

## **FUEL-ENERGY TAX INFORMATION**

### **1) FUEL-ENERGY TAX IN GENERAL**

Section 52-14 of the Montgomery County Code, as amended.

In general, **non-residential** distributions shall include businesses, hotels, motels, government and non-profit organizations such as schools, churches and hospitals.

In general, **residential distributions** shall include single and multiple family dwelling units, apartments, condos, school dormitories, nursing homes and other long-term care facilities.

### **2) ACCOUNT NUMBERS AND QUESTIONS**

To obtain an application for a new account or to answer any questions contact the Division of Treasury, Excise Tax Unit, 255 Rockville Pike, Suite L-15, Rockville, Maryland 20850. Phone (240) 777-0311.

### **3) SCHEDULED DUE DATES**

Monthly returns must be filed on or before the last day of each month, covering the immediate preceding month. Upon written application to and with the consent of the Director of Finance, the following schedule may be adopted for filing quarterly returns.

#### **For Months Of:**

January, February, March  
April, May, June  
July, August, September  
October, November, December

#### **Return Due On Or Before:**

April 15th  
July 15th  
October 15th  
January 15th

When using the above schedule for filing, **a return for each month must be completed.**

### **4) INTEREST AND PENALTIES**

Avoid interest and penalties by filing correct returns on time and by paying correct tax due with return. The law provides a penalty of 10% and interest at the rate of  $\frac{1}{2}$  of 1% per month or fraction of a month for late filing of returns or for failure to make timely remittance of tax due. Penalties are also imposed by law for making false statements and for willful failure to pay, keep records or file returns.

### **5) RECORDS**

Copies of tax returns and supporting documents should be maintained at your place of business or other convenient location for a period of at least two (2) years from date of tax return. Such records should be available and open to inspection by the Director of Finance or authorized representative. Maryland law provides for assessment of back taxes for a period of seven years from due date of return.

### **6) EXEMPTIONS FROM TAX**

Some transactions are exempt by law, such as sales to users who consume the fuels or energies in converting to another form of energy which will become subject to fuel energy tax. Indicating the purchaser's fuel energy tax account number on sales invoices, should support those sales exempt from taxes. Also exempt to the reporting taxpayers are sales and/or deliveries to other dealers in Montgomery County for resale. All sales or deliveries in Montgomery County, including exempt sales or deliveries, should be reported in Column 1, and exempt sales or deliveries should be reported in Column 2 in arriving at net sales subject to tax in Column 3. Any questionable transactions should be referred in writing to the Director of Finance.

### **7) RATE OF TAX (Effective July 1, 2014)**

The Montgomery County Council by Resolution 17-1123, Schedule A, effective for distributions made on or after 12:01 a.m., July 1, 2014, has established rates for fuels and energy transmitted, distributed, manufactured, produced or supplied for *non-residential* purposes and for *residential purposes* as reflected on the form.

### **8) CONFIDENTIALITY**

Individual taxpayer information provided on the return is confidential and is not shared with other entities.