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**MARYLAND
FORM
202** **SALES AND USE TAX
RETURN**



222020099

July 2022 - June 2023

CHECK HERE IF:

NAME OR ADDRESS HAS CHANGED (attach completed Change of Name or Address Form)

FINAL RETURN (attach completed Form 202FR)

1. Check here if you are a marketplace facilitator.
2. Check here if you are a person that engages in the business of an out-of-state vendor and, in the previous calendar year:
- (1) You exceeded \$100,000 in gross sales of tangible personal property or taxable services delivered in the State; or
 - (2) You sold tangible personal property or taxable services for delivery into the State in 200 or more separate transactions.

Tax on Sales

3. Gross sales (Whole dollars only, taxable and non-taxable direct sales) ▶ 3.

4. Sales subject to 6% rate (Excluding digital products)... 4a. ▶ 4.

5. Sales subject to 6% rate (Digital products) 5a. ▶ 5.

6. Sales subject to 12% rate (ESDs, Tobacco Pipes) 6a. ▶ 6.

7. Sales subject to 60% rate (Vaping Liquid) 7a. ▶ 7.

8. Car and motorcycle rentals and peer-to-peer car sharing subject to 11.5% rate 8a. ▶ 8.

9. Truck rentals and peer-to-peer car sharing subject to 8% rate 9a. ▶ 9.

10. Add Lines 8 and 9 and enter the total tax due on short-term rentals ▶ 10.

11. Sales of alcoholic beverages subject to 9% rate. 11a. ▶ 11.

12. a. Add Lines 4, 5, 6, 7, 10, and 11 and enter the total on this line ▶ 12a.

b. Enter line 10 from Form 202F (see instructions). . . ▶ 12b.

Add lines 12a and 12b and enter the total 12.

13. If timely – enter discount (see instructions). Maximum \$500.00 13.

14. Tax Credit - Qualified Job Training. Enter amount (see instructions) ▶ 14.

15. Subtract Line 13 or 14 from Line 12 and enter the difference on this line 15.

Tax on Purchases

16. Taxable purchase subject to the 6% rate 16a. ▶ 16.

MARYLAND FORM 202 SALES AND USE TAX RETURN



222020199

- 17. Taxable purchases of truck rentals and peer-to-peer car sharing subject to the 8% rate.
18. Taxable purchase of alcoholic beverages subject to the 9% rate.
19. Taxable purchases of car and motorcycle rentals and peer-to-peer car sharing subject to the 11.5% rate.
20. Taxable purchases of ESDs and tobacco pipes subject to the 12% rate.
21. Taxable purchases of vaping liquid subject to the 60% rate.
22. Total tax on purchases. Add the totals from lines 16, 17, 18, 19, 20 and 21 and enter the total on this line.

Total Sales and Use Taxes

- 23. Total taxes due (add Lines 15 and 22). If the total is zero, see instructions.
24. Refund due (see instructions)
25. Subtract Line 24 from Line 23 and enter the difference on this line.
26. If late: a. Compute penalty at 10% of Line 25. b. Compute interest from the due date of the return (see instructions). Add Lines 26a and 26b and enter the total.
27. Sales and Use Tax balance due (add Lines 25 and 26)

Prepaid Wireless 9-1-1 Fee

- 28. a. Prepaid Wireless E 9-1-1 Fee (.60 per transaction)
b. Enter discount (see instructions)
c. Total E 9-1-1 Fee due
29. Total balance due (add Lines 27 and 28c)
30. Amount enclosed - Make payable to Comptroller of Maryland - SUT

Under penalties of perjury, I declare that I have examined this return and to the best of my knowledge and belief it is true, correct, and complete.

Taxpayer or Agent's signature

Date

Line 1 **Check the box** if you engage in the business of a marketplace facilitator. **If the box is checked you must complete Form 202F.** Marketplace facilitator means a person that (i) facilitates a retail sale by a marketplace seller by listing or advertising for sale in a marketplace tangible personal property; and (ii) regardless of whether the person receives compensation or other consideration in exchange for the person's services, directly or indirectly through agreements with third parties, collects payments from a buyer and transmits the payment to the marketplace seller. Marketplace facilitator does not include (i) a platform or forum that exclusively provides internet advertising services, including listing products for sale, if the platform or forum does not also engage, directly or indirectly, in collecting payment from a buyer and transmitting that payment to the vendor; (ii) a payment processor business appointed by a vendor to handle payment transactions from clients, including credit cards and debit cards, whose only activity with respect to marketplace sales is to handle transactions between two parties; (iii) a peer-to-peer car sharing program; or (iv) a delivery service company that delivers tangible personal property on behalf of a marketplace seller that is engaged in the business of a retail vendor and holds a certain license. Marketplace seller means a person that makes a retail sale or sale for use through a physical or electronic marketplace operated by a marketplace facilitator.

Line 2 **Check the box** if you are a person that engages in the business of an out-of-state vendor and in the prior calendar year either (1) exceeding \$100,000 in gross revenue from the sale of tangible personal property or taxable services delivered in the State; or (2) sold tangible personal property or taxable services for delivery into the State in 200 or more separate transactions. **If you are a marketplace facilitator and engage in the business of an out-of-state vendor with sales in the previous calendar year that exceed the listed threshold amounts, you should check both box 1 and box 2.**

Line 3 **Gross sales** Enter the total amount of all your taxable and non-taxable sales and rentals of tangible personal property and of your taxable services. These are your total direct sales. Do not include any facilitated sales or tax collected in this figure. Enter whole dollars only.

Line 4 **Sales subject to 6% rate**

In box 4a Enter the amount of sales that are subject to tax at the 6% rate.

Note: If the gross sales on Line 3 include sales of modular homes or gross receipts from vending machine sales; or if you are a marina which sells dyed diesel fuel; or if you are a hotel: see the applicable sales tax information at marylandtaxes.gov to determine the appropriate percentage of sales to use in computing the 6% tax. Do **not** include the amount of any sales of digital products and digital codes subject to the 6% rate in box 4a. Sales of digital products and digital code are reported separately in box 5a.

In box 4 Enter the actual amount of the sales and use tax you collected or should have collected on direct sales subject to the 6% tax rate, less any tax which you properly refunded to your customers for cancelled sales. Do not include sales and use tax collected for facilitated sales, which is reported on Form 202F.

Line 5 **Sales of digital products and digital code subject to 6% rate.**

In box 5a Enter the amount of sales of digital products that are subject to tax at the 6% rate. For information on what qualifies as a digital product, see Business Tax

Tip #29 Sales of Digital Products and Digital Code on marylandtaxes.gov.

In box 5 Enter the actual amount of the sales and use tax you collected or should have collected on direct sales of digital products subject to the 6% tax rate, less any tax which you properly refunded to your customers for cancelled sales. Do not include sales and use tax collected for facilitated sales of digital products, which is reported on Form 202F.

Line 6 **Sales of ESDs and tobacco pipes subject to 12% rate**

In box 6a Enter the amount of sales of electronic smoking devices (ESDs) and tobacco pipes that are subject to tax at the 12% rate. For more information see TT-78 Cigarette and OTP Tax Increase and Floor Tax and Electronic Smoking Devices (ESD) Sales Tax on marylandtaxes.gov.

In box 6 Enter the actual amount of the sales and use tax you collected or should have collected on direct sales of ESDs and tobacco pipes subject to the 12% tax rate, less any tax which you properly refunded to your customers for cancelled sales. Do not include sales and use tax collected for facilitated sales of ESDs and tobacco pipes which is reported on Form 202F.

Line 7 **Sales of vaping liquid subject to 60% rate**

In box 7a Enter the amount of sales of vaping liquid sold in a container that contains 5ml or less of vaping liquid that are subject to tax at the 60% rate. For more information, see TT-78 Cigarette and OTP Tax Increase and Floor Tax and Electronic Smoking Devices (ESD) Sales Tax on marylandtaxes.gov.

In box 7 Enter the actual amount of the sales and use tax you collected or should have collected on direct sales of vaping liquid sold in a container that contains 5ml or less of vaping liquid subject to the 60% tax rate, less any tax which you properly refunded to your customers for cancelled sales. Do not include sales and use tax collected for facilitated sales of vaping liquid in a container that contains less than 5ml of vaping liquid, which is reported on Form 202F.

Line 8 **Car and motorcycle rentals and peer-to-peer car sharing subject to 11.5% rate**

In box 8a Enter the amount of short-term car and motorcycle rentals and peer-to-peer car sharing subject to tax at the 11.5% rate. Peer-to-peer car sharing is subject to tax at the 11.5% rate if the vehicle (i.e., a passenger car, a multipurpose passenger vehicle, or a motorcycle) is part of a fleet of vehicles that includes more than 10 vehicles owned by the same person.

In box 8 Enter the actual amount of tax you collected or should have collected on your car and motorcycle rental and peer-to-peer car sharing receipts, less any tax which you properly refunded to your customers for canceled sales.

Line 9 **Truck rentals and peer-to-peer car sharing subject to 8% rate**

In box 9a Enter the amount of short-term truck rentals and peer-to-peer car sharing subject to 8% rate. Peer-to-peer car sharing is subject to tax at the 8% rate if it is not subject to tax at the 11.5% rate. See the instructions for Line 8.

In box 9 Enter the actual amount of tax you collected or should have collected on your truck rental and peer-to-peer car sharing receipts, less any taxes you properly refunded to your customers for canceled sales.

Line 10 **Tax Due on Short-Term Rentals** Enter the sum of

the tax shown in boxes 8 and 9.

Line 11 Sales of alcoholic beverages subject to 9% rate

In box 11a Enter the amount of sales of alcoholic beverages that are subject to tax at the 9% rate.

In box 11 Enter the actual amount of tax you collected or should have collected on the sales of alcoholic beverages, less any taxes you properly refunded to your customers for cancelled sales.

Line 12 In box 12a Add lines 4, 5, 6, 7, 10 and 11 and enter the total on this line.

In box 12b Enter amount shown on Line 10 from Form 202F.

In box 12 Add Lines 12a and 12b and enter the total on this line.

Line 13 Timely discount If Line 12 is \$6,000 or less, multiply that amount by .012. If Line 12 is greater than \$6,000, multiply that amount by .009 and add \$18.00. The discount may not exceed \$500 for each return. A vendor who files or is eligible to file a consolidated return is allowed a maximum discount not to exceed \$500 for all returns. A discount cannot be taken if the return is filed and paid after the due date.

Line 14 In lieu of timely discount on line 13, a vendor who is a qualified job training organization may claim a credit equal to 100% of their gross amount of sales and use tax required to remit.

A qualified vendor must meet the following criteria: (a) timely files a sales and use tax return or consolidated return, and; (b) the total credit amount claimed may not exceed \$100,000 for the calendar year, and; (c) must choose to waive the standard vendor credit calculated on line 13 in order to claim this increased credit, and; (d) must obtain, and attach to the return, a qualified job training organization certificate issued by the Maryland Department of Labor, and; (e) must be located in the State, and; (f) must be exempted from taxation under § 501(c)(3) of the Internal Revenue Code, and; (g) must conduct retail sales of donated items. For more information, visit marylandtaxes.gov.

Line 15 Subtract Line 13 or Line 14 (whichever is claimed).

Line 16 Purchases subject to 6% rate

In box 16a Enter the amount of purchases, rentals, or use of personal property, subject to the 6% rate. Also include purchases of digital products or digital codes subject to the 6% rate on this line.

In box 16 Enter the amount of tax due on your purchases, rentals, or use of personal property, and purchases, rentals, or use of digital products or digital codes, taxable to you at the 6% rate upon which the proper amount of Maryland tax has not been paid, including your purchases of merchandise for resale which you have converted to your own use.

Line 17 Purchases of truck rentals and peer-to-peer car sharing subject to 8% rate

In box 17a Enter the amount of your purchases of truck rentals and peer-to-peer car sharing, subject to the 8% rate. Peer-to-peer car sharing is subject to tax at the 8% rate if it is not subject to tax at the 11.5% rate. See the instructions for Line 19.

In box 17 Enter the amount of tax due on your purchases, rentals, or use of truck rentals and peer-to-peer-car sharing upon which the proper amount of Maryland tax has not been paid, including your purchases or rentals of truck rentals and peer-to-peer-car sharing for resale which you have converted

to your own use.

Line 18 Purchases of alcoholic beverages subject to 9% rate

In box 18a Enter the amount of purchases of alcoholic beverages subject to the 9% rate.

In box 18 Enter the amount of tax due on your purchases of alcoholic beverages taxable to you at the 9% rate upon which the proper amount of Maryland tax has not been paid, including your purchases of alcoholic beverages for resale which you have converted to your own use.

Line 19 Purchases of car and motorcycle rentals and peer to peer car sharing subject to 11.5% rate

In box 19a Enter the amount of your purchases of car and motorcycle rentals and peer to peer car sharing subject to the 11.5% rate. Peer-to-peer car sharing is subject to tax at the 11.5% rate if the vehicle (i.e., a passenger car, a multipurpose passenger vehicle, or a motorcycle) is part of a fleet of vehicles that includes more than 10 vehicles owned by the same person.

In box 19 Enter the amount of tax due on your purchases, rentals, or use of car and motorcycle rentals and peer-to-peer car sharing upon which the proper amount of Maryland tax has not been paid, including your purchases or rentals of car and motorcycle rentals and peer-to-peer car sharing for resale which you have converted to your own use.

Line 20 Purchases of electronic smoking devices and tobacco pipes subject to 12% rate

In box 20a Enter the amount of your purchases of ESDs and tobacco pipes subject to the 12% rate.

In box 20 Enter the amount of tax due on your purchases, rentals, or use of ESDs and tobacco pipes upon which the proper amount of Maryland tax has not been paid, including your purchases of ESDs or tobacco pipes for resale which you have converted to your own use.

Line 21 Purchases of vaping liquid subject to 60% rate

In box 21a Enter the amount of your purchases of vaping liquid in containers of 5ml or less subject to the 60% rate.

In box 21 Enter the amount of tax due on your purchases, rentals, or use of vaping liquid in containers of 5ml or less upon which the proper amount of Maryland tax has not been paid, including your purchases of vaping liquid in containers of 5ml or less for resale which you have converted to your own use.

Line 22 Total tax on purchases Add the totals from lines 16, 17, 18, 19, 20 and 21 and enter the total on this line.

Line 23 Total taxes due Add the amounts shown on Line 15 and Line 22 and enter the total on this line. **If the total is zero, do not mail this return. File by calling 410-260-7225 or file electronically.**

Line 24 Refund due If you are entitled to a refund of previously paid taxes of \$1,000 or less you may claim it on this line. If the refund exceeds \$1,000, you must pay the full amount due on Line 23 with this return and file a separate refund application, Form 205, available at marylandtaxes.gov. You may not claim an amount greater than the amount on Line 23; you may claim the excess amount on Line 24 of your next return or file a Form 205, Sales and Use Tax Refund Application.

Line 25 Subtract Line 24 from Line 23 and enter the difference on this line

Line 26 If late

In box 26a If this return with payment for taxes due is not filed by its due date, you must include a penalty of 10% of the tax due on Line 25 plus interest.

In box 26b Prior to January 1, 2023, interest is calculated at a rate of 0.7916% per month or fraction of a month of the amount on line 25. From January 1, 2023 through December 31, 2023, interest is calculated at a rate of 0.7500% per month or fraction of a month of the amount of line 25. Assistance in calculating interest is available through our Web site at marylandtaxes.gov or email your question to TAXHELP@marylandtaxes.gov. You may also call 1-800-638-2937 or from central Maryland 410-260-7980.

In box 26 Add lines 26a and 26b and enter the total on line 26.

Line 27 Sales and Use Tax balance due Add the amounts shown on Lines 25 and 26 and enter the total on this line.

Line 28 Prepaid Wireless E 9-1-1 Fee

Effective July 1, 2013, sellers of prepaid wireless telecommunications services are required to report and remit to the Comptroller all Prepaid Wireless E 9-1-1 Fees collected by the seller. For more information on the Prepaid Wireless E 9-1-1 Fee go to marylandtaxes.gov.

In box 28a Multiply each Prepaid Wireless E 9-1-1 retail transaction by .60 and enter the amount in this box.

In box 28b Multiply the amount from box 28a by .03 and enter the amount in this box.

In box 28c Subtract the amount on Line 28b from Line 28a and enter the amount in this box.

Line 29 Total balance due Add the amounts shown on Lines 27 Sales and Use Tax balance and 28c Total E 9-1-1 Fee due and enter the total on this line.

Line 30 Amount enclosed Enter the amount of check or money order enclosed. Make check or money order payable to **Comptroller of Maryland – SUT**.

Make checks payable and mail to:

Comptroller of Maryland - SUT
Revenue Administration Division
PO Box 17405
Baltimore, MD 21297-1405

Write CR (central registration) number on check using blue or black ink

REVISED AS OF 07/21/22