



Tax Information Publication

TIP

No: 17A01-13

Date Issued:
December 11, 2017

Resale of Admissions to an Exempt Entity

Sales of admissions are subject to sales and use tax. When admissions are resold at a price higher than the original sales price, the selling dealer must collect tax on the higher price and may take a credit for the tax previously paid. Admissions purchased by an exempt entity for exempt purposes are not subject to sales tax when the entity provides a copy of a valid *Consumer's Certificate of Exemption* (Form DR-14) to the selling dealer.

Beginning January 1, 2018, changes to Florida Law allow a selling dealer to claim a credit or seek a refund **from the Department of Revenue** for the amount of tax it paid on its purchase of an admission when the dealer resells the admission to an exempt entity that does not resell the admission. When the purchaser and selling dealer are members of the same controlled group of corporations for federal income tax purposes, the reseller may seek a credit or refund for the amount of tax it paid on its purchase **from the selling dealer**. The related purchaser must provide the related selling dealer proof of the purchaser's exempt status.

The selling dealer should obtain and keep:

- a copy of proof of the purchaser's exempt status (e.g., *Consumer's Certificate of Exemption*), and
- proof of tax paid for the original purchase of the resold admission.

A dealer entitled to a credit or refund, may claim the credit on Line 6 of the *Sales and Use Tax Return* (Form DR-15) or file an *Application for Refund - Sales and Use Tax* (Form DR-26S). When submitting the refund application, the dealer must provide a copy of the exempt entity's *Consumer's Certificate of Exemption* or other proof of the entity's exempt status, along with a copy of the ticket, invoice, or other document that verifies the tax paid on the admission.

References: Chapter 2017-36, Laws of Florida; Section 212.04, Florida Statutes

For More Information

This document is intended to alert you to the requirements contained in Florida laws and administrative rules. It does not by its own effect create rights or require compliance.

For forms and other information, visit the Department's website at floridarevenue.com or call Taxpayer Services at 850-488-6800, Monday through Friday (excluding holidays).

For a detailed written response to your questions, write the Florida Department of Revenue, Taxpayer Services MS 3-2000, 5050 West Tennessee Street, Tallahassee, FL 32399-0112.

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