OKLAHOMA TAX COMMISSION

TAX POLICY DIVISION
RICK MILLER, DIRECTOR

PHONE (405) 521-3133
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July 15, 2013

Re: Our File Number LR-13-043

Dear

This is in response to your request for a written opinion on the sales taxability of check cashing fees. Set forth are the facts presented in your correspondence and the response thereto.

FACTS

, a retail drug store operation, is requesting a written opinion on the sales taxability of check cashing fees. This would include third party checks for payroll, government checks, or tax refund checks. In an example, a customer would present this type of check to a cashier, and cashier would then give cash back to customer based on the face value of the check, less the fee for cashing the check. Transaction would not involve any tangible personal property.

RESPONSE

Check cashing services do not constitute the transfer of tangible personal property nor do they fall within one of the enumerated transactions subject to sales tax pursuant to Section 1354 of Title 68 of the Oklahoma Statutes. Therefore, the fees charged by to its customers for the described check cashing services are not sales taxable.

This response applies only to the circumstances discussed in your request of June 24, 2013. Pursuant to Oklahoma Administrative Code 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

Brenda J. Sullivan

Brenda J. Sullivan
Tax Policy Analyst