



Liability Relief to Sellers

Liability relief is available to sellers under the following circumstances:

A. Sec 304 of the SSUTA:

Each member state failing to provide for at least thirty days between the enactment of the statute providing for a rate change and the effective date of such rate change shall relieve the seller of liability for failing to collect tax at the new rate if:

- 1) The seller collected tax at the immediately preceding effective rate; and
- 2) The seller's failure to collect at the newly effective rate does not extend beyond thirty days after the date of enactment of the new rate.

B. Sec 306 of the SSUTA:

Incorrect tax charged as a result of a member state supplying "bad information as to the rates, boundaries, or taxing jurisdictions" assignments.

C. Sec 317 of the SSUTA:

If the Seller has ongoing business with purchaser for over a year and has been presented a blanket exemption certificate with all appropriate data elements filled in.

D. Sec 328 of the SSUTA

If Seller has charged and collected the incorrect amount of sales or use tax resulting from the seller or CSP relying on the erroneous data provided by the member state in the taxability matrix.

E. Sec 502 of the SSUTA

If the matrix and extended matrix was certified by the State to be accurate then the CSP is not liable for a period of time.

F. CSP Contract Section E-4

If a seller fails to deliver tax monies to the CSP and the CSP "timely notifies the Member and Associate Member States, the "CSP receives relief from any liability to the Member and Associate Member States. The liability for the unpaid taxes reverts to the Seller.