

OKLAHOMA TAX COMMISSION

TAX POLICY DIVISION
RICK MILLER, DIRECTOR

PHONE (405) 521-3133
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December 3, 2012

Re: Our File Number LR-12-043

Dear [REDACTED]

This is in response to your request regarding the applicable of the sales tax exemption afforded qualifying disabled veterans. Set forth are the facts presented in your correspondence along with the questions posed and response thereto.

FACTS

I have just recently received my sales tax exemption [REDACTED] because I am a disabled veteran. I also raise a few dogs and have been paying sales tax on my purchases for them. I buy my dog food from Missouri and have a Consumer Use account [REDACTED] to remit the sales tax for the food.

QUESTION

Since I have the exemption do I have to continue paying sales tax on purchases for my dogs? Do I need the Consumer Account?

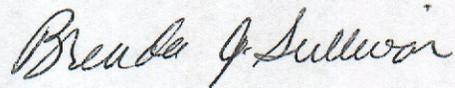
RESPONSE

Sections 1357(34) and 1404(4) of Title 68 of the Oklahoma Statutes affords a qualifying disabled veteran in receipt of compensation at the one hundred percent rate a sales and use tax exemption limited to purchases of \$25,000 annually. Therefore, unless the \$25,000 annual threshold is exceeded, as a qualifying disabled veteran your purchases made in Oklahoma are exempt from sales tax along with out-of-state purchases brought into Oklahoma for use or consumption are exempt from use tax. Out-of state purchases of dog food and other tangible personal property should be reported pursuant to permit [REDACTED] on Line 1 of the Consumer Use Tax Report Form 21-1. As long as you have not exceeded the referenced threshold these amounts may be deducted on Line 2—Total Legal Deductions for tax calculation purposes. Once your combined sales and use tax purchases exceed the \$25,000 threshold, the applicable tax is due thereon.

This response applies only to the circumstances discussed in your request of May 21, 2012. 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

A handwritten signature in cursive script that reads "Brenda J. Sullivan".

Brenda J. Sullivan
Tax Policy Analyst