



**DEPARTMENT OF THE TREASURY
ALCOHOL AND TOBACCO TAX AND TRADE BUREAU**
550 Main Street, Suite 8002
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FIREARMS AND AMMUNITION EXCISE TAX (FAET) INFORMATION

To Whom It May Concern:

The following is being sent per information we have obtained or per your request for information concerning Federal Firearms and Ammunition Excise Tax (FAET).

On January 1, 1991, the Bureau of Alcohol, Tobacco and Firearms (ATF) assumed the responsibility for the collection function on taxes imposed under Section 4181 of the Internal Revenue Code of 1986, as amended, from the Internal Revenue Service (IRS).

On November 25, 2002, President Bush signed into law the Homeland Security Act of 2002 (Pub. Law 107-296). Section 111 (c) of that Act transferred to the Department of Justice, certain authorities, functions, personnel and assets of ATF, including the related functions of the Secretary of the Treasury. The Act also established within the Department of the Treasury the Tax and Trade Bureau (TTB).

On January 24, 2003, TTB assumed responsibility from ATF for the administration and enforcement of Section 4181 (Firearms – Imposition of Tax) and 4182 (Exemptions) of the Internal Revenue Code. Revised Treasury Order 120-01 ensures that the TTB Administrator may exercise the authorities, perform the functions, and carry out the duties of the Secretary with respect to these laws.

Section 4181 of the Code imposes taxes on the sale or use of firearms and ammunition by the manufacturer, producer, or importer of the article. Tax is imposed on the sale or use at the rates of ten percent (10%) on pistols and revolvers and eleven (11%) on firearms (other than pistols and revolvers) and shells and cartridges.

Taxpayers incurring a tax liability on the sale or use of firearms and ammunition on or after January 1, 1991, will make tax deposits and file returns with ATF (now TTB). You must file a return for any calendar quarter in which tax is due. The calendar quarters are January to March, April to June, July to September and October to December. You must make your first deposit beginning with the period in which your tax liability exceeds \$2,000 for the calendar quarter. The periods for the calendar quarter are semimonthly.

The first semimonthly period is the first day of the month to the 15th day of the month. The second semimonthly period is the 16th day of the month to the last day of the month.

The only exception is the second semimonthly period for the month of September. It is divided into two deposits, September 16 through September 25 and September 26 through September 30.

Please see the enclosed information sheet titled “**50 Gun Exemption to Firearms and Ammunition Excise Tax (FAET)**” that announces the recently enacted amendment to the provisions of title 26, United States Code, Section 4182 that provides an exemption from the firearms and ammunition excise tax as to any pistol, revolver or firearm (article) if it was manufactured, produced or imported by a person who manufactures, produces or imports less than an aggregate of 50 such articles during a calendar year.

If you will be making deposits and filing tax returns, you must obtain an Employer Identification Number (EIN) prior to making deposits and filing tax returns (if you do not already have one). An Employer Identification Number can be obtained by filing an application with the IRS on Form SS-4. Form SS-4 may be obtained from any Internal Revenue district Office or Service Center.

The following are enclosed for your use:

- **Federal Firearms and Ammunition Excise Tax Return (TTB F 5300.26)**

Liability for the manufacturers excise tax under 26 U.S.C. 4181 (pistols, revolvers, other firearms, and shells and cartridges) is reported using this form. Tax is imposed on the sale or use of firearms or ammunition by the manufacturer or importer. Complete instructions on how to prepare form, how often, when to file etc. are included on this form. This completed form must be sent with your payment (check or money order) to the following address:

All States and DC **Alcohol & Tobacco Tax & Trade Bureau
Excise Tax
P.O. Box 360804
Pittsburgh, PA 15251-6804**

- **Federal Firearms and Ammunition Excise Tax Deposit (TTB F 5300.27)**

Use this form to deposit firearms and ammunition excise tax. You must make your first deposit beginning with the semimonthly period in which your tax liability exceeds \$2,000 for the calendar quarter. You do not have to file deposits if you will be filing a one-time or occasional return (TTB F 5300.26). Complete instructions on how to prepare form, how often, when to file etc. are included on this form. This completed form must be sent with your payment (check or money order) to the following address:

All States and DC **Alcohol & Tobacco Tax & Trade Bureau
Excise Tax
P.O. Box 360804
Pittsburgh, PA 15251-6804**

If your payment is made by Electronic funds Transfer (EFT), you must send your completed deposit and/or return form to the above address.

Also enclosed is Industry circular No. 93-5, Tax-exempt and Tax-free Sales of Firearms,

shells and Cartridges, dated July 13, 1993, and TTB form 5300.28, Application for Registration for Tax-Free Transactions Under 26 U.S.C. 4221. If you intend to make tax-free or tax-exempt sales of firearms and ammunition, please review these enclosed documents.

Additional excise tax forms may be obtained by visiting our website (www.ttb.gov), or by contacting the National Revenue Center, Firearms and ammunition Excise Tax Unit at the above letterhead address or by calling 513-684-3817 or toll-free at 877-882-3277.

- **Schedule of Due Dates for Current Calendar Year for Firearms and Ammunition Excise Tax.**

This notice provides a schedule of the due dates for filing the current calendar year returns and deposits for firearms and ammunition excise tax. This schedule includes the accelerated deposits due for the period of September 16 through 25. ** A new notice is published each calendar year.

Deposits and returns **MUST BE TIMELY FILED** to avoid accrual of penalties and interest.

** The Uruguay Round Agreements Act enacted on December 8, 1994, amended the law relating to the payment of certain excise taxes. The new law permanently accelerates the payment of Firearms and Ammunition Excise Tax for the second semimonthly period of September. The new law splits the second semimonthly period of September into two payment periods.

If you have any questions concerning Federal Firearms and Ammunition Excise Tax, please contact the Alcohol and Tobacco Tax and Trade Bureau, National Revenue Center, Firearms and Ammunition Excise Tax Unit at the above letterhead address.

You may also call us directly at 513-684-3817 or toll-free at 877-882-3277.

Sincerely,

Pareasa Stevens
Supervisor, Firearms & Ammunition
Excise Tax Unit

Enclosures