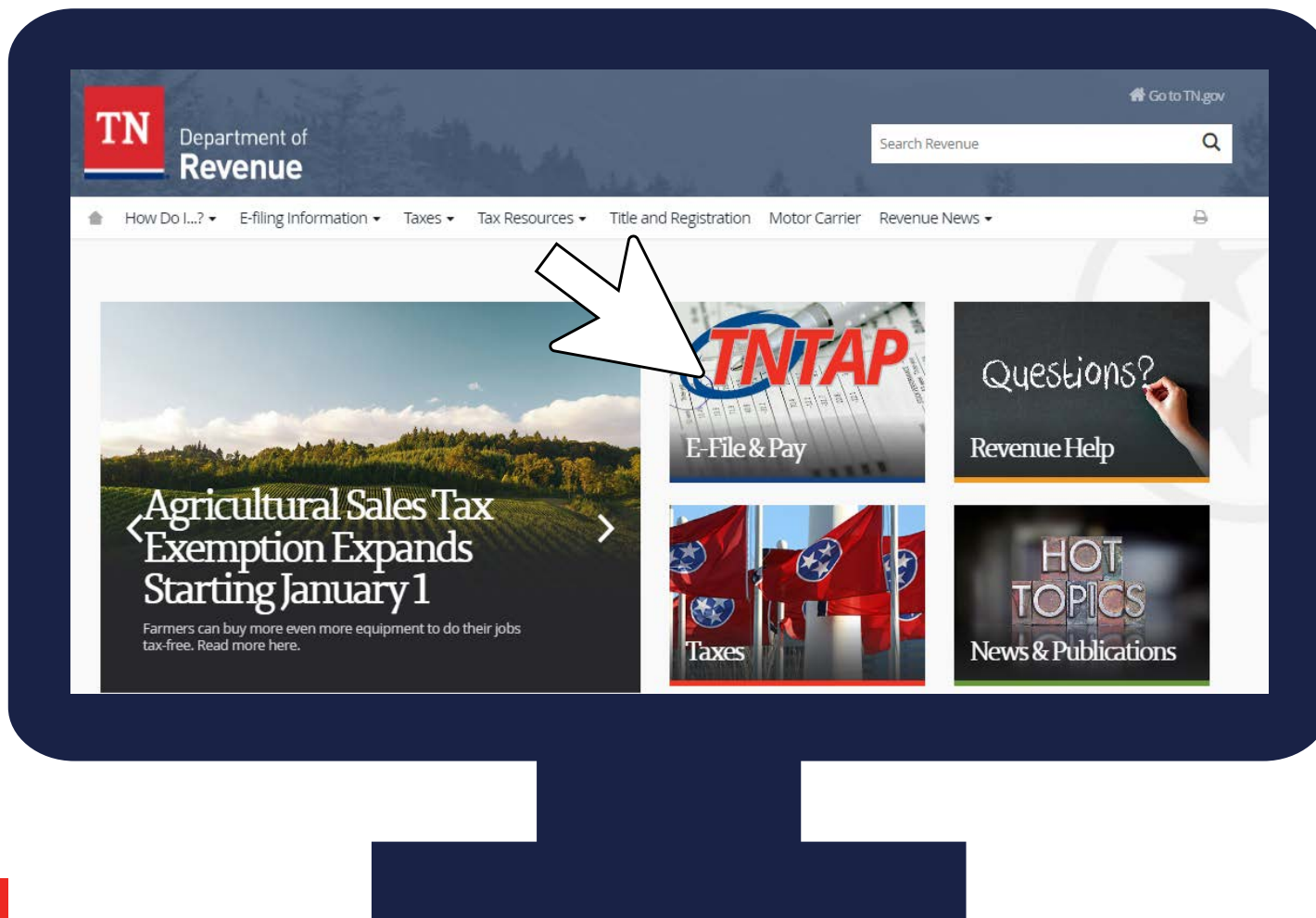
3. Check all boxes that apply to your business activity: (see instructions)

*Blender *Importer *Supplier *Wholesaler
 *Compressed Natural Gas *Liquefied Petroleum Gas Dealer *Terminal Operator *Exporter

Application for Registration for Motor Fuel Taxes

APPLICATION – TNTAP

NOTE: Must first setup a TNTAP account and add access to motor fuels accounts



APPLICATION INCLUDES...

- General business information
- Nature of business activity
- Type of Bond
- License types
- Questions pertaining to common/private carrier, wholesale/supplier, etc.
- Schedule for Terminal operators, suppliers, or permissive suppliers
- Worksheet for determining bond amount for deferred wholesalers
- Bond form for Petroleum Products and Alternative Fuels
- Instructions



NOTE

The most common reason for rejected applications is **MISSING BOND INFORMATION.**



 **TENNESSEE DEPARTMENT OF REVENUE** RV-F1302001 (11/19)
Petroleum Products and Alternative Fuels Bond

State of _____ County of _____

Surety Identification Number _____ Bond Number _____

That we, _____
(If a partnership, name each member of partnership and address)

_____, Principal, and
_____, Surety
(Corporate name and address of surety company)

are jointly and severally held and bound unto the Commissioner of Revenue, and all successors in office, for the use and benefit of the State of Tennessee, in the just and penal sum of _____ dollars.

Principal has applied to the Tennessee Department of Revenue for a license or permit to deal in, transport and/or use petroleum products and/or alternative fuels under the provisions of Tenn. Code Ann. § 67-3-101 et seq. Tenn. Code Ann. §§ 67-3-609 and 67-3-610 require the principal to provide to the department a bond in proper amount payable to the state of Tennessee to secure the payment of all taxes, interest and fees arising under Tenn. Code Ann. Title 67, Chapter 3.

If the principal shall properly pay all taxes, penalty and interest connected with petroleum products and alternative fuels for which he/she may become liable during the effective period of this obligation, then this obligation shall be null and void; otherwise, it shall remain in full force and effect.

This bond is executed pursuant to Tenn. Code Ann. § 67-3-101 et seq., and is intended to comply with all requirements of such statute; and further, in accordance with the provisions and requirements of that statute, it is hereby provided that:

The principal and surety under this bond shall be considered the taxpayer as to the state of Tennessee, and shall be subject to all taxes, penalties, obligations and limitations pertaining to taxpayers under the laws of the state of Tennessee.

Upon the payment of any amount to the state of Tennessee pursuant to this bond, shall not be a discharge of any rights of the state of Tennessee to collect taxes unless and until the entire liability of the state of Tennessee has been paid, including all taxes, penalty and interest assessed against the principal.

The principal shall be liable to the state of Tennessee for any taxes, penalty and interest connected with petroleum products or alternative fuels accruing against the principal(s) during the effective period of the bond that have not been properly paid to the state of Tennessee, up to maximum penal amount of the bond.

The term of this bond shall be _____.

This bond is a continuous bond and shall continue in full force from the effective date of the bond, unless canceled as hereinafter provided.

Pursuant to Tenn. Code Ann. § 67-3-610, this bond shall also indemnify the state against credits allowed to licensed suppliers and importers under Tenn. Code Ann. § 67-3-507.

(6) Surety may cancel this bond and be relieved of further liability hereon by giving 60 days written notice to the Commissioner of Revenue, but such cancellation shall not affect any liability incurred or accrued hereunder prior to the termination of the notice period.



IMPORTANT

Notify the TDOR in writing if...

- *the business ownership changes in any manner including:*
 - *selling or closing of the business*
 - *adding or changing partners*
 - *any transfer or change in the ownership of the business*
 - *any change in corporate structure requiring a new charter or certificate of authority*

- *the business location changes*

LICENSING

You also may be required to obtain a license before beginning operations. TDOR issues the following licenses for the motor fuel industry:

- Supplier's License
- Blender's License
- Terminal Operator's License
- Exporter's License
- Transporter's License
- Importer's License
- Wholesaler's License
- Retailer's License for Dyed Diesel Fuel

LICENSE TYPES: WHOLESALER



Any person engaged in the business as a wholesaler, who is not a licensed supplier or bonded importer must obtain a wholesaler's license. ”

Tenn. Code Ann. §67-3-607

- **Only file when requesting a refund (no monthly filing requirement)**

LICENSE TYPES: EXPORTER



Anyone, other than a licensed supplier or a licensed bonded importer, who exports petroleum products to another state must obtain an exporter's license. ”

Tenn. Code Ann. §67-3-604

➤ **Monthly return filing required**

LICENSE TYPES: DYED FUEL AT RETAIL



Anyone, other than a licensed wholesaler, who sells dyed fuel at retail must obtain a dyed fuel at retail license. ”

Tenn. Code Ann. §67-3-619

➤ **No monthly filing requirements**

LICENSE TYPES: BLENDER



A blender's license is required by anyone that blends untaxed product with taxed product outside of the bulk transfer/terminal system.”

Tenn. Code Ann. §67-3-602

➤ **Monthly return filing required**

EXEMPTIONS/REFUNDS

There are a number of exemptions from the motor fuel taxes and refunds that may be requested upon payment of the tax. These can be processed using TNTAP.

The exemptions/refunds include but are not limited to:

- Exports
- Governmental agency
- Kerosene (not used in a motor vehicle) and aviation fuel
- Auxiliary engines
- Contaminated fuels
- Casualty losses
- End user (if fuel is used for non-highway purposes)
- Wholesaler sales to limited users and prepaid users

FORM FILING

THE FOLLOWING FORMS/PAYMENTS ARE REQUIRED TO BE FILED ON TNTAP:

- Distributor Monthly Fuel Tax Return
- Exporter Tax Return and Claim for Refund
- Blender's Return
- Petroleum Products Transporter Return
- Petroleum Products Terminal Return
- Annual Terminal Return

Excel templates for motor fuel taxes can be found [here on our website](https://www.tn.gov/content/tn/revenue/taxes/motor-fuel-taxes/file-and-pay/excel-templates.html). They are also available directly in TNTAP during the filing process.

<https://www.tn.gov/content/tn/revenue/taxes/motor-fuel-taxes/file-and-pay/excel-templates.html>

FORMS: WHOLESALER CLAIM FOR REFUND OF MOTOR FUEL TAXES

- Filed to request refund of diesel tax for sales to prepaid users, casualty loss of gasoline or diesel and undyed diesel contaminated with dyed diesel
- Prepaid User customers must have an active permit
- A list of qualified permittees may be found on TNTAP (must be logged into TNTAP account)
- Casualty losses must be filed within sixty days of the date of the loss and must contain an explanation of the occurrence
- A claim may be filed on TNTAP or on paper
- Information for the refund may be entered directly on TNTAP



FORMS: EXPORTER TAX RETURN AND CLAIM FOR REFUND

- Filed monthly to report all exports from Tennessee
- If the exports are Tennessee tax paid gallons, this form is used to request a refund of the Tennessee taxes



FORMS: GOVERNMENTAL SALES CLAIM FOR REFUND

- Filed by wholesalers to request a refund of taxes on gallons sold to qualified governmental agencies
- Must be submitted on or before the last day of the second month following the month in which the exempt sales were made.
- An omnibus claim may be filed for any missed transactions between January 1 and June 30 of the following year
- Customer must have an active Governmental Agency Exemption Permit for Petroleum Taxes
- List of qualified agencies can be found on TNTAP
- Claim can be filed on TNTAP or on a paper claim
- Information may be entered directly on TNTAP or uploaded on the available Excel template



FORMS: BLENDER'S RETURN

- Filed monthly to report any untaxed product blended with taxed product



Resources – www.TN.gov/Revenue

The screenshot shows the TN Department of Revenue website. At the top left is the TN logo and the text "Department of Revenue". To the right is a search bar labeled "Search Revenue" and a "Go to TN.gov" link. Below the header is a navigation menu with items: "How Do I...?", "E-filing Information", "Taxes", "Tax Resources", "Title and Registration", "Motor Carrier", and "Revenue News".

Five red arrows point to the following resource tiles:

- Tax Manuals and Important Notices**: Points to a tile featuring a keyboard, glasses, and a tablet displaying charts. The tile text reads "Tax Collection Dashboards" and "Click here for more information."
- Register/File/Pay/etc**: Points to a tile with the "TNTAP" logo and the text "E-File & Pay".
- Help Articles**: Points to a tile with a chalkboard background and the text "Questions?" and "Revenue Help".
- General Tax Info**: Points to a tile with the text "Taxes" and an image of Tennessee state flags.
- Hot Topics**: Points to a tile with the text "HOT TOPICS" and "News & Publications".



MOTOR FUEL TAX HELP ARTICLE LINKS

- [Undyed Diesel Tax Rate](#)
- [Gasoline Tax Rate](#)
- [List of Motor Fuel Forms That Must Be Filed Electronically](#)
- [Where to Find Excel Templates for Motor Fuel Return](#)
- [Petroleum Products Should be Billed and Reported in Net Gallons](#)
- [Prior Period Transactions Cannot be Reported in Current Period](#)
- [Filing Deadline for Petroleum Taxes Paid for Products Sold to Government Agency](#)
- [Wholesalers with Gasoline and Undyed Diesel Fuel in Stock Must Pay Floorstock Tax](#)
- [Methanol Is Not Subject to Gasoline or Diesel Taxes](#)
- [Refund Rate for Gasoline and Diesel Taxes](#)
- [Compressed and Liquified Natural Gas - Exempt from Sales Tax](#)
- [No Minimum Purchase Requirement to Qualify for Government Exemption from Petroleum Taxes](#)
- [How to Register a Diversion for Motor Fuel Taxes](#)
- [Tare Allowance for Motor Fuel Taxes](#)
- [Unlicensed Petroleum Exporter Can Receive Refund](#)
- [Dyed Diesel - Penalty for Prohibited Use](#)
- [Dyed Diesel - Prohibited Uses](#)



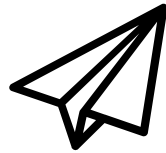
CONTACT US!



**Please submit
specific
account-
related
questions, or
any questions
directly to us!**



www.tn.gov/Revenue



General: Revenue.support@tn.gov
XML upload: efile.questions@tn.gov



615.532.6124 (Audit/Motor Fuels)
615.253.0600 (Tax Call Center)
615.532.6902 (Refunds)



500 Deaderick St.
Nashville, TN 37242

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**PLEASE TAKE A MOMENT
TO COMPLETE A BRIEF
SURVEY UPON EXITING!**