

IDAHO FUEL DISTRIBUTOR LICENSE APPLICATION

<p>IDAHO STATE TAX COMMISSION 800 PARK BOULEVARD, PLAZA IV P.O. BOX 36 BOISE, IDAHO 83722</p>	
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1. Federal employer identification number		2. Social security number	
3. Legal business name (See instructions.)		4. Doing business as (DBA) name	
5. Type of business ___ Sole Proprietorship ___ Partnership ___ S Corporation ___ Corporation ___ Limited Liability Corporation ___ Nonprofit ___ Government ___ Fiduciary ___ Limited Liability Partnership			
6. Date incorporated	7. State incorporated in	8. Tax year end	9. Date business began
10. Purpose of application ___ New business ___ Change in business name ___ Change in partners ___% ___ Reregistration ___ Change in business type			
11. Mailing address	Street or PO Box	City	State Zip Code
12. Location of business	Street address	City	State Zip Code
13. Mailing address for report forms	Street or PO Box	City	State Zip Code
14. Contact person		15. Telephone number ()	
16. Date you began or will begin selling or importing fuel into Idaho			
17. List all jurisdictions in which purchases or sales of fuel will take place.			
18. Provide a brief description of your operations within Idaho and other jurisdictions.			
19. Did you previously have a Withholding, Sales, Use, or Fuel tax permit with Idaho? <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, list all such numbers.			
20. Did you acquire an existing business? <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, list the previous business and owner's name.			

21. List (a) owner, spouse, (b) partners, or (c) corporate officers. (Use additional sheet if necessary.)

Name	Home Address	Social Security Number	Corporate Title	% of Ownership	Director?

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22. List the names and locations of all retail facilities, card/keylocks, bulk plants, and other fuel sales/storage facilities operated, or proposed to be operated, by the applicant. Attach separate sheet for additional locations, if necessary.

Name	Location

23. Estimate the number of gallons of fuel you will sell in Idaho and the gallons of fuel you will export each month:

Gallons sold in Idaho

Gallons exported from Idaho

_____ Gasoline _____ Diesel _____ Other (type): _____	_____ Gasoline _____ Diesel _____ Other (type): _____
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24. Has the applicant, its owner(s), partners, principal stockholders, or corporate officers:
- a. Been convicted of fraud, tax evasion, or a violation of the laws governing the reporting and payment of fees or taxes for petroleum products, in the past five (5) years? Yes No If yes, attach explanation.
 - b. Been convicted of any felony or been granted a withheld judgment following an adjudication of guilt of a felony, in the past five (5) years? Yes No If yes, attach explanation.
 - c. Formerly held a fuel tax license or permit in any jurisdiction which was revoked for cause, in the past five (5) years? Yes No If yes, attach explanation.
 - d. Have any fuel tax liabilities that are past due with any jurisdiction? Yes No If yes, attach explanation; list jurisdiction(s), the amount, and reason for the liability.

25. If you are granted this license, do you expect to:
- a. Export fuel from Idaho? Yes No If yes, to which jurisdictions? _____
 - b. Import fuel into Idaho? Yes No If yes, from which jurisdictions? _____
 - c. Take ownership of the fuel at an Idaho terminal? Yes No
 - d. Sell fuel to other Idaho licensed distributors? Yes No
 - e. Sell fuel to nonlicensed resellers within Idaho? Yes No
 - f. Deal in dyed petroleum products? Yes No
 - g. Make deliveries of home heating fuel? Yes No
 - h. Blend gasoline or diesel fuel with ethanol or other alcohol? Yes No
 - i. Blend gasoline or diesel fuel with other petroleum products? Yes No
 - j. Blend diesel fuel with agricultural products or the waste of such products? Yes No

CERTIFICATION: I certify that I am authorized as an owner, partner, corporate officer or representative to sign this document and that the statements made are correct to the best of my knowledge. (This form must also be signed by the spouse of a sole proprietor.)

Signature _____ Date _____ Signature _____ Date _____

INSTRUCTIONS FOR FORM IBR-3

1. List your federal employer identification number (EIN). You must have an EIN unless your business is a sole proprietorship (owned by an individual) with no employees. If you are not required to have an EIN, leave this box blank.
2. If your business is a sole proprietorship, enter your Social Security Number (SSN).
3. List the legal name of the business. If the business is owned by an individual, the legal name is the owner's name.
4. List the name that the firm does business as (dba), if different from the legal business name. (Example: Legal name Thomas Jones - dba Jones Fuel Stop.)
5. Mark the item that describes the type of business entity making application.
6. If the business entity is a corporation, enter the date it was incorporated.
7. If the business entity is a corporation, list the state in which it was incorporated.
8. If the business files income tax returns on a calendar year basis, enter December. If the business files income tax returns on a fiscal year basis, enter the month the fiscal year ends.
9. Enter the date your business began.
10. Mark the item(s) that best describe(s) your purpose in filing this form. If there is a change in partners or shareholders, list the percentage of ownership change.
11. List the mailing address of the business.
12. List the business' physical location in Idaho. (A post office box is not a physical location.)
13. If you wish to have the report forms mailed to an address different from the one listed on line 11, (such as your accountant's address), list that address here.
14. List the person we should contact if we have questions.
15. List the telephone number of the contact person listed on line 14.
16. List the date the business made or will make its first sale, purchase, or delivery in Idaho.
17. List all jurisdictions in which purchases or sales of fuel will take place.
18. Provide a brief description of your operations within Idaho and other jurisdictions.
19. Did you previously have a Withholding, Sales, Use, or Fuels tax permit with Idaho? If yes, list all such account numbers.
20. If you purchased or took over an existing business, list the previous business name and the owner's name.
21. List the appropriate information:
 - a. If you marked sole proprietorship on line 5, list the individual and the individual's spouse's name, address and social security number.
 - b. If you marked Partnership or Limited Liability Partnership on line 5, list each partner's name, address, and social security number, or federal EIN if the partner is an entity other than an individual. If there are more than four partners, attach an additional page.
 - c. If you marked S Corporation, Limited Liability Corporation, Corporation, or Nonprofit on line 5, list each officer's name, address, social security number, corporate title and percentage of ownership. Indicate by writing "yes" or "no" if the officer is on the board of directors (if there is a board of directors). If there are more than four officers, attach an additional page.
- 22 through 25: Instructions are listed in each section.

Definition: *Jurisdiction* means a state of the United States, the District of Columbia or a province or territory of Canada.

NOTE: *This application must be accompanied by the following items:*

- A. *A surety bond or approved securities in an amount equal to the taxes accruing during a 60-day period, minimum \$1,000.*

Bond types include:

Surety Bond - To set up a surety bond, contact your insurance company; a bond form is enclosed.

Certificate of Deposit (CD) - You may obtain a CD through an Idaho banking institution. It will accrue interest in your behalf. Contact the Tax Commission for a special form.

Cash Bond - A cash bond is a check you make out to the Idaho State Tax Commission as a fuel tax bond. It will not accrue interest.

Irrevocable Letter of Credit (ILC) - Contact your Idaho banking institution and the Tax Commission for details.

- B. *In the case of a foreign corporation, a certified copy of the Certificate of Authority to do business in Idaho, issued by the Idaho Secretary of State.*

If you have questions regarding licensing and bonding, please contact the Idaho State Tax Commission at (208) 334-7701.

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This application must be signed by someone who has the authority to give consent for the applicant to be sued in Idaho courts. If the applicant is a state, local or tribal government entity, this application must be accompanied by a separate authorization from the governing authority of the entity. That authorization must waive sovereign immunity the entity may otherwise use against any action to enforce Idaho motor fuels tax laws in state court. It must also describe how the person who signs the application has the authority to bind the applicant.

This application constitutes an irrevocable submission to the jurisdiction of Idaho state courts, and the waiver of any sovereign immunity that may otherwise be asserted, as to all disputes related to the enforcement of Title 63, Chapter 24 of the Idaho Code.

Signature	Title	Date
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