

# OKLAHOMA TAX COMMISSION

TAX POLICY AND RESEARCH DIVISION  
TONY MASTIN, DIRECTOR

PHONE (405) 521-3133  
FACSIMILE (405) 522-0063

March 3, 2003

Re: Our File Number 03-038; Tax status of satellite radio service fees

Dear

This is in response to your inquiry regarding the taxability of the corresponding activation fee and monthly service fee of your company's satellite radio service.

During our recent telephone conversation, you stated that the activation and monthly service fee is only for satellite radio service, no other goods or services are included. Based on this additional information, neither the activation nor monthly service fee is subject to sales tax. However, the satellite radio and/or adapter kit, satellite receiver and antenna are sales taxable.

This response applies only to the circumstances set out in your request of February 11, 2003. Pursuant to Commission Rule 710:1-3-73(e), this Letter Ruling may be generally relied upon **only** by the entity to whom it is issued, assuming that all pertinent facts have been accurately and completely stated, and that there has been no change in applicable law. If I can be of further assistance, please feel free to contact me.

Sincerely,

  
Brenda J. Sullivan  
Tax Policy Analyst