

OKLAHOMA TAX COMMISSION

TAX POLICY AND RESEARCH DIVISION
TONY MASTIN, DIRECTOR

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



July 2, 2003

Re: Proper application of sales tax for sales made over the Internet.

Dear: [REDACTED]

This is in response to your inquiry regarding the proper application of sales tax for sales made to Oklahoma customers over the Internet.

Section 1354 (1)(A) of Title 68 specifically levies a sales tax on the sale of tangible personal property except newspapers and periodicals.

For sales by an Oklahoma business, to Oklahoma residents, you would be required to collect Oklahoma State sales tax at a rate of four and one-half percent (4-½%) and any applicable city and county sales tax. The correct city or county tax to be collected depends on the point of sale of the items subject to sales tax. If you take orders by telephone, mail or over the Internet [REDACTED], accept payment by check or credit card, and then send the items to your customers, the point of sale is the place of delivery and the combination of state, and county taxes at that location is what you are required to collect and remit. To obtain Oklahoma Sales and Use Tax Rate Charts, click on: <http://www.oktax.state.ok.us/oktax/publicat.html>

Oklahoma sales or use tax is not due on sales made in other states or countries. Questions regarding the proper application of sales transactions that occur in other States should be addressed to their taxing authorities.

This response applies only to the circumstances set out in your request of June 5, 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

2501 NORTH LINCOLN BOULEVARD • OKLAHOMA CITY • OKLAHOMA 73194