Fairs, Festivals, and Other Special Events SalesTax Return - General Instructions

1. Who Should File: All persons and dealers selling at special events such as festivals, fairs, concerts and craft shows, who are subject to the tax levied under Chapter 2 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, as amended, are required to file a tax return monthly or quarterly. Returns are due on or before the 20th day of each month for the preceding calendar month or quarter. If the due date falls on a weekend or holiday, the return is due the next business day and becomes delinquent the next day thereafter.

2. U.S. NAICS Code: Louisiana Department of Revenue (LDR) is assigning business codes to sales tax accounts based upon the North American Industry Classification System (NAICS). If your Louisiana Revenue tax account currently does not have a NAICS code assigned to it, please include this information on your sales tax return. NAICS codes may be found on your federal corporate income tax return or on your Louisiana Workforce Commission account. NAICS codes may also be found on the U.S. Census Bureau's webpage at *www.census.gov*.

3. FEIN Numbers: LDR is now requiring a federal employer identification number for all sales tax accounts. Please enter this information in the appropriate place on the form. If you do not have a FEIN, enter your SSN.

4. Amended Return: If you file this return and later become aware of any changes, you must file Form R-20127, *Claim for Refund of Overpayment,* if you over reported. If you under reported, you must file a new Form, R-1029SE and only include the new gross taxable sales amount that was not reported on a previously filed Form R-1029SE or Form R-1029, *State of Louisiana Sales Tax Return.*

5. Dollar Amounts: All amounts on the return should be rounded to the nearest dollar and handprinted in the appropriate boxes.

6. Paid Preparer: If your return was prepared by a paid preparer, that person must also sign in the appropriate space, complete the information in the "Paid Preparer Use Only" box and enter his or her identification number in the space provided under the box. If the paid preparer has a PTIN, the PTIN must be provided; otherwise, the FEIN or LDR account number must be provided. If the paid preparer represents a firm, the firm's FEIN must be entered in the "Paid Preparer Use Only" box. The failure of a paid preparer to sign or provide an identification number will result in the assessment of the unidentified preparer penalty on the preparer. The penalty is $50 for each occurrence of failing to sign or failing to provide an identification number.

7. Before Mailing: Care should be exercised to ensure that: (a) the correct period is entered or shown in the appropriate area near the upper left-hand corner of the return; (b) the handprinted numerals in the boxes are clear and legible; (c) the return is signed and dated by the appropriate company official; (d) a payment for the exact amount of tax accompanies the return and that this payment amount is properly entered on Line 5 of the form; and (e) the return and payment are placed in the provided pre-addressed envelope, stamped, and mailed.

Sales Tax Return - Specific Instructions for Filing Periods Beginning August 2020

Line 1 – Gross sales of taxable tangible personal property and services is the total sales price for each individual item or article of tangible personal property sold at the fair, festival, or other special event indicated on the return. Only enter taxable sales sales on this line. All other sales, including exempt sales should be reported on Form R-1029.

Line 2 – Self- Explanatory

Line 3 – Multiply Line 1 by Line 2.

Line 4 – To compute vendor's compensation, multiply the amount shown on Line 9 by 0.944%. Beginning August 1, 2020, Act 27 of the 2020 First Extraordinary Session of the Louisiana Legislature provides the State of Louisiana vendor's compensation rate is 1.05% of the tax amount due. Act 15 of the First Extraordinary Session of the 2016 Louisiana Legislature imposes two restrictions on the State of Louisiana's vendor's compensation. Under one restriction, the sales tax imposed pursuant to LA R.S. 47:321.1 is not eligible for vendor's compensation. The 0.944% rate is the mathematical equivalent of 4 cents out of 4.45 cents (4/4.45) of the 1.05% vendor's compensation. The second restriction limits the State of Louisiana's vendor's compensation to $1,500 per Louisiana dealer per calendar month. This compensation is allowed only if the return is timely filed and paid. See Revenue Information Bulletin No. 20-015.

Vendor's compensation as provided by LA R.S. 47:306(A)(3)(a) is allowed only when the dealer remits all sales tax as shown due on the return. Partial vendor's compensation for a partial payment of sales tax due is not allowed.

NOTE – *A return becomes delinquent on the day after the due date as discussed in the General Instructions above. If the return and/or payment is received after the due date, interest, penalties, and late fees will be accessed. For failure to file a return on time, a penalty of 5 percent of the tax due accrues, if the delay in filing is not more than 30 days. An additional 5 percent penalty accrues for each additional 30 days or fraction thereof during which the failure to file continues, not to exceed a total of 25 percent. For failure to pay the tax in full by the date the return is required by law to be filed, regardless of any extension of time for filing the return, a penalty of 0.5 percent of the tax not paid accrues for each 30 days during which the failure to pay continues, not to exceed a total of 25 percent. Refer to the Interest Rate Schedule (R-1111) for monthly interest rates that apply. Form R-1111 is available on the Department's website at www.revenue.louisiana.gov. In addition to the delinquent penalties reported above, a taxpayer may also incur a negligence penalty under R.S. 47:1604.1 if circumstances indicate willful negligence or intentional disregard of rules and regulations. Also, an examination fee may be imposed in the event the Department is required to issue a billing notice necessitated by the filing or lack of filing of this return.*

Line 5 – Subtract Line 4 from Line 3. Make payment to: Louisiana Department of Revenue. You can file and pay your Louisiana Sales Tax at *www.revenue.louisiana.gov/latap*. You can also pay by credit card over the internet or by phone. Visit *www.officialpayments.com* or call 1-800-2PAYTAX (1-800-272-9829).

Visit our web site at *www.revenue.louisiana.gov* for tax, registration, and filing information. For additional assistance, call, visit or write:

Louisiana Department of Revenue
P.O. Box 3138
Baton Rouge, LA 70821-3138
(855) 307-3893

LaTAP
Louisiana Taxpayer Access Point
www.revenue.louisiana.gov/latap

You can also pay your Louisiana Sales Tax by credit card over the internet or by phone. Visit *www.officialpayments.com* or call 1-800-2PAYTAX (1-800-272-9829).

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