

MANUFACTURERS BUSINESS REGISTRATION

To Establish a New Business or

Register an Existing Business in Oklahoma for Manufacturing.....

OKLAHOMA BUSINESS REGISTRATION PACKET FOR MANUFACTURERS

This booklet contains:

- Business Registration Workshop Information
- Information on How to Apply for a Federal Employer Identification Number
- OTC Rules Regarding Manufacturing
- Registration Instructions and Information
- General Information
- Reporting Requirements
- Registration Form



OKLAHOMA TAX COMMISSION

2501 North Lincoln Boulevard
Oklahoma City, Oklahoma 73194



CONGRATULATIONS!

Dear New and/or Existing Manufacturers,

Congratulations on your business venture in the State of Oklahoma! This packet of information and registration forms will get you well on your way to registering your business.

Once you have completed your registration packet, return it to:

**Oklahoma Tax Commission
Taxpayer Assistance Division
Post Office Box 26920
Oklahoma City, Oklahoma 73126-0920**

If you have any questions or comments, contact our Taxpayer Assistance Office at **(405) 521-3160**.

Or visit us on our website at **www.tax.ok.gov**.

Sincerely,
Taxpayer Assistance Division
Oklahoma Tax Commission



WORKSHOPS FOR NEW OR EXISTING BUSINESS...

Statistics show a lack of knowledge concerning tax laws, rules and procedures is the major reason for delinquencies among businesses. For this reason, the Oklahoma Tax Commission believes every person in Oklahoma should receive instruction regarding ownership responsibilities, including the collection, remittance and payment of Oklahoma business taxes before actually starting a new business.

The Oklahoma Tax Commission provides free workshops to provide this vital information. It is also the goal of the workshops to instruct existing businesses on proper business registration, tax reporting, tax bookkeeping and tax exemptions.

The Oklahoma Tax Commission conducts these workshops in Oklahoma City, Tulsa and other locations throughout the state as needed, on a monthly basis. The workshops last approximately three hours and focus on the following topics:

1. New Business Registration
2. Business Tax Reporting Form Completion
3. Sales and Withholding Record Keeping Requirements
4. Sales Tax Deductions, Exemptions and Vendor Responsibilities

Interested persons should contact the Oklahoma Tax Commission at **(405) 521-3160** for information concerning workshop schedules and to make a reservation. You may also visit our website at **www.tax.ok.gov** for additional information regarding workshop locations, start times and other pertinent information concerning starting a new business.

To insure we have adequate space, please make a workshop reservation.



DO YOU NEED TO APPLY FOR AN FEIN?

Your organization must have a Federal Employer Identification Number before you can complete the application(s).

You can apply for and receive a Federal Employer Identification Number by applying online at www.irs.gov.



TAX COMPLIANCE...

Effective July 1, 2012, it is unlawful to sell, purchase, install, transfer or possess any automated sales suppression device or zapper or phantom-ware. In addition to the criminal penalties upon conviction, the penalties for violation include an administrative fine of \$10,000.00 and immediate revocation of the violator's sales tax permit. HB 2576(5).

Effective November 1, 2012, failure to remit sales tax or file a required report three (3) times within a consecutive twenty-four (24) month period will result in business closure if taxpayer fails to pay in full or enter into an approved pay plan. SB 1984.

Beginning July 1, 2017 any vendor operating under a sales tax permit who is delinquent in the filing and payment of any business tax (sales, use, withholding, waste tire, mixed beverage, 9-1-1 telephone fee, vehicle rental and lodging) three times within a 24 month period is subject to business closure. HB 2343.

Title 68 O.S.§1364(B). Upon receipt of an initial application, the Tax Commission may issue a probationary permit effective for six (6) months which will automatically renew for an additional thirty (30) months unless the applicant receives written notification of the refusal of the Commission to renew the permit. If the applicant receives a notice of refusal, the applicant may request a hearing to show cause why the permit should be renewed. Upon receipt of a request for a hearing, the Tax Commission shall set the matter for hearing and give ten (10) days' notice in writing of the time and place of the hearing. At the hearing, the applicant shall set forth the qualifications of the applicant for a permit and proof of compliance with all state tax laws.



OTC RULES REGARDING MANUFACTURING...

710:65-13-150.1. Manufacturing exemption; taxable and exempt transactions

(a) **Definitions.** The following words and terms, when used in this Section, shall have the following meaning, unless the context clearly indicates otherwise:

- (1) **“Administration”** means activities performed in the areas of general management, communications, security, employee training, personnel administration, including time-keeping, general accounting and purchasing, employee benefit activities and employee recognition, legal services, public relations, and the establishment, maintenance, billing and collection of accounts.
- (2) **“Distribution”** means those activities involved in the movement of manufactured items by vehicles, aircraft, watercraft, railroads or pipelines from a manufacturing site to a customer's location.
- (3) **“Incidental use”** means that the property or service is used infrequently or for a minor portion of the total time it is used.



OTC RULES REGARDING MANUFACTURING...

(4) **“Manufacturing”** means and includes the activity of converting or conditioning tangible personal property by changing the form, composition, or quality of character of some existing material or materials, including natural resources, by procedures commonly regarded by the average person as manufacturing, compounding, processing or assembling, into a material or materials with a different form or use.

“Manufacturing” does not include extractive industrial activities such as mining, quarrying, logging, and drilling for oil, gas and water, nor oil and gas field processes, such as natural pressure reduction, mechanical separation, heating, cooling, dehydration and compression. [68 O.S.Supp.2003, § 1352(13)]

(5) **“Manufacturing operation”** means the designing, manufacturing, compounding, processing, assembling, warehousing, or preparing of articles for sale as tangible personal property. A manufacturing operation begins at the point where the materials enter the manufacturing site and ends at the point where a finished product leaves the manufacturing site. **“Manufacturing operation”** does not include administration, sales, distribution, transportation, site construction, or site maintenance. Extractive activities and field processes shall not be deemed to be a part of a manufacturing operation even when performed by a person otherwise engaged in manufacturing. [68 O.S.Supp.2003, § 1352(14)]

(6) **“Manufacturing site”** means a location where a manufacturing operation is conducted, including a location consisting of one or more buildings or structures in an area owned, leased, or controlled by a manufacturer. [68 O.S.Supp.1998, Section 1352(11)] It is not required that the building or structures owned, leased, or controlled by a manufacturer be located on a single tract of land or on contiguous tracts of land.

(7) **“Predominant or predominantly”** means the most frequent or for the most part.

(8) **“Sales”** means the activities involved in selling a manufacturer’s goods to others, and includes advertising or marketing, printing, preparation, and distribution of catalogs and flyers, and product exhibition and promotion.

(9) **“Site construction”** means the construction of buildings and other structures and improvements to real property. The term includes land preparation, new construction, reconstruction, remodeling, renovation, repair, upgrading and making alterations and additions to the real property, whether the work is done by the manufacturer or by other firms.

(10) **“Site maintenance”** means the provision of facilities support services as defined in the North American Industry Classification System, Code 561210. **“Site maintenance”** does not include items used in the manufacturing operation, as defined in this Section, or in waste disposal activities resulting from the manufacturing operations.

(11) **“Transportation”** means to move or carry tangible personal property to a manufacturing site, prior to the time it enters into the manufacturing process, and to move or carry, tangible personal property from a manufacturing site, after such property leaves the manufacturing operation. The term “transportation” includes the purchase, maintenance, repair, overhaul, rebuilding, storage and operation of vehicles and transportation equipment.

(b) **Activities included in manufacturing operations.** Purchases by a manufacturer of tangible personal property or services for use in a manufacturing operation are exempt from sales and use taxes in Oklahoma. Operations performed by a sub-contractor to the manufacturer may also qualify as a manufacturing operation if the contractor is performing sub-assembly work leading to completion of the finished product. Activities included in a manufacturing operation include the following:

(1) **Product development.** Examples of property used in product development include raw materials, machinery, and equipment utilized in designing and making prototypes.



OTC RULES REGARDING MANUFACTURING...

- (2) **Production.** Production includes those processes and activities consisting of manufacturing, compounding, processing, assembling, or preparing of articles for sale as tangible personal property.
- (A) **Production supplies.** Examples of production supplies include items used in the production process, such as:
- (i) Raw materials.
 - (ii) Coal, fuel, oil, electricity, natural gas, artificial gas, steam and refrigeration, when used in the production process or when used to generate power or to create or maintain a temperature necessary for the production process.
 - (iii) Miscellaneous supplies that are consumed in the production process, such as lubricating oils and greases used on machinery and equipment.
- (B) **Manufacturing supplies.** Examples of manufacturing supplies include items used to service and operate manufacturing equipment, such as:
- (i) Work clothing, such as coveralls and uniforms; safety goggles; face masks; helmets, gloves, aprons, shoe and sleeve protectors.
 - (ii) Static mats.
 - (iii) Surge protectors.
- (C) **Manufacturing tools.** Manufacturing tools eligible for exemption when purchased for use in a manufacturing operation are those tools used in the manufacturing process, such as:
- (i) Scales to measure raw materials.
 - (ii) Knives, staple guns, tape guns.
 - (iii) Hand tools used on the product or in the maintenance of exempt machinery.
- (D) **Manufacturing equipment and machinery.** Examples of manufacturing equipment and machinery eligible for exemption when purchased by a manufacturer include:
- (i) Manufacturing equipment, machinery, and associated repair or replacement parts.
 - (ii) Dust collector equipment.
 - (iii) Paint booths.
 - (iv) Conveyors.
 - (v) Forklifts.
- (3) **Testing or quality control.** Equipment and supplies used in testing or quality control, or both, may qualify for the exemption when purchased by a manufacturer for use in a manufacturing operation.
- (4) **Production waste disposal.** Equipment and supplies purchased by a manufacturer to be used in production waste disposal at a manufacturing site may qualify for the exemption.
- (5) **Warehousing supplies and equipment.** Examples of warehousing supplies and equipment eligible for exemption when purchased by a manufacturer include:
- (A) Flow racks.
 - (B) Tables.
 - (C) Storage units.
 - (D) Wrapping, packing, or packaging supplies, used to further the sale of a product.
 - (E) Labels and label-makers.
 - (F) Inventory control items.
- (6) **Shipping.** Examples of shipping supplies eligible for exemption when purchased by a manufacturer include:
- (A) Boxes, scales, inserts.
 - (B) Tape dispensers.



OTC RULES REGARDING MANUFACTURING...

(c) **Non-exempt uses.** The following items and uses will result in the taxability of the transaction:

(1) Items purchased for use, or manufactured and withdrawn from inventory and used, in the areas of administration, distribution, sales, site construction, site maintenance, or transportation, are subject to sales tax if the items are purchased or withdrawn from an inventory in Oklahoma. If tangible personal property is purchased or withdrawn from inventory outside Oklahoma, to be used in Oklahoma for these non-exempt purposes, it is subject to use tax. The amount of tax due is computed based upon the “**sales value**,” of the goods withdrawn, as defined in OAC 710:65-1-2.

(2) *Goods, wares, merchandise, property, machinery and equipment, used in a non-manufacturing activity or process as set forth in paragraph 9 of Section 1352 of Title 68 of the Oklahoma Statutes shall not be eligible for the exemption described in this Section by virtue of the activity or process being performed in conjunction with or integrated into a manufacturing operation.* [68 O.S.Supp.2003, § 1359(1)]

(d) **Predominant use.** Incidental use of otherwise qualifying items or machinery **predominantly** used in the manufacturing operation will not result in disqualification:

(1) Where an item is predominantly used in the manufacturing operation, any non-exempt use will be considered incidental, and will not disqualify the item from the exemption.

(2) Where electricity or natural gas is metered through a single meter, and the predominant use is in the manufacturing operation, any remaining usage will be considered incidental, and will be exempt.

(e) **Applicability of examples.** Items enumerated in Subsections (b) and (c) are examples and illustrations only, and are not intended to be exclusive or exhaustive.

710:65-13-152. Manufactured goods transported out of Oklahoma [REVOKED]

710:65-13-152.1. Manufactured goods transported out of Oklahoma

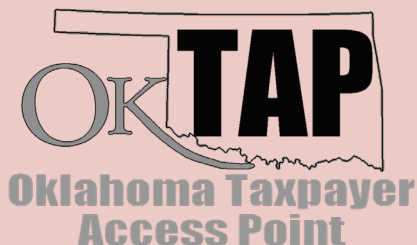
(a) A manufacturer may sell tangible personal property it manufactures, exempt from sales tax, to a person who immediately takes the manufactured item outside Oklahoma for immediate and exclusive use outside Oklahoma. Provided however, that sales at a retail outlet shall not qualify for the exemption.

(b) In order to qualify for this exemption, the purchaser must give a written statement to the manufacturer-seller that the property will leave the State and will not be used in Oklahoma.

(c) For purposes of this section, “**retail outlet**” means any place where sales of tangible personal property are made in small quantities to ultimate consumers to meet personal needs, rather than for commercial or industrial uses of the articles sold.

[See: 68 O.S. § 1359(6)]

Use OkTAP to File and Pay your Taxes



With OkTAP you can:

- File and pay taxes for your sales, withholding, franchise and mixed beverage accounts along with many more tax types
- View OTC returns, letters and notices
- Engage in secure messaging with OTC representatives
- Order coin-operated device decals
- Register new businesses with the OTC
- Register a third-party preparer to manage your account

For more information visit <http://oktap.tax.ok.gov>



INSTRUCTIONS AND DEFINITIONS...

Please complete each section of the registration form and remember, **your application must be signed and returned with the permit fee amount before your registration can be processed.**

If you have any questions concerning Oklahoma business registration requirements, please contact Taxpayer Services Center at (405) 521-3160. We also recommend attending a Business Tax Workshop sponsored by the Oklahoma Tax Commission (see page 2 for more information).

Notice Regarding Records and Recordkeeping

As a business owner/operator in the State of Oklahoma, you are required to keep records of your business transactions and operations.

The Oklahoma Tax Commission has specific rules for keeping records. Specifically for sales tax refer to Rule 710:65-3-30 through 710:65-3-33. For Withholding tax, refer to Rule 710:90-1-11. Rules can be viewed and/or downloaded from the OTC website at www.tax.ok.gov.

Specific Instructions for Registration as a Manufacturer

Please complete all sections of pages A through E, and F if applicable.

Page A - Enter business name and FEIN or SSN.

Page A - Section I. Reasons for Filing this Form as a Manufacturer...

Check the appropriate box:

- A. New Business.
Check this box if you are opening a new business and do not have a manufacturers/sales tax exemption permit.
- B. Additional permits.
Check this box if you have a permit and are applying for additional locations.
(Example: You purchased an additional business for which you will need a permit)
- C. If you checked "other" explain your reason for filing this form.

Page A - Section II. Contact Information...

Item 1: Provide the business phone, fax number, name and email address where the applicant can be contacted.

Page A - Section III. Ownership Information...

Item 2: Check the box which indicates how your business is owned...

- A. Individual (Sole Proprietor): The business is owned by one individual.

If you are a Sole Proprietor you must complete the Affidavit Verifying Lawful Presence in the U.S. (included within this packet, page F). The affidavit must be signed and notarized. The affidavit must have your Social Security Number, or your Individual Tax Identification Number and your Alien Registration Number (A# or I-94). If you are changing entities from a corporation, LLC, or partnership to a sole proprietor, you must complete the affidavit. *If you are a sole proprietor, your registration application can not be processed without a properly executed affidavit.*

Note: The affidavit is required by the Oklahoma Taxpayer and Citizen Protection Act, specifically Title 56 O.S. Supp. 2007, Section 71.



INSTRUCTIONS AND DEFINITIONS...

B. General Partnership: The business is owned by two or more persons, each of whom are liable for the debts of the partnership.

C. Limited Partnership: The business is owned by one or more general partners and one or more limited partners. Limited partnerships must file organizing documents with the Oklahoma Secretary of State.

D. Oklahoma Corporation: The business is owned by an entity that is organized pursuant to the Oklahoma General Corporation Act. Articles of Incorporation or Domestication must be filed with the Oklahoma Secretary of State.

E. Foreign Corporation: A foreign corporation is a corporation formed under the laws of any state other than Oklahoma. Foreign corporations with a location or doing business in Oklahoma must register with the Oklahoma Secretary of State and receive authority to do business in Oklahoma.

F. Limited Liability Company: The business is owned by an entity that is an unincorporated association or proprietorship having one or more members that is organized and existing under the laws of the State. Limited Liability Companies must register with the Secretary of State of Oklahoma.

G. Other: The business is owned by another type of business structure, such as business trust, personal trust, government entity, etc. Trusts must provide a copy of the trust indenture or filed trust document.

Item 3: Federal Employer Identification Number...

You must have a Federal Employer Identification Number if you:

- Pay wages to one or more employees or;
- Are a corporation, trust, estate, general or limited partnership, limited liability company or non-profit organization (church, club, etc).

Note: If you do not have a Federal Employer Identification Number, you may apply for one online at www.irs.gov.

Item 4: Name of Owner...

If you are a/an:

Individual.....Print your name (last name, first name, and middle initial) and social security number.

Partnership Print the name of your partnership.

Corporation Print the corporate name **as it appears on your Articles of Incorporation or Domestication.**

Limited Liability Company...Print the entity name **as it appears on your Articles of Organization.**

Other..... Print the name of your business entity.

Provide the mailing address of your business.



INSTRUCTIONS AND DEFINITIONS...

Item 5: Names of Partners or Responsible Corporate Officers, and Managing Member(s)...

Please Note: Social Security Numbers are required by OTC Rule 710:1-3-6. Rules can be viewed and/or downloaded from the OTC website at www.tax.ok.gov. **If Social Security Number is not provided, the application will not be processed and will be returned for Social Security Numbers.**

Print the name (last name, first name, and middle initial), social security number, title and the residence and/or post office address of all partners, responsible corporate officers, and managing members responsible for the reporting and remittance of taxes.

General Partnerships: List all partners associated with the partnership.

Corporations: List corporate officers responsible for the reporting and remittance of taxes.

Limited Liability Companies: List all members or managing member responsible for the reporting and remittance of taxes.

Limited Partnership: List the general partner(s) and the limited partner(s).

Page B - Enter business name (Item #8) and FEIN or SSN at the top of the page.

Page B Section IV. Withholding Tax...

Items 6 and 7: Complete if your business employs or will employ one or more persons in the State of Oklahoma.

Exceptions:

- To an Oklahoma resident and wages are earned in another state that requires withholding, or
- To a nonresident and wages earned is not more than \$300.00 a quarter.

Item 6: If the Oklahoma income tax you withhold from your employee(s) is \$500.00 or more, per quarter, the amount withheld must be remitted monthly. If the amount you withhold is less than \$500.00, per quarter, the remittance may be made quarterly. If you are required to make federal withholding tax deposits more frequently than once a month, you are required to file with Oklahoma on the same schedule. Enter the date you will begin withholding Oklahoma Withholding Tax.

Item 7: If you will report Oklahoma Withholding tax using a different FEIN other than the one you entered in Section III, Number 3, provide that number.

Page B - Section V. Physical Location and Classification Information...

If you own more than one manufacturing location in Oklahoma, you must also complete a separate page B, Section V and VI, and pages C and D for each location. In the upper right corner of Page B, indicate the number of copies attached.

Item 8: Enter the trade name or DBA of your business (Example: Joe's Manufacturing).

Item 9: (a) Enter the physical address of the business including the county. Do not use post office boxes or rural route numbers.

(b) If the business is inside the city limits, check **Yes**.

(c) Check the type of operation that applies to the activity performed at the physical location listed on Item 9 (a).



INSTRUCTIONS AND DEFINITIONS...

- Item 10:** Enter the phone, fax number and email address where you will be conducting business.
- Items 11 and 12 are the determination for reporting, collecting, and apportionment of city/county sales and use taxes.** (Refer to OTC Rule 710:65-18.3)
- Item 11:** If all sales are made at this location, (Item 9) and no products are delivered, check **Yes**. If you make sales and your product is delivered outside the city limits of this location, check **No**.
- Item 12:** If all sales are made or delivered in the county listed in Item 9, check **Yes**. If all or part of your sales are delivered to another county, check **No**.
- Item 13:** This is a business operated solely from your home.
- Items 14-17:** Questions 15-17 are required if you obtained or purchased/leased the location or property from someone previously operating a business at this location. If you purchased tangible personal property to be used in the business (equipment, furniture, etc.) you must pay sales/use tax on those items. Items purchased for resale are not subject to sales tax.

Page C - Section VI. Sales/Use Tax ...

- Sales Tax:** Generally, sales tax is due on the transfer of either title to or possession of tangible personal property if the transfer occurs in the State of Oklahoma.
- Use Tax:** Generally, use tax is due on the purchase of tangible personal property that is shipped in Oklahoma by common carrier where the transfer of title or possession occurs outside the state of Oklahoma. Out-of-state purchases of inventory for resale are exempt from use tax when purchased by a holder of an Oklahoma sales tax permit.
- Item 18:** If you hold or have ever held an Oklahoma Sales Tax and/or Use Tax Permit, please enter the number(s).
- Item 19:** Please provide the date you will begin or began sales in Oklahoma that are or will be subject to sales or use tax.
- Item 20:** If you purchase merchandise out-of-state for your own use (not for resale) from a vendor not required to collect or does not voluntarily collect and remit Oklahoma Use Tax, you are required to remit the Oklahoma consumer use tax that is due, check **yes**. You will be assigned a Consumer Use Tax reporting number. If you purchase merchandise out-of-state for your own use or consumption (not for resale) from a vendor that does collect and remit Oklahoma Use Tax, check **no**.

Pages C and D - Section VII. Manufacturer Sales Tax Exemption Permit Application...

- Item 21:** Select the box that applies.
- Item 22:** Enter the date you began or will begin to manufacture at this site.
- Item 23:** Provide a detailed list of items produced. *(Include sizes and item numbers)*.
- Item 24:** If you do not know the NAICS classification for your company it can be found on the website for the NAICS Association at www.census.gov/eos/www/naics/.



INSTRUCTIONS AND DEFINITIONS...

- Item 25:** Select the box that best describes the operation at this site.
- Item 26:** Provide a step by step description of the operation performed at the site. (Start with the raw materials used, finish with the end product produced.)
- Item 27:** Select the box that best describes the activities most frequently performed at this site.
- Item 28:** Select the box that applies.
- Item 29:** Select the box that applies. (Attach permits if required)
- Item 30:** Provide square footage of the facility, production area, non-production area and warehouse.
- Item 31:** Provide the percentage of utilities used for electrical usage and natural gas/propane usage.
- Item 32:** Provide a list of all equipment and machinery used in the production operation performed at this site.
- Item 33:** Provide the number of employees involved in the manufacturing process.

Failure to provide complete and descriptive information regarding the operations being performed may result in the denial of this application.



GENERAL INFORMATION & REPORTING REQUIREMENTS...

General Information: Permits and Licenses

Upon submission of the completed Registration Application (Pages A-F) and payment of applicable fees, you will be issued the appropriate permit(s)/license(s) and/or account number(s) to report and remit taxes, if you qualify.

Sales Tax: A manufacturers sales tax exemption permit will be issued for a 3 year period.

Use Tax: Consumers who purchase products out-of-state for their own use or consumption on which tax has not been paid, will not be issued a permit, but you will be issued an account number for the purpose of reporting and remitting consumer use tax.

Withholding Tax: A permit is not issued, but you will be issued an account using your FEIN for the purpose of reporting and remitting withholding tax.

General Information: Changes Affecting Your Permits

If your business address (mailing or physical) changes, you must advise the Oklahoma Tax Commission immediately. Complete OTC Form BT-115-C-W. A new permit will be issued for your new physical location.

If you discontinue doing business, you must return your permit to the Oklahoma Tax Commission with an explanation for cancellation on the reverse side of the permit.

If your business changes type of ownership, (for example from an individual (sole proprietor) to a LLC or corporation) you must complete a new Business Registration Application.

If you change the name of your business, you must advise the Oklahoma Tax Commission, in writing, of the change.



GENERAL INFORMATION & REPORTING REQUIREMENTS...

Reporting Requirements

The following tax types will require a report to be filed each month:

- **Sales** - Exception: If tax due is less than \$50 per month, you may be granted to report semi-annually.
- **Use** - Exception: If tax due is less than \$50 per month, you may be granted to report semi-annually.
- **Withholding** - Exception: If tax due is less than \$500 per quarter, you may report quarterly.

Due Dates for Filing Reports

Sales, **use**, and **withholding** reports are due on or before the 20th day of the month following each reporting period.



IMPORTANT INFORMATION! Electronic Filing Required

OTC Rule 710:65-3-1(d) requires all new sales tax registrants to report and remit sales tax electronically (online) unless the registrant receives an exception to the electronic filing requirement.

The Oklahoma Tax Commission's OkTAP system provides you with the capability to file electronically and also offers payment options including ACH debit, ACH credit and credit card. Log on to the OTC website at www.tax.ok.gov, then select the "OkTAP" system link. If you have any questions, call (405) 521-3160.

A vendor may apply for an exception to the requirement to file electronically. Such request should be made in writing to:

Oklahoma Tax Commission
2501 N. Lincoln Blvd.
Oklahoma City, Oklahoma 73194

If the determination is made that the vendor is unable to participate in the electronic fund transfer and electronic data interchange program, the vendor will be permitted to report on paper.

The following guidelines shall be utilized to determine whether a vendor is "unable" to file electronically:

- The taxpayer does not have access to a computer or internet access at home or place of business, and
- The taxpayer does not use a tax preparer that has computer and internet access.

The exception, if granted, will be in effect for 12 months. At the end of the exception period, the taxpayer must begin filing electronically or will have to re-apply for the exception. The taxpayer's electronic filing capability will be reviewed.

A taxpayer may protest the determination of the Commission as provided by Title 68, O.S. Section 207 pursuant to OAC 710:1-5-21 through 710:1-5-48, the rules of practice and procedure before the Commission.



OKLAHOMA BUSINESS REGISTRATION APPLICATION FOR MANUFACTURERS

Business Name _____	FEIN/SSN: _____
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I. Indicate the reason(s) for filing this form as a manufacturer:

- A New Business
- B Additional Permit
- C Other (explain) _____

II. Contact Information:

1. Business Phone (_____) _____ Business Fax (_____) _____

Name _____ Email Address _____

III. Ownership Information:**2. How is this business owned?**

- A Individual (Sole Proprietor)
- B General Partnership
- C Limited Partnership
- D Oklahoma Corporation
- E Foreign Corporation
- F Limited Liability Company
- G Other (explain) _____

3. Federal Employer Identification Number (FEIN) -

4. Name of Individual, Partnership, Corporation or Limited Liability Company

Social Security Number, if individual - -

Mailing Address _____

City _____ State _____ Zip _____ County _____

5. Names of Partners/Responsible Corporate Officers/Managing Members: See instructions.
(If Social Security Number is not provided below, the application will be returned for completion.)

A {

Name (Last, First, Middle Initial) _____	Social Security Number _____	Title _____
Mailing Address _____	City, State and Zip _____	County _____

B {

Name (Last, First, Middle Initial) _____	Social Security Number _____	Title _____
Mailing Address _____	City, State and Zip _____	County _____

C {

Name (Last, First, Middle Initial) _____	Social Security Number _____	Title _____
Mailing Address _____	City, State and Zip _____	County _____



OKLAHOMA BUSINESS REGISTRATION APPLICATION FOR MANUFACTURERS

Number of Copies Attached:	
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Owner's Name (same as Item 4)	FEIN/SSN:
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IV. Withholding Tax

6. Do you now or do you intend to withhold Oklahoma Income Tax from employees? Yes No
- (a) If "yes" on item 6, do you expect to withhold more than \$500 per quarter? Yes No
- (b) If "yes" on item 6, date you will begin/began withholding Oklahoma Income Tax: ____/____/____
(month/day/year)
- (c) Are you required to make federal withholding tax deposits more frequently than once a month?..... Yes No
7. What FEIN will you use to report withholding tax? (if different than Section III, Item 3) -

V. Physical Location and Classification Information

8. Trade Name of Business: (DBA) _____
9. (a) Physical Location of Manufacturing: (See instructions)

Street and Number or Directions (Do not use post office box or rural route number)

City, State, Zip and County

- (b) Is the physical location of the business inside the city limits? Yes No
- (c) Is this physical location dedicated to:

- Sales Only Manufacturing Both Sales and Manufacturing

10. Location Phone: (____) _____ Location Fax: (____) _____
- Location Email: _____

11. Are all the sales and/or deliveries made inside the city limits of the city listed above?..... Yes No
12. Are all the sales and/or deliveries made inside the county limits of the county listed above?..... Yes No
13. Is this a home based business? (See instructions) Yes No
14. Was there a previous business at this location?..... Yes No
(If yes, complete questions 15 and 16)

15. If you answered yes on question 14, please provide the following information:

Previous Owner's Permit Number	Name	Phone Number
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Physical Address

City, State, Zip

16. If you answered yes on question 14, are you using tangible items owned by the previous business owner? (i.e. fixtures and/or equipment; items for resale - this does not include real property)..... Yes No
17. If you answered yes on question 16, did you pay sales tax on the tangible items purchased for use from the previous business owner? (i.e. fixtures and/or equipment; items for resale - this does not include real property or manufacturing equipment) Yes No



OKLAHOMA BUSINESS REGISTRATION APPLICATION FOR MANUFACTURERS



Owner's Name (same as Item 4)	FEIN/SSN:
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VI. Sales and Use Tax

18. If you currently hold or have previously held an Oklahoma Sales Tax Permit and/or Oklahoma Use Tax Permit, please list number(s):

Sales Tax: _____	Use Tax: _____
Sales Tax: _____	Use Tax: _____

19. Date of first sales subject to sales and/or use tax in Oklahoma: _____ / _____ / _____
(month/day/year)

20. Do you make purchases from outside Oklahoma that are for your company's consumption or use, are not for resale on which tax is owed? (See instructions on Page 10) Yes No

VII. Manufacturer Sales Tax Exemption Permit Application **(Read instructions before completing this section)**

21. Do you change the form, composition, or quality of character of some existing material(s), by procedures commonly recognized as manufacturing? Yes No

22. Date you will first begin/began manufacturing at this site in Oklahoma: _____ / _____ / _____
(month/day/year)

23. What product(s) do you manufacture at this site? (List specific items. Attach additional sheet if needed.)

24. What is your six digit NAICS classification? (See instructions): _____ .

25. Which method best describes your production operation? (Choose one)
- Mass Production:** The process of large amounts of standardized products, using assembly lines.
 - Batch Production:** Creating a component at a workstation, before moving to the next step in production.
 - Continuous Production:** Method used to manufacture, produce, or process materials without interruption.
 - Job Production:** Production of a one-off product based on the customers design and specifications.

26. Describe your production process: (Provide general step by step procedures. Address products, packaging and sales. Attach additional sheet if necessary.)

27. Which of the following best describes the operation most frequently performed at this site?
- a) Build general purpose products marketed and sold to multiple customers.
 - b) Product(s) produced for an individual customer. The design and production are based completely on the customer's specifications. Explain below: (Attach additional sheet if necessary.)

 - c) Provide component parts or services used in the production of your customer's products.
 - d) Recondition an item to a state which restores the ability to perform its required function.
 - e) Distribution of products produced by other manufacturers.
 - f) Repair of customer owned products.
 - g) Services (Please describe) _____



OKLAHOMA BUSINESS REGISTRATION APPLICATION FOR MANUFACTURERS - LICENSES AND FEES

Owner's Name (same as Item 4)	FEIN/SSN:
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VIII. Fees

All registration fee(s) must be paid with the Business Registration Application for Manufacturers. Failure to include the fee(s) will delay processing of your application.

Please check (✓) the appropriate box(es) for each permit that you are applying for and enter the applicable fee amount in the "Total" column at the far right.

License or Permit Type	Fee (each)	For Office Use Only	
		Tax Code	Total
<input type="checkbox"/> 1. Manufacturers Sales Tax Exemption Permit.....	\$ 20.00	SLP	\$ _____ .00
<input type="checkbox"/> 2. Manufacturers Sales Tax Exemption Permit for Additional Locations (number of locations _____) @	\$ 10.00	SLP	\$ _____ .00
Make Checks Payable to: Oklahoma Tax Commission.....			TOTAL AMOUNT DUE: \$ <input style="width:100px" type="text"/>



OKLAHOMA BUSINESS REGISTRATION APPLICATION FOR MANUFACTURERS - SIGNATURE

Signature

A sole owner, general partner, corporate officer, or authorized representative must sign this application.

I, the undersigned applicant or authorized representative, or if a corporation, a responsible corporate officer for reporting and remitting taxes, declare under the penalties of perjury that I have examined this application and attachments and to the best of my knowledge the facts set forth are true and correct, and that the requirements hereunder will be carried out in accordance with the laws of the State of Oklahoma and the rules and regulations of the Oklahoma Tax Commission. I further acknowledge and agree that sales, withholding and motor fuel taxes are trust funds for the State of Oklahoma and that any use of these trust funds other than timely remittance to the State of Oklahoma is embezzlement and can result in criminal prosecution.

Type or print name and title _____	Sign Name and Date _____
------------------------------------	--------------------------

Mandatory inclusion of Social Security and/or Federal Employer Identification Number is required on forms filed with the Oklahoma Tax Commission pursuant to Title 68 of the Oklahoma Statutes and regulations thereunder, for identification purposes, and are deemed part of the confidential files and record of the Oklahoma Tax Commission. The Oklahoma Tax Commission is not required to give actual notice of changes in any state tax law.

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AFFIDAVIT VERIFYING LAWFUL PRESENCE IN THE UNITED STATES

All sole proprietors applying for a business permit or license with the Oklahoma Tax Commission are required, by the provisions of 56 O.S. Supp 2007 Section 71, to provide the Commission with verification of lawful presence in the United States by executing the Affidavit below before a notary public or other officer authorized to notarize affidavits under State law.

 **This affidavit must be returned with your license/permit application.**

State of Oklahoma

County of: _____

I, _____ being of lawful age, state under penalty
print name

of perjury, as follows:

Please check the appropriate box(es)

My Social Security Number is: _____

My Individual Tax Identification Number is: _____

I am a United States Citizen.

I am a qualified alien under the Federal Immigration and Nationality Act and am lawfully present in the United States.

My Alien Registration Number (A#) or I-94 Number is: * _____

Date of Birth: * _____

I state under penalty of perjury under the laws of Oklahoma the foregoing is true and correct and I have read and understand this form and executed it in my own hand.

Signature of Applicant _____

Subscribed and sworn to or affirmed before me this _____ day of _____, 20____ ,

by _____ (applicant name - please print).

Notary: _____

My Commission Expires: _____

My Commission Number: _____

*Either the A# or the I-94 number, and date of birth must be provided. The Alien Registration Number (A#) and the I-94 (arrival/departure) numbers are issued by the U.S. Citizenship and Immigration Service.

Official Use Only:		
Homeland Security Verified: _____	Date: _____	Initials: _____
OTC Signature Witness: _____	Date: _____	



LOOKING FOR ADDITIONAL INFORMATION?

No matter what the tax topic, from ad valorem taxes to sales tax rates to tag agent locations, the Oklahoma Tax Commission invites you to visit us on the web at www.tax.ok.gov to get any additional information you might need.

Not only will you find forms, publications, motor vehicle information and everything in between, but you are also able to reach us through the "Contact" link on each page.

STILL CAN'T FIND WHAT YOU NEED?

Contact our Taxpayer Service Center at (405) 521-3160.

