

PO Box 17087 Denver CO 80217-0087

## Instructions for the Colorado Sales Tax and Withholding Account Application

#### **General Information**

The CR 0100 is used to open a sales tax and withholding account, or to add an additional new physical location to an existing account. Please complete all the sections in the application for the applicable account type(s) needed. Colorado Department of Revenue (DOR) forms and Tax Guidance Publications referenced in this document are available on the DOR taxation website at *Tax.Colorado.gov*.

## **Licensing and Registration Requirements and Information:**

- State Sales Tax License. A state sales tax license is required for any person that engages in
  the business of selling tangible personal property at retail. Any person operating exclusively as a
  wholesaler may apply for a license to engage in the business of selling at wholesale. A license is
  not required for persons engaged exclusively in the business of selling commodities or services
  which are exempt from taxation.
- State and Local Sales Tax. Colorado has a 2.9% sales tax. Additionally, many cities and counties impose their own local sales tax on purchases and transactions within their boundaries. There are also special district taxes that apply in certain boundaries. The Department administers special districts, counties, and many cities in Colorado, but does not administer sales tax for many homerule cities in Colorado. For a complete listing of all applicable tax rates and exemption information for state-administered local sales taxes, see "Colorado Sales/Use Tax Rates" (DR 1002) under Forms on the DOR taxation website at <a href="mailto:Tax.Colorado.gov">Tax.Colorado.gov</a>. The DR 1002 is revised in January and July of each year. You may also visit <a href="mailto:Colorado.gov/Revenue/GIS">Colorado.gov/Revenue/GIS</a> to find the tax rates.

Due to the complexities surrounding the laws on the collection and remittance of sales/use tax in Colorado, it is recommended that you attend a business tax class offered by the department after opening your business and/or obtaining a sales tax license. Visit <a href="mailto:Tax.Colorado.gov/business-tax-class">Tax.Colorado.gov/business-tax-class</a> for class schedule and registration.

- W-2 Withholding. Employers are required to withhold state income tax from wages paid to all employees working in Colorado or who are Colorado residents.
- **1099 Withholding.** Under certain circumstances, payers may withhold tax on Colorado income reported on 1099 forms (example: retirement income).
- Gaming Withholding (W2-G). In general, any person making payment of winnings within Colorado which are subject to withholding for federal income tax must also withhold Colorado income tax.
- Oil and Gas Withholding. Every entity that produces or extracts oil shale or oil and gas deposits in Colorado and every first purchaser of oil shale or oil and gas produced from deposits in Colorado who disburse funds to interest owners shall withhold one percent of the gross income from the amount owed to interest owners. No withholding is required for exempt interest owners. See Severance Tax Guidance Publications – Severance Tax Withholding 4 for more information at Tax. Colorado.gov/guidance-publications.



## Section A - Reason for Filing This Application

#### Box 1.

- Original Application for a New Business. Check this box to request a new sales tax or withholding account for a new (start-up) business.
- Add a New Physical Location to an Existing Account. Check this box to add a new business
  location to an existing business that previously registered a sales tax account with DOR, then enter
  the existing Colorado Account Number.
- Change in Managing Partners, Members, or Officers of an Existing Business. Check this
  box and complete lines 8a-d to report any change in the managing partners, managing members,
  or principal officers of an existing business that previously registered a sales tax or withholding
  account with the DOR.
- Change of Ownership for an Existing Business. Check this box and complete line 9 to report a change in ownership for an existing business that previously registered a sales tax or withholding account with DOR. A change in ownership may occur if an existing business is sold to a new owner or if there is a change in the ownership structure of an existing business to create a new legal entity. In either case, a new sales tax and/or withholding account is required. Note: A new sales tax and/or withholding account is not required merely as the result of changes in stockholders of a corporation, partners in a partnership, or members in a limited liability companies. However, any change in the managing partners, managing members, or principal officers of an existing business change, must be reported, as described below.

#### Box 2.

**Type of Organization.** Check the box to indicate the legal structure of your business/organization.

#### **Section B – Business Information**

Line 1a & 1b Tax Identification Number (TIN)

• Individual/Sole Proprietor - Enter last name, first name, check the appropriate box and write in your TIN. If the Sole Proprietor has a FEIN, complete Line 2c.

Line 2a – 2c. Business Name, Trade Name, and Federal Employer Identification Number (FEIN). If operating as any other type of organization other than Individual/Sole Proprietor, enter the business name as registered with the IRS. FEIN is issued by the Internal Revenue Service at <u>Irs.gov</u>. All entities listed as follows must have an FEIN.

- General Partnership, Association, or Joint Venture Enter the business name, tradename (if applicable), and FEIN. Note: Married couples must register as general partnership if both are owners of the business. General partnerships require a FEIN.
- Limited Partnership (LP), Limited Liability Company (LLC), Limited Liability Partnership (LLP), Limited Liability Limited Partnership (LLLP), or Corporation/S Corp - Enter the legal name of the business and FEIN as filed with the IRS. This must match the FEIN documentation from the IRS.
- **Government** Enter the legal name of the government agency and FEIN.
- Estate/Trust Enter the legal name of the Estate/Trust and FEIN.
- Nonprofit Enter the name of the Nonprofit Organization and FEIN.



**Trade Name/Doing Business As (DBA).** If the individual or the business will be doing business under any name other than the legal name listed on Line 1 or Line 2, enter the trade name. Trade names are registered with the Colorado Secretary of State.

Line 3. Proof of Identification. All applications for sales tax and withholding account must include valid proof of identification. Valid proof includes: Colorado Driver's License or ID, out of state driver's license or ID, United States Passport, Resident Alien Card, United States Naturalization papers, or Military ID Card. If the application is provided by any individual other than the Owner, Partner, Member, or Officer of the business, a photo copy of a valid ID for the Owner, Partner, Member, or Officer who signed the application must be submitted.

**Line 4a. Principal Address.** This is the address of the business or organization's principal place of business in Colorado. If the business is located outside the state and does not have a physical location in Colorado, then use the main address outside of the state. **Do not** use a post office box.

- For businesses that will have multiple physical locations, a separate application must be filed for each location.
- Mobile vendor (e.g. food truck), use the address where the vehicle is parked and stored and indicate mobile.
- Rental property (e.g. condo), the principal place of business is the address of the rental
  unit. The leasing company or property manager's information will be indicated in the mailing
  address section.

**Line 4b. County.** Enter the county in which the principal place of business is located. If you are unsure of which county, refer to the DR 1002 available on the DOR taxation website *Tax.Colorado.gov/sales-use-tax-forms*.

**Line 5. Phone Number.** Enter the phone number for the physical location of the business.

**Line 6. Email Address.** Enter the email address. If you would like to receive email notifications, check the Email Opt In boxes for the topics you want to be notified of.

**Line 7a & 7b. Business Name & Attention to.** If you want mail to be sent to a business in care of (c/o) an individual, enter the information on the applicable line.

**Line 7c. Mailing Address.** Enter the address where the business will receive mail from DOR.

**Line 8a - d. Owners/Partners/Members/Officers.** All organizations, including sole proprietors, must complete these lines. Enter the name, job title, SSN, and home address of each:

- Individual Owner (if the business is a sole proprietorship),
- Managing Partner (if the business is a partnership),
- Managing Member (if the business is a limited liability company), or
- Principal Officer (if the business is a corporation).

If there is more than one individual owners, managing partners, managing members, or principal officers, attach a separate sheet and provide the same information for each. For each individual owner, managing partner, managing member, or principal officer, check the applicable box to indicate whether or not the owner, partner, member or officer is responsible for tax compliance pursuant to section 39-21-116.5, C.R.S., and Rule 39-21-116.5(2).

**Line 9a - 9d. Business Acquisition or Purchase.** Enter the prior business name and prior owner's first and last name, address, date of acquisition, and prior owner's FEIN.



#### Section C - Sales Tax Account

Sales tax licenses of any type (wholesaler, retail-sales, or charitable) may be used only for business purposes and cannot be used to purchase items for personal use.

#### Line 1. Type of Sale.

- Wholesaler. A regularly organized wholesale business that sells to retail merchants, jobbers, dealers, or other wholesalers for the purpose of resale. If a wholesaler meets the definition of retailer (i.e. regularly makes retail sales), then the wholesaler must obtain a retail sales tax license.
- Retail-Sales. A retailer is a business that makes retail sales to the final purchasers (end user) and
  is required to collect the appropriate and applicable sales taxes. A retailer may also sell wholesale,
  but is not required to have a separate wholesale license.
- Charitable. A charitable organization that make retail sales must obtain a sales tax license. If the
  organization has received a determination letter from the IRS recognizing its exempt status as a
  501(c)(3) entity, a copy of the IRS letter must be submitted with this application.

**Note: Sales Tax Special Event Application (DR 0589).** This license is required if you sell at special events. You must submit a separate application DR 0589. There is no additional fee for businesses that have a sales tax license.

**Line 2a. License Start Date or First Day of Sale.** Enter the date you will begin sale. **Note:** You may use an earlier date of sale in order for you to purchase products (tax-exempt) for resale. However, sales tax returns are due for each tax period following the date that you indicated.

**Line 2b. Filing Frequency.** Select the frequency based on the amount of anticipated sales tax collection.

**Line 3. Questionnaires.** Please answer all the questions listed on the application.

#### Do you sell EXCLUSIVELY through the marketplace?

Select Yes if you have a marketplace in a physical or electronic forum, include, but are not limited to: a store, a booth, an internet website, a catalog, or a dedicated sales software application where tangible personal property, commodities, or services are offered for sale, lease, or rental.

#### Are you a Marketplace Facilitator?

Select Yes if you are an individual or legal entity that operates a marketplace.

**Note:** If you sell both medical and recreational marijuana, a separate application must be filled out for each.

Line 4. List the specific products you sell and/or services you provide. Write a brief description of products, services and/or function of the business. The information you provide will help determine the appropriate North American Industry Classification System (NAICS) code for your business. It will also assist in getting tax information and updates to you based on your business type.

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## Section D - Withholding Tax Account

**Line 1. Type of Withholding.** Indicate which type of withholding account: W2, 1099, W2G, or Oil/ Gas withholding. A 1099 withholding account is only needed when amounts are withheld from 1099 payments. See Income Tax Withholding Guidance Publications – Withholding 7 for the monthly due dates at *Tax.Colorado.gov/guidance-publications*.

**Line 2 & 3. Filing Frequency.** Select the frequency based on the anticipated amount to be withheld for all the employees for the year. Businesses with annual wage withholding of \$50,000 or more must file and remit withholding taxes by Electronic Funds Transfer (EFT). Please visit <a href="https://www.Colorado.gov/RevenueOnline">www.Colorado.gov/RevenueOnline</a> for all of the available electronic payment options.

Filing frequency for Oil/Gas is monthly and remitted via EFT. See Severance Tax Guidance Publications – Severance Tax Withholding 4 for the monthly due dates at *Tax.Colorado.gov/guidance-publications*.

Line 4. First Day of Payroll. List the month and the year of when payroll is anticipated to begin.

#### Section E - Fees for Licenses

Wholesale and Retail Sales Tax License

If first day of sales or the license start date is:

January to June on even-numbered years (2022, 2024, 2026)	.\$ 16.00
July to December on even-numbered years (2022, 2024, 2026)	.\$ 12.00
January to June on odd-numbered years (2023, 2025, 2027)	.\$ 8.00
July to December on odd-numbered years (2023, 2025, 2027)	.\$ 4.00

Charitable License

501(c)(3) copy required	\$ 8.00
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A Deposit

Required on a Retail Sales Tax License only ......\$ 50.00

#### **Fee Notes**

- Sales Tax Deposit. A \$50 deposit is required on a retail license. Charitable organizations are
  exempt. The deposit is refunded automatically after a business collects and remits \$50 in state
  sales taxes. Do not deduct the deposit from your sales tax return. The deposit is only required on
  the first business location as long as each additional location uses the same account number of an
  existing account.
- Wholesale License is \$16 for a two-year period. The fee is prorated in the same method as the standard Colorado sales tax license. This license is for businesses that make sales only to other licensed vendors for resale.
- Retail-Sales Tax License. Standard Colorado Sales tax License is \$16 for a two-year period. The
  license is renewed at the beginning of each even-numbered year and expires at the end of each
  odd-numbered year (e.g. Jan. 1, 2020 Dec. 31, 2021). It is prorated in increments of six months if
  the license is purchased after June 30 of any year.
- Charitable License. The fee is \$8.

**Note:** The withholding license has no fee for registration and no renewal is required.



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- There is no charge for a single or multiple event license if a business has a current wholesale or retail sales tax license.
- For single and multiple event license, complete the Sales Tax Special Event Application (DR 0589).
- All licenses except for the single event license are valid through next December 31st of an odd-numbered year.

#### **Additional Information:**

- Trade Name Registrations is filed through the Colorado Secretary of State at <a href="www.sos.state.co.us">www.sos.state.co.us</a>.
- **Unemployment Insurance** for Colorado is administered by the Colorado Department of Labor and Employment at *CDLE.Colorado.gov*.



## **How to Apply**

#### 1. Apply Online and save time!

Visit <u>Mybiz.Colorado.gov</u> to register and receive your Colorado Account Number the same day. The license will be mailed after the license fees have been posted to your account. Allow 2 to 3 weeks to receive your paper license. If you are unable to register online, please apply through other methods.

2. Email the CR 0100 Withholding ONLY to dor taxapplications@state.co.us

#### 3. Visit a Taxpayer Service Center

Bring the completed CR 0100 Colorado Sales Tax and Withholding Account Application along with a valid picture ID (see ID Requirements) and a check or money order for the applicable license fees to a service center location listed. You will receive your license during your visit.

**Locations and hours of operation subject to change**, please visit the DOR taxation website at *Tax.Colorado.gov*, click on Contact Us or call 303-238-SERV (7378).

#### 4. Mail the CR 0100

Download the form from the DOR taxation website at <u>Tax.Colorado.gov</u> under Forms. Complete the form and make a copy for your records before mailing the original application along with a valid picture ID (see ID Requirements) and a check or money order for the applicable license fees to the following address

#### **Colorado Department of Revenue**

Taxpayer Service Center PO Box 17087 Denver, CO 80217-0087

Allow 4 to 6 weeks for processing.

#### **ID Requirements:**

All mail-in and Taxpayer Service Center visit for Sales Tax and Withholding Account Applications must provide a valid proof of identification. Valid proof includes: Colorado Driver's License or ID, out of state driver's license or ID, United States Passport, Foreign Passport, Resident Alien Card, United States Naturalization papers, or Military ID Card. If the application is provided by any individual other than the Owner, Partner, Member, or Officer of the business, a photo copy of a valid ID for the Owner, Partner, or Officer who signed the application must be submitted.

## Section F - Signature

- A signature must be on this document or it will not be processed.
- Please include the title of the person signing and the date signed. Allow 4 to 6 weeks to receive a
  license by mail when completing and sending in a CR 0100 form. If you apply for a license through
  Mybiz. Colorado.gov you will receive your Colorado Account Number the same day.



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## **Colorado Sales Tax and Withholding Account Application**

	• 1. Reason for Filing	g This Application								
	Original Application	on for a New Business		Change in Managing Partn Existing Business	ers, Members, or Officer of an					
Α	Add a New Physi	cal Location to an Existing Accoun	Change of Ownership for a	n Existing Business						
	Enter the existing Colorado Account Number  Complete line 9 to report existing business sold to a new owner or									
				e in entity structure of an exi						
• 2. Indi	2. Indicate Type of Organization. If you are not an individual, you must have a FEIN number.									
	Individual/Sole Proprietor	Limited Liability Compar	ny (LLC)	Corporation/S Co	orp Government					
	General Partnership	Limited Liability Partners	ship (LLP)	Association	Joint Venture					
	Limited Partnership	Limited Liability Limited	Partnership (LLLF	P) Estate/Trust	Nonprofit (Charitable)					
		Bus	iness Infor	mation						
	1a. Last Name (If registe	ring as TIN)		First Name						
В										
	Charletha annliaghla hace			• 1b. TIN (Required)						
	Check the applicable box write your SSN or ITIN in b		ITIN							
● 2a. Bus	<u>J</u> siness Name (If registering a	is FEIN)	● 2b. Trade Nam	ne / DBA (If applicable)	● 2c. FEIN (Required)					
3. Proof	of Identification									
	State DL/ID	Passport Passport		Othe	er					
		s (Do not use PO Box)								
● 4a. Prir	ncipal Address		• City		● State ■ ZIP					
● 4b. Co	unty	● 5. Phone Number	● 6. Ema	ail Address						
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Return Filing Tax Updates Revenue Online Tax Rate Changes Marketplace										
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Owners/Partners/Members/Officers (all fields below are required)											
8a. Last	Name			First Name			Job Title	9			
8b. SSN			8c. Phone Numb	per			erson resp				
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8d Home	e Address				City	(i toquii			State	ZIP	
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		Add	ditional Owner	rs/Partners/I	Members/Officers	on a s	separate	paper			
Busin	ess acquisiti		chase, comp								
9a. Prior	Business Name			Prior Own	er's Last Name, First	Name		9b.	Date of Acq	uisition	(MM/YYYY)
9c. Addre	ess			City			State	ZIP	9d. P	rior Ow	ner's FEIN
	T										
				Sales Ta	x Account (Fe	es Ap	oply)				
	● 1. Indicate Ty	pe of Sale									
			Wholesaler	r	Retail-Sales			Charitable			
	● 2a. License St	tart Date or	First Day of Sale	Required (MM/	YYYY) CO Acco	unt Num	ber - Site (	Dept Use	Only)		
С											
	a 2h Filing Fra	augustu lf G	CALES TAY solls	atad ia:							
	• 2b. Filing Fre	equency: IT 3	SALES TAX colle	cted is:							
	Whole	sale Only - A	Annually	Under \$6	00/month - Quarterly		Seas	onal writ	e in months	s below	,
		, .			comment. Quarterly			, , , , , , , , , , , , , , , , , , ,		, 20.01.	
	\$15/m	onth or less	- Annually	\$600/mor	nth or more - Monthly						
	<u></u>										
● 3. Com	plete the questi	onnaires be	low								
Do you	sell alcohol?		Yes	No	Do you sell <b>EXCLUS</b>	SIVELY t	hrouah the			Yes	No
,			103		marketplace?					103	140
Do you	sell tobacco?		Yes	No	Are you a Marketpla	ce Facili	tator?			Yes	No
Do you	sell Prepaid Wire	eless?	Yes	No	If you are a Marketp	lace Fac	cilitator, do	you also		Yes	No
					sell products?		,				
Do you or less?	rent out rooms fo	or 30 days	Yes	No	Do you sell firearms, parts, or ammunition		earm/gun p	recursor		Yes	No
	rent motor vehicle	es for 30	□ Voo	□ No	<b>,</b>						
days or		C3 101 30	Yes	No							
**If you sell both medical and recreational marijuana, a separate application must be filled out for each											
<u></u> -											
Do you	sell Medical Mar	rijuana?	Yes	No	Do you sell Recreat	ional Ma	ırijuana?			Yes	No
									<del>-</del>		
			I and/or services		(Required) or indica	ate the	NAICS	Code			
	, 3346. 10 100K t	ap this code	go to www.maio.	<u> </u>							



	Withholding Account (No Fees Apply)											
	1. Indicate Type of Withholding:											
			<b>2</b> .	Filing Fr	equer	ncy: If W2 wage withholdin	g tax amo	unt is				
	W2 Withholding \$1 - \$6,999					99/Year - Quarterly	9/Year - Quarterly \$7,000 - \$49,999/Year - Monthly \$50,000+/Year-Weekly					
D			<b>•</b> 3.	Filing Fr	equer	ncy: If 1099 withholding tax	amount is	S				
	1099 Withholding \$1 - \$6,99					99/Year - Quarterly	Year - Quarterly \$7,000 - \$49,999/Year - Monthly \$50,000+/Year-Weekly					
			·						● 4. First Day of P	ayroll Required (MM/YYYY)		
	● W-2G	(Gaming W	Vithhol	ding)		Filing Frequenc	y is					
	● Oil/Ga	s Withholdi	ing			monthly						
	Period Covered (Dept Use Only)					Fees for L	icens.	es (S	See Instruction	ons)		
	From MM/YY	То					1					
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	PO Box 1708											
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E						in the second degree of my knowledge.	ee that t	he s	tatements mac	le in this application		
F	Signature of Ow	ner, Partne	er, Mer	mber, or C	Officer	(Required) Job	Title			Date (MM/DD/YYYY)		