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Purchaser Use Tax Issues—Reliance on State-Published Information

OPTION 1 – Penalty Relief

A. A member state shall relieve purchasers from liability for penalty to the member state and its local jurisdictions for having failed to pay the correct amount of sales or use tax resulting from its seller or CSP relying on erroneous data provided by a member state on tax rates, boundaries, taxing jurisdiction assignments, or in the taxability matrix completed by the member state pursuant to Section 328.

B. For purposes of this section, the term “penalty” means an addition to tax and interest that is imposed for noncompliance that is not fraudulent, willful, or intentional.

OPTION 2 – Penalty Relief and Optional Interest Relief

A. A member state shall relieve purchasers from liability for penalty to the member state and its local jurisdictions for having failed to pay the correct amount of sales or use tax resulting from its seller or CSP relying on erroneous data provided by a member state on tax rates, boundaries, taxing jurisdiction assignments, or in the taxability matrix completed by the member state pursuant to Section 328. While a member state shall not be required, it shall be encouraged to relieve purchasers from liability for interest to the member state and its local jurisdictions for having failed to pay the correct amount of sales or use tax resulting from its seller or CSP relying on erroneous data provided by a member state on tax rates, boundaries, taxing jurisdiction assignments, or in the taxability matrix completed by the member state pursuant to Section 328.

B. For purposes of this section, the term “penalty” means an addition to tax and interest that is imposed for noncompliance that is not fraudulent, willful, or intentional.

OPTION 3 – Penalty Relief and Optional Tax and Interest Relief

A. A member state shall relieve purchasers from liability for penalty to the member state and its local jurisdictions for having failed to pay the correct amount of sales or use tax resulting from its seller or CSP relying on erroneous data provided by a member state on

tax rates, boundaries, taxing jurisdiction assignments, or in the taxability matrix completed by the member state pursuant to Section 328. While a member state shall not be required, it shall be encouraged to relieve purchasers from liability for tax and interest to the member state and its local jurisdictions for having failed to pay the correct amount of sales or use tax resulting from its seller or CSP relying on erroneous data provided by a member state on tax rates, boundaries, taxing jurisdiction assignments, or in the taxability matrix completed by the member state pursuant to Section 328.

B. For purposes of this section, the term “penalty” means an addition to tax and interest that is imposed for noncompliance that is not fraudulent, willful, or intentional.

OPTION 4 – Penalty and Interest Relief

A. A member state shall relieve purchasers from liability for penalty and interest to the member state and its local jurisdictions for having failed to pay the correct amount of sales or use tax resulting from its seller or CSP relying on erroneous data provided by a member state on tax rates, boundaries, taxing jurisdiction assignments, or in the taxability matrix completed by the member state pursuant to Section 328.

B. For purposes of this section, the term “penalty” means an addition to tax and interest that is imposed for noncompliance that is not fraudulent, willful, or intentional.

OPTION 5 – Penalty and Interest Relief and Optional Tax Relief

A. A member state shall relieve purchasers from liability for penalty and interest to the member state and its local jurisdictions for having failed to pay the correct amount of sales or use tax resulting from its seller or CSP relying on erroneous data provided by a member state on tax rates, boundaries, taxing jurisdiction assignments, or in the taxability matrix completed by the member state pursuant to Section 328. While a member state shall not be required, it shall be encouraged to relieve purchasers from liability for tax to the member state and its local jurisdictions for having failed to pay the correct amount of sales or use tax resulting from its seller or CSP relying on erroneous data provided by a member state on tax rates, boundaries, taxing jurisdiction assignments, or in the taxability matrix completed by the member state pursuant to Section 328.

B. For purposes of this section, the term “penalty” means an addition to tax and interest that is imposed for noncompliance that is not fraudulent, willful, or intentional.