OKLAHOMA TAX COMMISSION

TAX POLICY DIVISION
DAWN CASH, DIRECTOR

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July 29, 2010

RE: LR-10-088
Sales Tax Inquiry

Dear

I am writing this letter in response to your request regarding the issuance of an Oklahoma Sales Tax Permit to a used car lot. Set forth verbatim are the facts presented along with the responses thereto.

Facts:

We are writing in regard to a problem we are having with a company in the State of that is charging us sales tax on the vehicles purchased. In order for us to be exempt from sales tax, we need a sales tax permit from the State of Oklahoma.

I came to the Oklahoma Tax Commission yesterday and was told that sales tax permits are not issued to used car lots. After discussing this problem with the company we are dealing with, I was told I needed a letter from the Tax Commission stating that car lots in the State of Oklahoma are not issued Sales Tax Permits for used cars.

I was given this fax number, by the Oklahoma Tax Commission, to send this request for a letter stating that sales tax permits are not issued to use car lots in the state of Oklahoma. I would appreciate it if you would give us a letter stating such so we may handle this matter.

Our Response:

Sellers of used cars do not make sales subject to the sales tax levied by Sections 1350 et seq. of Title 68 of the Oklahoma Statutes and therefore do not qualify for an Oklahoma sales tax permit. 68 O.S. §§ 1363 and 1364.

This response applies only to the circumstances discussed in your written request of May 18, 2010. 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 there has been no change in applicable law.

Sincerely,

Oklahoma Tax Commission
Marc Morrison
Tax Policy & Research Division