



301 Gervais Street, P.O. Box 125, Columbia, South Carolina 29214

INFORMATION LETTER #88-8

TO: Vicki Jinnette
Public Information Officer

FROM: Jerry B. Knight, Manager
Tax Policy and Procedures Department

DATE: April 7, 1988

SUBJECT: Automobile Dealers - Military Exemption Certificates
(Sales Tax)

REFERENCE: S.C. Code Ann. Section 12-35-550(25)
Commission Decision dated March 18, 1988

AUTHORITY: S.C. Code Section 12-3-140
SC Revenue Procedure #87-3

SCOPE: An Information Letter is a temporary document issued for the purpose of disseminating general tax information and to respond to technical questions from within the Commission which are not related to a specific set of facts.

S.C. Code Section 12-35-550(25), effective July 1, 1985, provides an exemption for sales of automobiles and motor bikes to nonresidents who are in South Carolina by reason of orders of the U.S. Armed Forces.

A statement must be furnished the dealer certifying that the purchaser is "a member of the Armed Forces on active duty and is domiciled in or a resident of another state."

Further, it is required that such statement must be "furnished the vendor from a commissioned officer.....of a higher rank than the purchaser...." (emphasis added).

The referenced Commission Decision states that an officer may appoint others to sign such statements for him. It is not necessary that the officer himself actually sign the statements.