

Filing Requirements

— DEPARTMENT OF —
REVENUE
STATE OF MISSISSIPPI



AMERIA LLC
PO BOX 1803
BRANDON MS 39043-1803

Date: November 27, 2024
Letter ID: L1359698208

Your registration has been completed and your new account number(s) are listed below. Please use the appropriate number on all future tax returns or correspondence to us concerning your tax account(s).

Based on the information you provided at registration, the DOR has determined you are required to file electronically. You can go to our website at www.dor.ms.gov and use the Taxpayer Access Point to view your account information. Click on the Taxpayer Access Point and follow the instructions to gain access.

Account Type

Sales Tax

Account ID

1492-5587

You should keep this letter and the enclosed Filing Requirements tax information in your files for future reference.

If you have any questions, you may contact us at the number or address below.

Sincerely,

Tax Administration

Enclosure: Filing Requirements

P.O. Box 1033, Jackson, MS 39215 Phone: (601) 923-7700 Fax: (601) 923-7714

Form # aL0008 v. 12.5

Visit www.dor.ms.gov for tax information and online filing. If you call, please have this letter with you.



Sales Tax

(Miss. Code Ann. Section(s) §27-65-1)

All sales of tangible personal property in the State of Mississippi are subject to sales tax at the regular retail rate unless the law exempts the item or provides a reduced rate. The tax is on gross proceeds of sales or gross income, depending on the type of business. The term gross proceeds of sales is the full sales price of tangible personal property including, but not limited to, installation charges and delivery charges. Gross income is the total receipts or total income of the business before any deductions.

Additionally, many services are subject to sales tax. Installation labor is taxable when connected to the sale of tangible personal property.

Renting or leasing personal property used within this state is taxed at the same rate as the sale of like property.

Before engaging in any business in Mississippi subject to sales tax, a registration license or permit is required to be obtained from the Department of Revenue. A separate permit is required for each location. The permit continues in force as long as the holder continues in the same business at the same location.

Record-Keeping Requirement

Taxpayers are responsible for keeping records of all income and business activity. Please review information concerning requirements at www.dor.ms.gov under Laws and Regulations, Tax Information and Publications. Keep in mind that:

- Records must be available for review by the Department of Revenue upon request.
- Records must be kept at least four (4) years.
- Electronic records must contain sufficient detail to allow clear identification of taxable transactions.

If records are not maintained, the DOR may determine the tax liability and make an assessment using any information available.

Records must be kept to substantiate any claimed exemptions or reduced tax rates authorized by law. Minimum information should include the name and address of the person to whom the sale was made, the date of sale, the article sold, and the amount of exemption or reduced rate.

If you are making sales out-of-state, your records should clearly show that the item was delivered out-of-state. A copy of the sales slip and shipping invoice will need to be retained showing that sale was shipped directly out-of-state or out of the country.

Tax Rates

Retail Sales

- Sale of tangible personal property--7%
- Farm tractors and Farm implements--1.5%
- Logging equipment--1.5%
- Sales to electric power associations--1%
- Manufacturing machinery --1.5%
- Automobiles and light trucks (10,000 lbs. or less)--5%
- Trucks greater than 10,000 lbs., aircraft, semitrailers, mobile homes and modular homes--3%
- Materials to railroads for use in track and track structure--3%

Mississippi does not have local city or county sales taxes except an additional .25% tax on regular retail sales made inside the city of Tupelo.

Amusements

- Admissions to amusements --7%
- Admissions to amusements in publicly owned enclosed coliseums and auditoriums --3%

Public Utilities

- Electricity and fuels-Residential use--exempt
- Electricity and fuels-Industrial use--1.5%
- Electricity and fuels-Commercial use--7%
- Telephone and telegraph-- 7%
- Water-Commercial or industrial use--7%
- Water-Residential consumption--exempt

Miscellaneous Services

Taxable services are subject to the regular retail rate of tax, unless otherwise provided. For a complete listing of services subject to taxation, please review the listing at www.dor.ms.gov/taxareas/sales.

Filing Returns

A tax return must be filed for each reporting period even if no tax is due. If you have no sales, enter a zero on the total tax due line.

If you discover that you have made an error on a return previously filed with the DOR, you should file an amended return. Complete the amended return as it should have been filed originally.

Sales taxpayers with a liability of \$50,000 for any reporting period or that have multiple business locations must file and pay your tax returns electronically through the Department of Revenues website **Taxpayer Access Point (TAP)**.

Online filing is free of charge.

Due Dates

Returns and tax payments are due on or before the 20th day following the end of the reporting period. If a due date falls on a weekend or holiday, the due date becomes the next business day.

Accelerated payments are required to be filed each June by taxpayers whose total average sales tax liability exceeds \$50,000 per month for the preceding calendar year. Accelerated payments must be received by the DOR no later than June 25 in order to be considered timely made.

Discount

Certain taxpayers are allowed a 2% discount of the sales or use tax liability when filing and paying all taxes by the due date. The discount is limited to \$50.00 per calendar reporting period not to exceed \$600.00 per calendar year per location.

Exemptions

An exemption from Sales Tax must be specifically provided by law. Mississippi does not issue sales tax exemption certificates.

Please note that an exemption from Income Tax or non-profit status does not make an entity exempt from Sales Tax. Religious organizations are not exempt from sales or use tax and not all charitable organizations are exempt. The DOR provides an organization that is specifically exempt under Mississippi law with a letter (upon their request) to provide to vendors verifying the organizations tax exempt status. Vendors making sales to exempt organizations should request a copy of that document and keep it on file.

Wholesale sales are sales of tangible personal property to licensed retail merchants, jobbers, dealers, or other wholesalers for resale. It does not include sales to users or consumers that are not for resale. The seller must maintain the sales tax number for these customers along with a description of the items sold and the sales amount of those items.

For more, please review information concerning exemptions on the DOR website.

Penalties and Interest MCA §27-65-1 to 27-65-111

If you file or pay late, or you do not file at all, you owe penalties and interest.

- Interest is based on the debt's assessment date and is charged monthly from the time the tax was due until paid. There is no limit to the amount of interest that may be charged.
- Penalty is 10% of the amount of the tax due for failure to file and/or pay timely.
- For fraud, penalty is 50% of the total amount of tax due for failure to file the return or remit the tax.

ASSESSMENT DATE	INTEREST RATE
prior to 1/1/2015	1.0%
1/1/2015 - 12/31/2015	0.9%
1/1/2016 - 12/31/2016	0.8%
1/1/2017 - 12/31/2017	0.7%
1/1/2018 - 12/31/2018	0.6%
after 1/1/2019	0.5%

If you are required to file electronically and don't, the penalty is \$25 for the first instance and \$500 for each additional instance.

This information is designed to provide a broad overview of the filing requirements and includes a brief overview of the taxes, fees, and permits. This information is not a substitute for Mississippi tax statutes or the rules and regulations provided in the Mississippi Administrative Code, nor is it a statement of policy by the Department of Revenue. Please refer to the Mississippi Code of 1972 and Title 35 of the Mississippi Administrative Code for more information. Changes may occur because of legislative action, reviews, and court decisions.