

OKLAHOMA TAX COMMISSION

TAX POLICY AND RESEARCH DIVISION
TONY MASTIN, DIRECTOR

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

November 18, 2004

Re: Fuel Tax Exemption; Our File No. LR-04-215

Dear]

I am writing in response to your request of October 20, 2004, for a letter confirming that [redacted] qualifies for a motor fuel tax exemption pursuant to Section 500.10(6) of Title 68. Upon review of your request, it is my understanding that the [redacted] has contracted with [redacted] to provide [redacted] students school bus transportation. The [redacted] owns the buses and [redacted] is to provide the fuel, drivers and management. The buses are diesel powered and the diesel fuel purchased will be used exclusively in the district-owned buses for the transportation of the public school students.

68 O.S. §500.10(6) exempts from the tax imposed by Section 500.4 of Title 68 the following:

Motor fuel used solely and exclusively in district-owned public school vehicles . . . for the purpose of legally transporting public school children

Therefore, diesel fuel purchased by [redacted] to fulfill the contract with the [redacted] to provide transportation of the public school students is exempt from the motor fuels tax levied on the sale of diesel fuel.

Sincerely,

OKLAHOMA TAX COMMISSION



Christy J. Caesar
Tax Policy Analyst