

ATTENTION

If your organization is **RENEWING** its sales and use tax exemption certificate that expires September 30, 2017 then your organization must apply for the renewal of the sales and use tax exemption certificate. For more information visit www.marylandtaxes.gov

This Sales and Use Tax Exemption Certificate Application is for:

1. **FIRST TIME** sales and use exemption certificate filers or;
2. Organizations holding a card with expiration date of September 30, 2017 or earlier.
3. You must operate your organization out of a physical business location in Maryland, Delaware, Pennsylvania, Virginia, Washington, D.C. or West Virginia. Maryland law provides that you must be in Maryland or one of these adjacent jurisdictions to qualify.

NOTE: Other states **DO NOT** qualify and your application will be denied.

4. Please see **COMAR 03.06.01.22 Exempt Charitable or Nonprofit Organizations** for qualifying organizations. For this information visit www.marylandtaxes.gov

Important: This form is only for a nonprofit organization, if you are not a nonprofit organization and want to apply for a **resale certificate**, you must have a valid Maryland sales and use tax license.

To apply for one, you must complete and submit the Combined Registration Application on-line or by paper. For more information on the resale certificate and to obtain the CRA application visit www.marylandtaxes.gov or contact Taxpayer Service Division at (410) 260-7980 for assistance.

SCHEDULE A

- Generally, under Maryland law, if you apply for a Maryland sales and use tax exemption certificate as a religious, educational, or charitable organization, you must be qualified under Internal Revenue Code (IRC) § 501(c)(3). **Attach your organization's Internal Revenue Service issued IRC § 501(c)(3) determination letter.** (Do NOT send your FEIN letter, but a copy of your organization's IRS determination letter.)
- **Organizations Using Group Exemptions:** If you are covered under a group exemption, you **must attach** a copy of the Internal Revenue Service issued IRC § 501(c)(3) determination letter for your parent organization **and** a letter on letterhead from the holder of the group exemption that you are covered under that group number (the letter must be signed by an authorized officer of the parent organization) or current directory, such as the Catholic directory.
- **Veteran's Organizations:** Attach your Internal Revenue Service IRC § 501(c)(4) or IRC § 501(c)(19) letter.

SCHEDULE B

- Attach Articles of Incorporation or other organizing document and any amendments. Include all name change amendments, if any. All Articles of Incorporation must be signed. The Articles of Incorporation or Bylaws must contain a dissolution clause that provides for distribution of assets upon dissolution for exempt purposes conforming to IRS rules. Indicate the dissolution clause by tabbing or highlighting the section.

SCHEDULE C

- Attach Bylaws, Constitution, or other governing document and any amendments. These must be signed if signature block is provided. The Articles of Incorporation **or** Bylaws must contain a **dissolution clause** that provides for distribution of assets upon dissolution for exempt purposes conforming to IRS rules. Indicate the dissolution clause by tabbing or highlighting the section.

SCHEDULE D

- **For Organizations Physically Located in Maryland**
 - You may be required to register as a non-stock or religious organization and be in good standing with the Maryland State Department of Assessments and Taxation (SDAT), pursuant to Title 5 of the Corporations and Associations Article. If so, your application cannot be processed until you are in good standing. The standing of your organization may be confirmed on SDAT's online business database which can be accessed at:
<http://sdat.dat.maryland.gov/ucc-charter/Pages/CharterSearch/default.aspx>
You must attach a letter of good standing issued by SDAT or a printout from the SDAT online database indicating the organization is in good standing. Note the printout is free of charge.
- **For Organizations Physically Located in Delaware**
 - You **must attach** a current non-returnable copy of a certificate of good standing from the Delaware Division of Corporations.
- **For Organizations Physically Located in Pennsylvania**
 - You **must attach** a current non-returnable copy of a certificate of good standing from the Pennsylvania Department of State.
 - You **must attach** a current non-returnable copy of our organization's sales and use tax exemption certificate from Pennsylvania.
- **For Organizations Physically Located in Virginia**
 - You **must attach** a current non-returnable copy of a certificate of good standing from the Virginia State Corporation Commission.
 - You **must attach** a current non-returnable copy of your organization's sales and use tax exemption certificate from Virginia.
- **For Organizations Physically Located in West Virginia**
 - You **must attach** a current non-returnable copy of a certificate of good standing from the West Virginia Secretary of State.
 - You **must attach** a current non-returnable copy of your organization's sales and use tax exemption certificate from West Virginia.
- **For Organizations Physically Located in Washington, D.C.**
 - You **must attach** a current non-returnable copy of a certificate of good standing from the District of Columbia Department of Consumer and Regulatory Affairs.
 - You **must attach** a current non-returnable copy of your organization's sales and use tax exemption certificate from Washington, D.C.

SCHEDULE E

If your organization is a church that holds worship services or other religious organization that holds worship services, you must complete Schedule E.

- Submit a current copy of the rental/lease agreement and your latest worship bulletin for the location of your worship services if your physical address is not the worship location and you rent/lease a separate location. If you worship out of a personal residence, you **must attach** an agreement from your local county zoning board or county regulation which allows for a home church.

Instructions

Qualifying organizations must complete Maryland Sales and Use Tax Exemption Certificate Application (SUTEC Application) and attach the required documents to the corresponding schedules. The SUTEC Application and applicable schedules must be completed in their entirety for the application to be processed.

Generally, under Maryland law, if you apply for a Maryland Sales and Use Tax Exemption Certificate as a religious, educational, or charitable organization, you must be qualified under Internal Revenue Code (IRC) Section 501(c)(3). You also must operate your organization out of a physical business location in Maryland, Delaware, Pennsylvania, Virginia, Washington, D.C. or West Virginia. Maryland law provides that you must be in Maryland or one of these adjacent jurisdictions to qualify. Other states **DO NOT** qualify and your application will be denied.

Form SUTEC

All fields must be completed.

Enter the Federal Employer Identification Number (FEIN) of the applicant on line 1. A FEIN is required by: all corporations, LLCs, partnerships, nonprofit organizations, and sole proprietorships who pay wages to one or more employees. A sole proprietorship with no employees, other than self, is not required to have a FEIN. If you do not have a FEIN, one can be obtained by visiting the IRS at www.irs.gov.

For the purposes of completing line 5a, an **Authorized Officer** is a person formally empowered by a business entity to conduct business on its behalf, or a person who can act in an official capacity on behalf of the organization, such as an executive director, CEO, CFO, COO, president, secretary, treasurer, deacon, elder, pastor or any other officer specified by the rules of operation, Articles of Incorporation or Bylaws.

Schedule A:

Attach your organization's Internal Revenue Service issued IRC § 501(c)(3) determination letter. (Do NOT send your FEIN letter, but a copy of the IRS determination letter for your organization.)

Organizations Using Group Exemptions: If you are covered under a group exemption, you must attach a copy of the Internal Revenue Service issued IRC § 501(c)(3) determination letter for your parent organization **and** a letter on letterhead from the holder of the group exemption that you are covered under that group number (the letter must be signed by an authorized officer of the parent organization) or current directory, such as the Catholic directory.

Schedule B:

Attach Articles of Incorporation and any amendments. Include all name change amendments, if any. All Articles must be signed. The Articles of Incorporation **or** Bylaws must contain a dissolution clause that provides for distribution of assets upon dissolution for exempt purposes conforming to IRS rules. Indicate the dissolution clause by tabbing or highlighting the section.

Schedule C:

Attach Bylaws and any amendments. These must be signed if signature block is provided. The Articles of Incorporation **or** Bylaws must contain a dissolution clause that provides for distribution of assets upon dissolution for exempt purposes conforming to IRS rules. Indicate the dissolution clause by tabbing or highlighting the section.

Schedule D:

- For organizations physically located in Maryland, you may be required to register as a non-stock or religious organization and be in good standing with the Maryland State Department of Assessments and Taxation (SDAT), under Title 5 of the Corporations and Associations Article. Your application will not be processed until you are in good standing.
- For organizations physically located in Delaware, you must attach a certificate of good standing to the Delaware Division of Corporations.
- For organizations physically located in Pennsylvania, Virginia, West Virginia, or Washington, D.C., you must attach the sales and use tax exemption certificate from the home state of the organization and a letter of good standing from the home state of the organization.

Schedule E:

If your organization is a church or other religious organization that holds worship services, you must complete Schedule E. You must submit a current non-returnable copy of the rental/lease agreement for the location of the organization's worship services. If you worship out of a personal residence, you must attach an agreement from your local county zoning board or county regulation which allows for a home church.

Veterans' Organizations:

You must submit the completed SUTEC Application, Schedule A, and submit a certificate of good standing under Schedule D if the organization is registered with the Maryland Department of Assessments and Taxation.

More Information:

Contact 410-260-7980 with questions regarding the SUTEC Application. Allow six to eight weeks for the initial review of the application.

Note: If approved, you will receive your certificate by U.S. mail at the physical address on the application.

Mail SUTEC application to:

ATTN: Central Registration - SUTEC
Comptroller of Maryland
Revenue Administration Division
P.O. Box 549
Annapolis, MD 21404-549