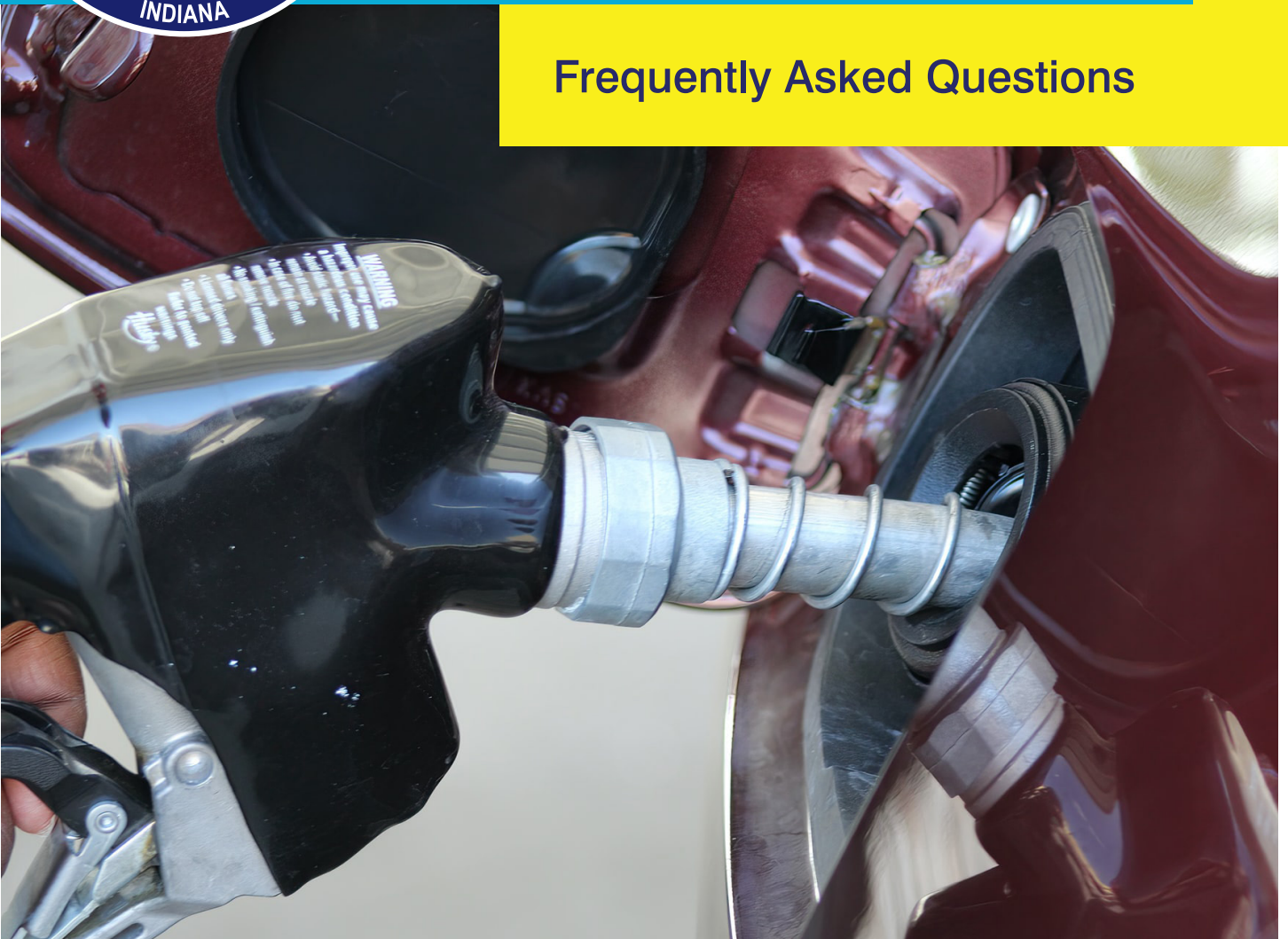




Gasoline Use Tax

Frequently Asked Questions



Revised July 2022

General FAQs

What is a distributor?

A distributor is the first purchaser of gasoline from a refiner, terminal operator, or supplier regardless of the purchase location.

What is a refiner?

A refiner manufactures or produces gasoline by any process involving substantially more than the blending of gasoline.

What is a terminal operator?

A terminal operator stores gasoline in tanks and equipment used in receiving and storing gasoline from pipelines pending bulk wholesale reshipment. A terminal operator may store gasoline at a boat terminal transfer that is a dock, a tank, or equipment contiguous to a dock or tank, including equipment used in unloading gasoline from a ship or barge, transferring the gasoline to a tank pending wholesale bulk reshipment.

What is a qualified distributor?

A qualified distributor is licensed under Indiana Code (IC) 6-6-1.1 and holds a valid Gasoline Use Tax permit issued under the Gasoline Use Tax code IC 6-2.5-3.5-17.

What is Gasoline Use Tax?

A Gasoline Use Tax on gasoline and gasohol fuels is considered the equivalent of the 7% sales tax that would be collected by a retail merchant and replaces the obligation of the retail merchant to collect the sales tax on the sale of gasoline.

When is Gasoline Use Tax collected?

The Gasoline Use Tax will be collected when a qualified distributor sells gasoline to a nonqualified distributor. The tax will not be collected when a qualified distributor sells to a qualified distributor or exports the gasoline to another state. The qualified distributor must collect and remit the tax from the nonqualified distributor to the Indiana Department of Revenue (DOR).

Where do I find more information about Gasoline Use Tax?

Information is available on DOR's [Gasoline Use Tax webpage](#). Customers may preview Form GT-103 and informational Form GT-103DR, Schedule 1: Receipts, and Schedule 2: Disbursements on the [Fuel Tax Forms webpage](#). Form GT-103 and Form GT-103DR must be filed electronically. This can be done via INTIME, DOR's e-services portal at intime.dor.in.gov, or via SFTP bulk upload for file sizes of more than 10 MB

Where do I find Gasoline Use Tax Indiana Code?

The Gasoline Use Tax can be found at IC 6-2.5-3.5.

How is the Gasoline Use Tax rate calculated?

DOR will determine the Gasoline Use Tax rate by calculating monthly the statewide average retail price per gallon of gasoline from the 16th day of the previous month to the 15th day of the current month (excluding tax), multiplied by 7%. DOR will publish the Gasoline Use Tax rate monthly in [Departmental Notice #2](#).

How often will the Gasoline Use Tax rate change?

Due to the calculation process, the Gasoline Use Tax rate may change monthly depending on the average Indiana retail price of gasoline.

How will I know the Gasoline Use Tax rate each month?

DOR will publish the Gasoline Use Tax rate monthly in [Departmental Notice #2](#), which will be published before the 22nd of the month. [Subscribe to Departmental Notices](#) to receive an email or text notification each time the Gasoline Use Tax notice is updated. To subscribe, click on the "Subscribe for Email Updates" button at the top on the web page and enter your information.

How does a retail station recover the tax?

Retail stations should include Gasoline Use Tax in the pump price of gasoline. Retail stations are reimbursed for Gasoline Use Tax in the same way they are reimbursed for gasoline or special fuel taxes included in the pump price.

Gasoline Use Tax Permit

Who needs to register for a Gasoline Use Tax permit?

Distributors, refiners, and terminal operators that want to receive gas in Indiana without paying Gasoline Use Tax and distributors importing gasoline into Indiana must have a valid permit from DOR to collect Gasoline Use Tax payments from purchasers and recipients of gasoline.

If I am already a registered gasoline distributor, do I still need to file the FT-1 and register for Gasoline Use tax?

Registered gasoline distributors still need to complete the FT-1 and register for a Gasoline Use Tax permit.

How do I register for a Gasoline Use Tax permit?

To register for the Gasoline Use Tax permit, visit INTIME, DOR's e-services portal at intime.dor.in.gov, locate the "Registration" panel, and select "New tax registration." During the registration process, you will be required to submit the following:

- \$100 application fee
- Minimum bond of \$2,000 or three-month Gasoline Use Tax liability, whichever is greater—[see required bond forms](#)
- Current financial statements

The option to manually complete the [FT-1 Fuel Tax License Application](#) remains available.

How do I calculate my three-month average Gasoline Use Tax liability?

Estimate your average gallons of gasoline for three months and multiply the total by the average Gasoline Use Tax rate for the most recent three months available in [Departmental Notice #2](#).

Are there any exceptions to the Gasoline Use Tax bond requirement?

Yes. A Gasoline Use Tax bond will not be required for established distributors who are current and compliant with all fuel and listed taxes and who have had their Gasoline Distributor's bond requirement released due to good standing with DOR.

Filing Requirements

What forms are needed to file Gasoline Use tax?

There are two forms for Gasoline Use Tax.

1. **GT-103 (Gasoline Use Tax):**

Must be filed semi-monthly to remit the gasoline use tax.

- a. Transactions from the 1st to the 15th of the month are due on the 25th of the month.
- b. Transactions from the 16th to the end of the month are due on the 10th of the following month.

2. **GT-103DR (Recap of Gasoline Use Tax by Distributors):**

Must be filed before the end of each month. The form must include:

- a. Amount of tax owed
- b. Amount of tax paid by each purchaser or recipient
- c. Number of gallons of gasoline sold or shipped in the previous month (from the first day to the last day of the month) identifying each purchaser or recipient.
- d. Any other important information to be shared with DOR

How do I file the Gasoline Use Tax forms?

Gasoline Use Tax forms must be filed electronically. DOR will not accept paper returns.

• **GT-103 (Gasoline Use Tax):**

Must be filed semi-monthly via INTIME, DOR's e-service portal at intime.dor.in.gov.

• **GT-103DR (Recap of Gasoline Use Tax by Distributors):**

Must be filed via INTIME or DOR's bulk file secure transfer (SFTP) program. See more information on [bulk SFTP filing is available](#).

More information is available in the [INTIME User Guide for Fuel Tax Customers](#).

I currently use EDI to file my fuel tax returns. Do I need additional registration and testing for the GT-103DR?

When filing EDI files (up to 10 MB) via INTIME, additional registration and testing are not required. However, to use DOR's bulk upload filing (SFTP) system to file your GT-103DR (that are more than 10 MB in size), you will need to register and follow the testing procedures. Refer to DOR's bulk file resources:

- [Bulk Upload Guide](#)
- [XML Schema Definition](#)
- [XML Schema and Level 1 Business Reject Rules](#)

For more information about the technical requirements for bulk filing, contact bulkfiler@dor.in.gov or 317-233-5656.

What changes have been made to the MF-360?

The Gasoline Use Tax does not affect the filing requirements for the form MF-360, associated schedules, or product codes. Taxpayers will submit the MF-360 via INTIME by manually keying in filing info or by uploading an EDI file. More information is available in the [INTIME User Guide for Fuel Tax Customers](#). The MF-360 and payment are due by the 20th of the month for the preceding month's transactions.

What product codes do I need to report?

You will need to report product codes for all gasoline and gasoline blends:

- Product codes 061 and 065 will be combined and reported as gasoline.
- Product codes E01–E99 and M01–M99 will be combined and reported as gasohol. This includes E85 which is a taxable gasoline blend as defined in the Indiana gasoline tax code 6-6-1.1-103.

Is the schedule information required on the GT-103DR the same information that's provided on MF360 and SF-401?

No. Although the schedule information required on the GT-103DR looks similar to the schedule information on the MF-360 and SF-401, the information is different. The GT-103DR schedules report whether the transactions are subject to or exempt from the gasoline use tax. The transactions reported on the MF-360 are specific to the per gallon state excise tax and oil inspection fee. The SF-401 provides information about where the fuel was received and delivered, not about tax collection.

Exemptions

Which transactions are exempt from gasoline use tax?

The exemptions provided in IC 6-2.5-5 apply to gasoline use tax. Transactions exempt from Gasoline Use Tax include the following:

- The sale of gasoline from a refiner or terminal operator to a qualified distributor
- The sale of gasoline from a qualified distributor to another qualified distributor
- A shipment of gasoline from Indiana to a location outside of Indiana (exported gasoline)
- The sale of gasoline that meets the sales tax exemption criteria as set forth in IC 6-2.5-5, other than the sale for resale exemption under IC 6-2.5-5-8.

In addition, a qualified distributor shall be allowed to make an adjustment on Form GT-103 to reflect any Gasoline Use Tax imposed on purchases by the qualified distributor when the qualified distributor purchases gasoline from another distributor who has previously paid Gasoline Use Tax on the gallons sold to the qualified distributor. Any information related to the payment of the Gasoline Use Tax on gasoline purchased by the qualified distributor must be provided to the department upon request.

Refund

Who can file a claim for refund?

- A distributor that has paid Gasoline Use Tax and has not been reimbursed because the gasoline is sold to an exempt purchaser may file a claim for refund.
- If a gasoline sale is exempt from gasoline use tax, the purchaser who pays the tax to a retail merchant may file a claim for refund.

How do I file a claim for refund?

Qualified taxpayers can request a refund via INTIME or submit Form GA-110L, Claim for Refund. Supporting documentation can be uploaded in INTIME—or must accompany the GA-110L—to show gasoline use taxes have been paid. More information on requesting a refund for tax on purchases is available in the [INTIME User Guide for Business Customers](#).