

Revenue REVIEW

1st Quarter
FY 2011
(October, November,
December 2011)

A Quarterly Publication of the Alabama Department of Revenue

Gov. Bentley Names Julie Magee State Revenue Commissioner

Alabama Governor Robert Bentley recently appointed Julie Prendergast Magee, former vice-president of the Mobile-based InsTrust Insurance Group, to the post of State Revenue Commissioner, effective Jan. 18, 2011.

Mrs. Magee's career, spanning over 20 years in the business community, largely focused on competitive sales and market expansion in the insurance industry.

"Coming from the business community, I fully appreciate the constituency served by the Revenue Department and the many demands that are placed on individual and business taxpayers," said Mrs. Magee. "I thank Gov. Bentley for his confidence in me, and I am humbled to accept this position of public trust and responsibility."

A resident of Mobile, Ala., Mrs. Magee received a B.A. degree from the University of South Alabama in 1991. She holds licensing credentials in property, casualty, life and health insurance, and financial planning and investment.

Mrs. Magee is married to Don Magee, and they have one daughter, Meredith.

As state revenue commissioner, Mrs. Magee is responsible for the operation and management of the Alabama Department of Revenue. The department administers over 50 different state taxes and fees, and collects over \$8 billion annually.



Alabama Department of Revenue Commissioner Julie Magee

ALJ Bill Thompson Receives Prestigious Award from BNA Tax & Accounting

ADOR Administrative Law Judge Bill Thompson received the 2010 Franklin C. Latcham Award for Distinguished Service in State and Local Tax Law Dec. 13, 2010, in New York City. The award was presented at a meeting of the BNA Tax & Accounting Multistate Tax Advisory Board.

According to a recent BNA press release, the firm is “the foremost source of tax and accounting research, news, practice tools, and guidance for tax attorneys, CPAs, corporate tax managers, estate planners, and financial accountants. For more than 50 years, BNA Tax & Accounting has offered practitioners expert insight and guidance on every significant issue in tax and accounting planning and compliance. Written by practitioners for practitioners, BNA’s award-winning Portfolios offer topic-driven, in-depth guidance on transactions designed to help tax professionals achieve new levels of excellence and client service.”

The award is named for Franklin C. Latcham, former Advisory Board chair and founder of BNA Tax Management’s State Tax Portfolio Series.



Administrative Law Judge Bill Thompson

NOTICE:

Construction Employer Fee Rate Adjustment

The Alabama Department of Revenue recently announced that the quarterly construction employer fee rate has been adjusted from .0009 to .0015, effective with the Jan. 31, 2011, return and payment.

Prior to the fee adjustment, the rate averaged \$90 per \$100,000 of construction payroll. The rate adjustment now sets the fee at \$150 per \$100,000.

The rate adjustment is required by Act 2009-561, which authorizes the fee and requires that the fee rate be adjusted after the first five quarterly filings and payments to produce net collections totaling \$1,750,000 annually. Act 2009-561 requires that the revised fee rate be used for each collection period thereafter.

The fee is paid by licensed contractors performing work on

commercial or industrial construction projects located in the state of Alabama. The fee does not apply to home builders and licensed residential home builders who contract for single family residential building projects.

Collections from the fee are earmarked for the Alabama 21st Century Authority for the benefit of the Alabama Construction Recruitment Institute and its recruitment and training promotion programs, aimed at identifying and attracting individuals to construction craft trades.

For more information concerning construction employers’ filing requirements, taxpayers may contact the ADOR at 334.242.1300 or visit the department’s Web site at www.revenue.alabama.gov.

My Alabama Taxes

Access to your tax information 24-7

The Alabama Department of Revenue announces the availability of "My Alabama Taxes," an Internet portal that can provide individual and business taxpayers a wide range of secure online services and immediate access to their Alabama tax information.

In January, "My Alabama Taxes" (MAT) launched a variety of features designed just for the individual income taxpayer. By logging on to "My Alabama Taxes" at <https://myalabamataxes.alabama.gov/> and registering, taxpayers can access their individual income tax information at their convenience and get an overview of their recent filing and payment history. A variety of features are available. Taxpayers can:

- View and print copies of their most

recently filed Alabama individual income tax return (Alabama Form 40, 40A, or 40 NR return).

- Make tax payments.
- View any letters that have been sent to the taxpayer from the ADOR regarding their tax account(s).
- Request a change of record for taxpayer name or taxpayer address.
- Send messages to the ADOR and receive messages from the ADOR.
- Select 1099 G delivery method – U.S. Mail delivery or electronic delivery.
- View tax payment summary information for all available tax periods.
- See total balances of all ADOR tax accounts.

- Check on the processing status of their individual income tax refunds.

To help taxpayers navigate through MAT, a downloadable Taxpayer Guide is available on MAT's home page, along with a helpful list of Frequently Asked Questions.

"We are very excited to offer this new, secure online feature to Alabama taxpayers," said State Revenue Commissioner Julie Magee. "My Alabama Taxes" provides taxpayers immediate access to their Alabama Department of Revenue tax account information, and provides that access totally at their convenience."

Washington State Tax Amnesty

The Washington State Department of Revenue is offering a temporary amnesty program from February 1 through April 30, 2011.

For more information on the program, go to PayMyTax.org.

Consumer Use Tax Reminder

The Alabama Department of Revenue reminds Alabamians shopping the Internet, TV home-shopping networks, or catalog sales to report and pay use tax on their purchases if no tax has been collected by the online or catalog retailer.

Shoppers owe a 4 percent state use tax on their out-of-state purchases if no tax has been collected by the out-of-state seller. Local taxes also apply if you live in a city or county that levies a local sales or use tax. If your purchase receipt shows that you have paid a sales tax to another state equal to the Alabama tax rate, you will not be taxed again.

The state use tax rate is 4 percent, the same as the state sales tax rate. As is the sales tax, the 4-percent use tax is specifically earmarked for the state's Education Trust Fund, adding to the importance of collecting of the tax.

The use tax is not a new tax; it has been a part of the Alabama tax system as long as the state sales tax. The use tax is a complementary tax to the state sales tax and prevents Alabama merchants from being placed at an unfair competitive disadvantage to out-of-state merchants who may not be required to collect tax on sales to Alabama residents.

Items subject to use tax are the same items that would be subject to sales tax if purchased in Alabama, such as computers, books, electronic equipment, toys, games, furniture, jewelry, clothing, etc.

The use tax can be paid at the time one files his or her annual Alabama individual income tax return by entering the amount of

use tax owed on a line item included on the tax return. By doing this, the taxpayer simply either increases the balance due or decreases the income tax refund by the amount of the use tax owed.

For more information concerning Alabama's consumer use tax reporting requirements, contact the Alabama Department of Revenue Sales, Use and Business Tax Division at (334) 242-1490, or visit the department's Web site at www.revenue.alabama.gov.

Consumer Use Tax Collections

Reported on Alabama Form 40 and 40A

Tax Year	No. Returns	Collections
2000*	6,320	\$203,344
2001	6,540	\$219,276
2002	6,157	\$242,783
2003	6,447	\$271,348
2004	6,349	\$295,083
2005	6,132	\$282,142
2006	7,102	\$312,771
2007	7,457	\$348,872
2008	7,824	\$373,728

*First available on the 2000 tax year returns.



Alabama Department of Revenue Launches iPhone Application

The Alabama Department of Revenue Motor Vehicle Division announces the launch of a free iPhone application that allows vehicle owners to search for a personalized license plate message and see how the message will actually appear on the license plate.

"This application gives vehicle owners who choose personalized plates a much more visually realistic image of the license plate. Vehicle owners will be able to see how their character combinations are actually spaced before the license plates are manufactured," explained Motor Vehicle Division Director Brenda Coone.

(Continued)



The free application also has a search feature that can be used to locate county licensing officials' offices and even provides maps and driving instructions to the officials' offices. Additionally, the application features a "frequently asked questions" menu addressing motor vehicle registration, title, International Fuel Tax Agreement (IFTA), International Registration Plan (IRP), and mandatory liability insurance areas, as well as an index of related motor vehicle forms.

The iPhone application provides users access to the same motor vehicle information that is available on the department's Web site.

To find the free application in iTunes, search "Alabama DMV."

"The major benefit of the new, free application is that individuals who may not have access to a computer can now use their iPhones, iPod Touch, or iPads to contact the department's Motor Vehicle Division via email," said Mrs. Coone. "It's another important avenue to utilize in providing customer service."

The Center for Advanced Public Safety (CAPS) at the University of Alabama created the application for the ADOR and allowed the department's Motor Vehicle Division to claim the distinction of being the second department of motor vehicles in the coun-

try to offer a free iPhone DMV application. California was the first, launching a free application in February 2010.

For more information about Alabama DMV visit <http://itunes.apple.com/en/app/alabama-dmv/id399424940>.

Statement of Gross Tax Collections

Through End of 1st Quarter FY 2011
(October, November, December 2010)

	FYTD 2010-11	FYTD 2009-10	% Change
Business Privilege Tax	\$ 10,730,667.59	\$ 10,773,345.70	(0.40)
Gasolin	101,477,258.57	98,870,747.75	2.64
Income Tax-Corporate	83,450,561.32	116,271,479.30	(28.23)
Income Tax-Individual	743,321,733.84	726,615,924.48	2.30
Income Tax (Total)	826,772,295.16	842,887,403.78	(1.91)
Motor Fuels	32,705,874.12	29,844,204.53	9.59
Oil & Gas Privilege (8%)	19,676,495.61	14,758,249.37	33.33
Oil & Gas Production (2%)	8,287,375.49	4,866,294.10	70.30
Sales	473,700,801.37	453,321,472.84	4.50
Use Tax	64,832,104.61	57,865,408.65	12.04
Utility Gross Receipts	99,539,142.50	120,149,374.78	(17.15)
SUBTOTAL	1,637,722,015.02	1,633,336,501.50	0.27
SUBTOTAL (OTHER TAXES)	422,644,056.32	353,884,200.95	19.43
TOTAL (ALL TAXES)	\$2,060,366,071.34	\$1,987,220,702.45	3.68

Interest Rates Decrease for First Quarter of 2011

Interest rates for the calendar quarter beginning Jan. 1, 2011, decreased to three (3) percent for underpayments, according to the Internal Revenue Bulletin No. 2010-52, dated Dec. 27, 2010.

Under Sect. 40-1-44, *Code of Alabama 1975*, the Department of Revenue will calculate interest on underpayments and overpayments (where applicable) at this same annual rate (3 %); however, land sold by the state for taxes, shall be calculated at 12% in accordance with Sect. 40-5-9. (Historical rates shown right.)

Interest Rates By Calendar Quarter

(Established by: 26 USCA §6621; §40-1-44, Code of Alabama 1975)

	1ST QTR	2ND QTR	3RD QTR	4TH QTR
2001	9%	8%	7%	7%
2002	6%	6%	6%	6%
2003	5%	5%	5%	4%
2004	4%	5%	4%	5%
2005	5%	6%	6%	7%
2006	7%	7%	8%	8%
2007	8%	8%	8%	8%
2008	7%	6%	5%	6%
2009	5%	4%	4%	4%
2010	4%	4%	4%	4%
2011	3%			

ADOR Scores another Perfect Audit



Susie White and Alan Smith look over some new items in Revenue's property inventory.

For the fourth consecutive year, the department's Property Management Section received a special commendation from the State Auditor's Office for a perfect audit.

State Auditor Samantha "Sam" Shaw expressed appreciation to ADOR Property Manager Susie White with the following comments:

"The State Auditor's Office conducted a property audit of your agency's non-consumable personal property Nov. 8, 2010 through Nov. 18, 2010.

"All items costing \$500 or more were audited. Your agency had 4,627 items with an acquisition cost of \$8,550,635.

"I am pleased to report that all items were located. While everyone in the agency is to be commended, I would like to congratulate your property manager, Susie White, on this achievement."

Property Manager Susie White is assisted by Alan Smith, Property Control Officer.

New Certificate of Compliance for SOS Filing

Beginning Jan. 1, 2011, a foreign company withdrawing its registration to do business in Alabama must submit to the Alabama Secretary of State's Office an original Certificate of Compliance from the Alabama Department of Revenue (ADOR).

To request a Certificate of Compliance, please contact the ADOR at (334) 242-1175. To learn more about the requirements associated with a foreign company's closing or withdrawal from business activity, visit the Alabama Secretary of State's Web site at <http://www.sos.state.al.us/downloads/corpForms.aspx>.

Motor Vehicle and Property Tax Reps Hold Class for County Licensing Officials

Motor Vehicle Division Director Brenda Coone, along with Assistant Director Mike Gamble, Jay Starling and Shelley Tice, held a special class for county license plate-issuing officials Dec. 1-3, 2010, in Bessemer, Ala.

"The Introduction to Licensing Course, held in conjunction with Auburn University's Center for Governmental Services, was written by our Motor Vehicle Division," explained Ms. Coone. "Course attendees were administered an exam on the last day to test their knowledge of materials covered during the course."

Administrative Rules

Effective Nov. 19, 2010:

Amended:

810-3-39-.03 Consolidated Filing

Repealed:

810-5-1-.235 Title Procedures – Defining “Junk” Vehicles and Requiring Notice

810-5-2-.01 Certificate of Title Required – New Title Issued When Information on Certificate of Title is Changed or When Correction is Required

810-5-2-.02 Certificate of Title Required – Continuance of Recorded Legends

810-5-2-.03 Returned Title Request Form (Form MVT 5-27)

810-5-4-.01 Designated Agent – Dealer and Financial Institution Appointments

810-5-5-.07 Application for Certificate of Title Leased Vehicles (Including Lease/Purchase Agreements)

810-5-5-.10 Application for Certificate of Title – Corrections on an Application for Certificate of Title by the Department

810-5-5-.13 Application for Certificate of Title – Certification of Physical Inspection of a Motor Vehicle on Application for Certificate of Title

810-5-6-.01 Issuance and Records – Abbreviations Used in Data Entry

810-5-17-.01 Application for Salvage Certificate of Title (Form MVT 41-1)

810-5-19-.04 Security Interest – Motor Homes

810-5-26-.01 Powers of the Department – Application for Alabama Vehicle Identification Number and Supporting Documents

810-5-26-.02 Powers of the Department – Revocation and Denial of Authority to Act as Designated Agent of the Department

810-5-31-.01 Schedule of Fees and Commissions – Remittance of Fees by Personal Checks or Company Checks of Designated Agents

810-5-41-.05 Salvage – Determining Fair Retail Values for Total Loss Vehicles

810-5-50-.32 Report of Unclaimed Vehicle – Where Vehicle Unclaimed for Longer than Thirty (30) Days (Form MVT 38-1)

810-3-35.1-.03 Carryforward of Net Operating Losses for Corporations Filing Alabama Consolidated Returns

Effective Nov. 26, 2010:

Amended:

810-5-1-.232 United States Armed Forces Retired Distinctive License Plates

810-5-1-.468 Refunds of Motor Vehicle Registration Fees

Repealed:

810-14-1-.23 Refunds of Motor Vehicle Registration Fees

810-5-1-.483.01 Exclusion – Utility Trailers

810-5-1-.220 Medal of Honor Winners and Prisoners of War Distinctive Tags, Replacement of

Effective Nov. 30, 2010:

Repealed:

810-5-4-.02 Designated Agents – Applications for Certificate of Title

810-5-4-.03 Collection of Designated Agent Fee for Applications for Title Prepared by the Department

810-5-4-.04 Designated Agents – Time Frame for the Delivery of Title Applicants to the Department

810-5-5-.05 Application for First Certificate of Title – Certified Manufacturer’s Statement of Origin Necessary with Application

810-5-5-.06 Application for Certificate of Title – Vehicle Identification Number on Application and Supporting Documents

810-5-5-.08 Application for First Certificate of Title – Outstanding, Out-of-State,

Surrendered Title Required as Supporting Document

810-5-7-.01 Use of Duplicate Copy of Application as Permit to Operate Motor Vehicle

810-5-19-.05 Security Interest – Perfection on Motor Vehicles Excluded from Department Records

810-5-27-.01 Hearings – Aggrieved Persons

810-5-26-.03 Powers of the Department – Retention of Microfilm Certificate of Title Records

810-5-41-.02 Salvage – Owner’s Responsibility on Insurance Settlement

810-5-41-.03 Salvage – Responsibility of Insurance Company on Total Loss Payment

810-5-1 -.222 Distinctive License Plates Issued to the Licensee Not Transferable Unless Plate is Qualified Distinctive Type

810-5-1-.229.01 Law Enforcement to Confiscate License Plates Reported as Lost or Stolen

810-5-1-.457 Application for Replacement Credentials

Amended:

810-5-1-.229 Replacement License Plates and Decals

810-5-1-.236 God Bless America Distinctive License Plates

Effective Feb. 10, 2011

Amended:

810-5-1-.218 Disabled Veteran License Plates

810-5-1-.471 Alabama Registration Reciprocity Agreements

810-5-1-.485 Implementation of the Federal Driver’s Privacy Protection Act (DPPA)

810-5-75-.31.02 Abandoned Motor Vehicle Record Request (Form MVT 32-13)

810-5-75-.52 Designated Agent – Dealer, Financial Institution and Pawnshop Appointments

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Alabama Individual Income Tax Filing Update

The end of January marked the official start of the 2011 individual income tax season as W-2s, 1099s, and other financial statements were distributed to taxpayers for use in preparing their Alabama tax returns.

To assist taxpayers in meeting their Alabama tax filing requirements, the Alabama Department of Revenue (ADOR) offers the following tax filing tips and reminders.

Filing Deadline Date Same as Federal – Moved to Monday, April 18, 2011

Alabama taxpayers will have until Monday, April 18, 2011, to file their 2010 Alabama return and pay any additional Alabama tax due. The ADOR will follow the federal filing and payment deadline date for 2010 returns. The April 18, 2011, deadline will apply to the following:

- 2010 Alabama individual income tax returns
- Individual estimated tax returns and payments for the first quarter of tax year 2011 (Form 40ES)
- Any other Alabama income, corporate estimate, financial institution excise, or business privilege tax returns, administered by the ADOR having an April 15, 2011, filing and payment deadline date.

Alabama 2010 tax year returns filed under extension will be due Oct. 17, 2011.

Important Information for Taxpayers Who Itemize – IRS Will Start Processing Returns Feb. 14; ADOR Will Follow

The Internal Revenue Service (IRS) recently announced that certain taxpayers who itemize deductions on federal Form 1040 Schedule A will need to wait until Feb. 14 to file their federal return and Schedule A. The IRS needed the extra time to update its processing systems to accommodate the tax law changes without disrupting other operations tied to the filing season. The delay followed the Dec. 17 enactment of the Tax Relief, Unemployment Insurance Reauthorization, and Job Creation Act of 2010, which extended a number of expiring

federal tax deductions. The federal filing delay, in turn, affects the state filing of certain Alabama returns. The federal tax deduction amount shown on the Alabama return cannot be calculated for some taxpayers until their federal returns are completed. In the interim, the ADOR, along with the IRS, encourages affected Alabama taxpayers to begin work on their returns, but not submit their returns until Feb. 14, the target date the IRS processing systems should be ready. More information regarding the recently enacted federal changes and the Feb. 14 target date is available at www.irs.gov.

Depreciation Changes for Tax Year 2010

Tax Relief, Unemployment Insurance Reauthorization and Jobs Creation Act of 2010: Alabama will follow the increased deduction allowed under the recently-enacted Tax Relief, Unemployment Insurance Reauthorization and Jobs Creation Act of 2010, which amends Section 168(k) of the *Internal Revenue Code*. Section 168(k) provides that qualifying assets acquired after Sept. 8, 2010, through Dec. 31, 2011, will have a 100 percent bonus depreciation.

Small Business Jobs Act of 2010: Alabama is following the increased deductions allowed by the Small Business Jobs Act of 2010, which amends Section 179 and Section 168 of the *Internal Revenue Code*.

More information regarding Alabama's treatment of depreciation is available at www.revenue.alabama.gov. See Current Issues under the Practitioner's Corner.

Small Business Health Insurance Premiums

Qualifying employers can deduct an additional 50 percent of the amount paid as health insurance premiums on qualifying employees in connection with an employer-provided health insurance plan. Qualifying employers have less than 25 employees. Qualified employees are Alabama residents

who earn no more than \$50,000 of wages and report no more than \$75,000 in adjusted gross income. Income threshold is limited to \$150,000, if married filing jointly. Sole proprietors claim this deduction on the Form Schedule C under "other expenses." Pass-through-entities claim this deduction on the Alabama partnership return Schedule K. The amount is then distributed to the partners or shareholders on the Schedule K-1. More information on the Small Business Health Insurance Premiums deduction is available at www.revenue.alabama.gov. See Current Issues under the Practitioner's Corner.

Reemployment Act of 2010 (effective for tax years 2011 and 2012)

The Reemployment Act of 2010 provides an income tax deduction to employers who hire individuals collecting unemployment or whose unemployment benefits have expired. Employers will receive an income tax deduction up to 50 percent of the gross wages paid to each individual hired from these categories who remains with the employer for 12 consecutive months. The deduction is limited, depending on the wage rates paid to employees. It is effective for tax years 2011 and 2012 for employees hired during 2010 and 2011, respectively.

Taxpayers Affected by the Gulf Oil Spill

The ADOR encourages Alabama taxpayers affected by the oil spill to review their tax situation or talk with their tax preparer about the implications of payments or compensations from the oil spill. Every person can have unique financial circumstances. Payments made by British Petroleum (BP) for damages sustained due to loss of income are taxable and must be included on the Alabama income tax return. Payments made by BP for damages sustained due to loss of property value are not taxable. More information is available at www.revenue.alabama.gov. See Current Is-

sues under the Practitioner's Corner.

Consider E-file

More than 1.3 million Alabamians electronically filed their tax returns last year. E-file is a safe, secure method of filing one's tax return and guarantees a quicker turnaround time on refund processing than traditional paper returns. Further, taxpayers who meet certain eligibility requirements may be able to e-file their state and federal returns free-of-charge. For more information concerning eligibility requirements and a listing of online service providers offering free filing programs, visit the department's Web site at www.revenue.alabama.gov or the I.R.S. site at www.irs.gov.

Review your return

Before mailing or electronically filing, be sure to review all the information on your return one more time. Errors will delay the processing of your return.

Consumer Use Tax

Taxpayers who purchased items online or through catalog or telephone mail-order sales during 2010 and did not pay any sales or use tax to the out-of-state retailer should report and pay the Alabama consumer use tax due when filing their 2010 Alabama returns.

Choose Your Preparer Carefully

The ADOR cautions taxpayers to be wary of claims by preparers offering larger refunds than other preparers. Take time to check out the preparer's credentials.

While most preparers provide excellent service to their clients, it is important to be aware that even if someone else prepares the return, the taxpayer is ultimately responsible for all of the information reported on his or her return. The department urges taxpayers to never sign a blank return and always review the return before signing it. Question any item shown on the return that you do not understand.

Owe Additional Taxes?

The ADOR offers taxpayers a variety of electronic payment options – from E-check

to credit card payment options. More information is available at www.revenue.alabama.gov. See [Electronic Services](#).

Estimated Tax Reminder

April 18, 2011, also marks another important date on the tax calendar for individuals – the start of the 2011 tax-filing period for individuals who are required to file quarterly estimated income tax reports and payments. Self-employed individuals are required to report and pay estimated income tax on a quarterly basis, based on the current maximum individual rate of five percent. In addition, individuals who receive taxable income from income sources other than wages or salaries on which no tax has been withheld are also required to report and pay estimated tax on a quarterly basis, if the taxable income received exceeds certain amounts. The estimated tax filing and payment threshold for individuals is set at \$500 in tax liability annually. Examples of such taxable income would include interest income or capital gains distributions. The reporting and payment dates for individuals are April 15, June 15, Sept. 15, and Jan. 15 of the following year.

Where's My Refund?

If you file an accurate 2010 refund return, the ADOR advises that you can expect to have your refund approved by the ADOR and issued by the state within 15 weeks from the date the return is received.

To check on the processing status of your refund return, go to "Where's My Refund" at www.revenue.alabama.gov or call the Refund Hotline at 1.800.558.3912. Please allow at least four weeks after you electronically file or mail your Alabama refund return before using the automated systems.

Last year the ADOR processed over 1.8 million individual income tax returns and approved over 1.2 million individual income tax refunds for issuance to taxpayers, totaling \$625 million.

You can receive your state refund by either paper check or direct deposit. Last year, 621,752 Alabama taxpayers opted to have their state income tax refunds direct-deposited into their accounts. Check out

the benefits of direct deposit. It is an easy and secure way to receive your tax refund.

Alabama Tax Assistance

The ADOR is committed to providing quality customer service to taxpayers. Assistance is available at taxpayers' convenience through the department's Web site at www.revenue.alabama.gov or by calling 334.242.1000. The ADOR also operates nine Taxpayer Service Centers located across the state for walk-in assistance. For a listing of ADOR Taxpayer Service Center locations, visit www.revenue.alabama.gov. See [About Us](#).

Administrative Rules

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810-5-75-.57 Application for Salvage Certificate of Title (Forms MVT 41-1 and MVT 41-1e)

Repealed:

810-5-1-.475 Registration Fees from International Plan Jurisdictions

Effective Feb. 15, 2011:

Amended:

810-5-1-.211 Motor Vehicle Registration Delinquency Penalty and Interest Charges

810-5-1-.215 Vintage Vehicle License Plates

810-5-75-.30 Title Procedure – First Title for a Rebuilt Vehicle

810-5-75-.48 Title Procedures – Defining "Junk," "Parts Only," and "Scrap" Vehicles and Requiring Notice

810-5-75-.61 Schedule of Fees and Commissions – Remittance of Fees

810-5-75-.67 Title Procedure – Manufactured Home Exemption from Titling and Cancellation

Repealed:

810-5-1-.242 Registration Procedures for Vehicles Registered under Section 40-12-297

Tax Calendar

Required Monthly Returns Tax Activity

10th • Medicaid-related tax return and payment due for nursing facilities.

- Tobacco use tax return and payment due.

15th • Gasoline information return due from carriers, transporters, and warehouses.

- Lubricating oils information return due from carriers, transporters, and warehouses.
- Motor carrier mileage tax return and payment due.
- Oil and gas production tax and privilege tax return and payment due two months following month of production.
- Withholding return and payment due from those employers required to remit on a monthly basis.*

20th • Aviation fuel tax return and payment due.

- Coal severance tax return and payment due.
- Coal transporters' and purchasers' returns due.
- Contractors' gross receipts tax return and payment due.
- Gasoline tax return and payment due.
- Iron ore severance tax return and payment due.
- Local solid minerals tax returns and payments due.
- Lodgings tax return and payment due.
- Lubricating oils tax return and payment due.
- Medicaid tax return and payment due from pharmaceutical service providers.
- Mobile telecommunications tax return and payment due.
- Motor fuel tax return and payment due.
- Natural minerals severance tax return and payment due.
- Pari-mutuel pool tax return and payment due.
- Rental or leasing tax return and payment due.
- Sales tax (state and local) return and payment due.
- Scrap Tire Environmental Fee due.
- Tobacco tax (state and county) return and payment due.
- Underground and aboveground storage tank trust fund charge due.
- Use tax return and payment due.
- Utility gross receipts tax return and payment due.

30th • Hazardous waste fee return and payment due.

Last day

of month • State horse wagering fee return and payment due.

Quarterly/Annual Tax Activity

(March, April, May 2011)

March

- 1** • Freight line equipment return due.
- Public utility property tax return delinquent after this date.

15 • Corporate income tax return and information return due (for calendar-year taxpayers).

- Business Privilege Tax return (Form PSA) due for corporations.

April

- 1** • Annual Dry Cleaning Trust Fund Fee return and payment due by wholesalers of dry cleaning agents.
- Quarterly Dry Cleaning Trust Fund Fee return and payment due.
- Utility license (2.2%) third quarterly payment due.

15* • First installment of estimated personal income tax due.

- Financial institutions' excise tax return and payment due.
- Business privilege tax return (Form PSA) due for limited liability entities.
- First installment of estimated corporate income tax due (for calendar-year taxpayers).

NOTE: Other fiscal-period taxpayers pay their corporate estimated tax on the 15th day of the fourth, sixth,

ninth and twelfth months of their tax year and file their return on the 15th day of the third month following the close of their tax year.

- Partnership income tax return due.

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Alabama 2010 tax year returns filed under extension will be due Oct. 17, 2011.

20 ● Quarterly sales tax return and payment due.

- Quarterly use tax return and payment due.
- Quarterly rental or leasing tax return and payment due.
- Quarterly Solid Waste Disposal Fee return and payment due.

30 ● Quarterly forest products' severance tax return and payment due.

- Quarterly withholding return and payment due from employer.
- Quarterly payroll fee and return due.
- Quarterly IFTA tax return and payment due.

Requests for Composite Return Payment Relief

The ADOR has received numerous inquiries regarding taxpayer relief from the pass-through entity composite return payment requirement. The ADOR, in Reg. 810-3-24.2-.01, provides relief from the composite payment requirement for tax-exempt entities, certain affordable rental housing developments, and publicly traded partnerships.

For the 2010 tax year (2011 filing season), the department is not granting relief under other, more common circumstances. For example, no relief is granted to a partnership with non-resident partners who expect to have losses / expenses from another source that may offset the partner's share of partnership income. The department will consider expanding relief from the composite return payment requirement for the 2011 tax year (2012 filing season).

Farmers' Gasoline Tax Refund Deadline March 31

The Alabama Department of Revenue (ADOR) reminds Alabama farmers that March 31, 2011, is the deadline date for filing their 2010 state fuel tax refund claims with the ADOR.

The refund claims are based on portions of the state excise tax paid by farmers on gasoline and "clear" motor fuel used in tractors or any auxiliary engines attached to tractors during 2010 for agricultural purposes. The refund rate is 11 cents per gallon for gasoline and "clear" motor fuel.

The refund provision also allows Alabama farmers transporting biomass to electricity-generating facilities to receive a fuel tax refund up to \$1,000.

Farmers who have previously filed refund claims with the ADOR were mailed forms in January. Any individual qualifying for a refund may obtain a claim form by writing to the following address: Alabama Department of Revenue, Sales, Use and Business Tax Division, Motor Fuels Section, Post Office Box 327540, Montgomery, AL 36132-7540, or telephone (334) 242-9608.

For more information on the fuel tax refund, farmers may contact the department's Motor Fuels Section at (334) 242-9608, or email Steve.Dubose@revenue.alabama.gov.