

OKLAHOMA TAX COMMISSION

TAX POLICY AND RESEARCH DIVISION
TONY MASTIN, DIRECTOR

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



October 30, 2003

Re: Our File Number LR-03-190;

Dear

This is in response to your request for clarification of OAC 710:65-1-11(g) as it pertains to your customer's purchase of tangible personal property for the purpose of renting or leasing.

Please be advised that OAC 710:65-1-11(g) provides an exemption for purchases by a vendor of tangible personal property for purposes of renting or leasing. The vendor must issue its resale tax permit as provided in Commission Rule 710:65-9-1 for the exemption afforded in Commission Rule 710:65-13-200, sales for resale. This rule details the seller's requirement for exempt resales. Also, see Commission Rules 710:65-7-6 and 710: 65-7-8, copies of which are enclosed. The Rule titled , "Vendor's relief from liability and duty to collect sales tax" describes in detail the requirements needed to establish "properly completed documentation certified by the Tax Commission."

Therefore, your customer's Oklahoma sales tax permit 235216 is sufficient along with the other requirements listed in the above rules for transactions relating to the purchase, rental or lease of tangible personal property.

Copies of the Commission Rules referenced are enclosed. If I can be of further assistance, please write or contact me at (405) 521-3133.

Sincerely,

Brenda J. Sullivan
Tax Policy Analyst

Enclosures