



Application for Fuel Tax Refund
Agricultural, Aquacultural, Commercial Fishing or
Commercial Aviation Purposes

DR-138
R. 01/12

Rule 12B-5.150
Florida Administrative Code
Effective 01/12

For the Quarter Ending

Check here if amending

Mail To:
Florida Department of Revenue
Refunds Subprocess
P.O. Box 6490
Tallahassee, FL 32314-6490
For Assistance Call: 850-617-8585

Permit #:

FEIN:

Business Partner #:

Part I - Gasoline, Gasohol

- 1. Beginning inventory (Must agree with closing inventory from prior quarter)
2. Gallons purchased ("Schedule of Purchases" attached)
3. Closing inventory (Use this figure for beginning inventory on next claim)
4. Total consumption (Add Lines 1 and 2. Subtract Line 3)
5. Gallons not eligible for refund (Highway use, pleasure fishing)
6. Gallons claimed for refund (Subtract Line 5 from Line 4) See item nine on reverse page if any of the gallons claimed on Line 6 were purchased during the previous calendar year.
7. (A) Refund for Agricultural, Aquacultural, or Commercial Fishing Purposes (Line 6 X .136)
(B) Refund for Commercial Aviation Purposes (Line 6 X .126)

Table with columns for Gallons and Gasoline/Gasohol, containing input boxes for numerical values.

Part II - Local Option Tax and State Comprehensive Enhanced Transportation System (SCETS) Tax

This section to be used by those permit holders located in counties levying the local option tax as provided in s. 336.025, Florida Statutes (F.S.) and the SCETS tax imposed according to s. 206.41(1)(f), F.S. Current local option and SCETS tax rates are available through our Internet site at www.myflorida.com/dor.

- 1. Total gallons purchased and used subject to refund (Must not exceed gallons claimed in Part I, Line 6)
2. Rate of tax levied: Gasoline/Gasohol Cent(s)
3. Amount of tax claimed for refund (Line 1 X Line 2)

Computed Refund (Add Part I, Line 7(A) or 7(B) plus Part II, Line 3)
Less refund processing fee
Net Refund Due (No refund issued under \$5.00)

Under penalty of perjury, I swear or affirm that this application, including supporting documentation, has been examined by me and is true and correct for the period stated and is made in good faith according to Chapters 206 and 336, F.S., and the regulations issued under authority thereof.

Signature of Applicant - A properly executed Power of Attorney (DR-835) must be submitted with your Application for Refund if the information in this file is attested to and prepared by a representative.



Date

Print/Type Applicant Name

Contact Person

Telephone Number

E-mail address



Important Information Concerning Application for Fuel Tax Refund – Agricultural, Aquacultural, Commercial Fishing or Commercial Aviation Purposes

1. Permit holders are entitled to a refund of:
 - A. 12.6 cents per gallon (fuel tax) on gasoline/gasohol levied under s. 206.41(1)(g), F.S., used for agricultural, aquacultural, commercial fishing, and commercial aviation purposes and 1 cent per gallon of tax levied under s. 206.41(1)(c), F.S., for agricultural, aquacultural and commercial fishing purposes.
 - B. The total amount of the local option tax levied in applicable counties according to s. 336.025 and the SCETS tax imposed according to s. 206.41(1) (f), F.S.
2. Applications are to be used only for the quarter indicated on the face of this application. Only original refund applications are acceptable. Application forms may be requested from the Refund Section of the Department of Revenue.
3. Refund permits are renewed on an annual basis only if the permit holder files quarterly claims during the year.
4. Applications must be filed quarterly, no later than the last day of the month immediately following the quarter. The filing date may be extended one additional month only if a justified, written excuse is submitted with the claim and only if the prior quarter's claim was filed on time.

Purchases Made During	Claims Must Be Filed By *	With A Written Excuse - No Later Than
January, February, and March	April 30	May 31
April, May, and June	July 31	August 31
July, August, and September	October 31	November 30
October, November, and December	January 31	February 28

*Amended application for prior quarter must be received by current quarter's deadline. Example: You must submit an amended March quarterly application by July 31.

5. The Department will pay interest on refunds of this tax if the refund has not been paid or credited within 90 days of receipt of a complete application for refund. According to s. 213.255 (2) (b), F.S., a complete application will contain sufficient information, on the application or attachments, to permit mathematical verification of the amount of the refund. Interest paid by the Department will be computed beginning on the 91st day based upon a floating interest rate that may not exceed 11%. Interest rates are updated January 1 and July 1 of each year.
6. You must submit proof of the payment of tax with your refund application. The Schedule of Purchases (pages 3 and 4) detailing the information listed below, may be submitted instead of original invoices. Include only one product type listed at the top of the Schedule of Purchases. Separate schedules must be used for each product type. However, first time filers of this form must submit tax paid invoices with their initial refund request.
 - A. Name and address of supplier that you purchased motor fuel from.
 - B. Department of Environmental Protection storage tank facility identification number of the tank where the motor fuel was stored prior to purchase or the federal employee identification number of the seller.
 - C. Type of motor fuel you purchased using the product types listed at the top of the schedules.
 - D. Sales invoice number.

- E. Date that you took possession of the motor fuel from the supplier (must be within this calendar quarter).
- F. County in which you took possession of the motor fuel from the supplier.
- G. Total price you paid for the motor fuel purchased.
- H. Number of gallons of motor fuel you purchased.
7. In the event of an overpayment of any refund, the Department of Revenue will refuse to make further refunds and advise the payee of the amount to be reimbursed.
8. A fee of \$2.00 will be deducted from each claim.
9. Gallons that you purchased during the previous year and consumed during the current quarter for agricultural, aquacultural, and commercial aviation purposes will not be eligible for the full refundable rates of 13.6 cents per gallon (agricultural, aquacultural, and commercial fishing purposes) or 12.6 cents per gallon (commercial aviation purposes). Instead, these gallons should be multiplied by last year's rates of 13.2 cents per gallon (agricultural, aquacultural, and commercial fishing purposes) and 13.0 cents per gallon (commercial aviation purposes). This adjustment will compensate for any inventory that was assessed at last year's rate and carried forward to the current calendar year. Prior year rate adjustment also applies to Part II.

Line-by-Line Instructions For Parts I and II

Part I – Purchases of gasoline and gasohol.

- Line 1. Beginning Inventory – Must agree with your closing inventory from prior quarter. If the prior quarter's claim was not filed, enter zero.
- Line 2. Gallons Purchased – This represents fuel you purchased during the calendar quarter. These purchases must be supported by the Schedule of Purchases (Pages 3 and 4).
- Line 3. Closing Inventory – Actual physical inventory was of the last day of the quarter printed on Page 1. This will be your beginning inventory for the next quarter. If no refund is due but a closing inventory exists, the claim form must be filed.
- Line 4. Total consumption – Line 1 plus Line 2 minus Line 3.
- Line 5. Gallons not eligible for refund – This represents fuel which was not used for farming, fishing, or commercial aviation purposes. Fuel used in any vehicles or equipment driven or operated upon the highways of this state is not eligible for refund.
- Line 6. Gallons claimed for refund –
 - Agricultural or aquacultural represents fuel that was used in any tractor, vehicle, or other piece of farm equipment which is used exclusively on a farm or for processing farm products on the farm.
 - Commercial Fishing or aquacultural represents fuel used in the operation of boats, vessels, or equipment used exclusively for the taking of fish, crayfish, oysters, shrimp or sponges for resale to the public.
 - Commercial Aviation represents fuel used in the operation of aviation ground support vehicles or equipment.

Part II – Local Option Tax.

- Line 1. This line represents gallons of fuel used upon which the local option tax was levied. This tax rate must be separately stated on the invoice.
- Line 2. The rate of the local option tax levied according to s. 336.025, F.S., and the SCETS tax imposed according to s. 206.41(1)(f) F.S.

