



Statement of Transaction – Sale or Gift of Motor Vehicle, Trailer, All-Terrain Vehicle (ATV), Vessel (Boat), or Snowmobile

Instructions

The new owner's social security number, taxpayer identification number (TIN), or federal employer identification number (EIN) is required.

Use this form when sales tax was not collected at the time of purchase or when the vehicle was received as a gift. If the donor/seller is not required to complete Section 6, the new owner must have a copy of the bill of sale signed by the seller.

The seller or donor must complete Section 6 if:

- the motor vehicle is a gift or is sold below fair market value to a person other than a spouse, parent, child, stepparent, or stepchild
• the trailer, ATV, boat, boat/trailer combination, or snowmobile is a gift, or is sold below fair market value

If for any reason you must obtain a registration or title before you can establish the amount of tax due based on the less than fair market value purchase price, you may obtain tax clearance by paying the tax due based on the fair market value as established by the Tax Department. If this results in an overpayment, you may apply to the Tax Department for a refund or credit of the amount overpaid.

Note:

- If you are claiming an exemption other than a gift, use Form DTF-803 instead.
• If you are claiming credit for taxes paid to another state, use Form DTF-804 instead.
• If you are registering more than one motor vehicle for the same taxing jurisdiction, use Form DTF-805 instead.

Section 1 – Vehicle information

Form section for vehicle information including fields for Type of vehicle, Year, Make, Model, Vehicle or hull identification number, Delivery location, and Storage/use location.

Section 2 – New owner information

Form section for new owner information including fields for Last name, first name, middle initial or business name, Social security number/TIN/EIN, Number and street address, City, state, and ZIP code, and County.

Section 3 – Previous owner information

Form section for previous owner information including fields for Last name, first name, middle initial or business name, EIN (if applicable), Number and street address, City, state, and ZIP code, and County.

Section 4 – Transaction information

Form section for transaction information including fields for Date of transaction, Relationship of new owner to previous owner, and checkboxes for transaction type (Gift, Purchase, etc.).

For office use only table with columns: Date, Initials, Office, Fair market value, Audit, Tax Rate, Tax paid, Term no.

Section 5 – Purchase information

| | | |
|----|---|-------|
| | | Value |
| 1 | Purchase price | |
| a. | Amount of cash payment..... | 1a \$ |
| b. | Balance of payments assumed..... | 1b \$ |
| c. | Value of property given, traded, or swapped, or services performed instead of cash payment... | 1c \$ |
| d. | Purchase price (total of lines 1a, 1b, and 1c)..... | 1d \$ |

Boats and boat/trailer combinations: For purchases or uses on or after June 1, 2015, tax only applies to the first \$230,000 of the purchase price. Do not enter more than \$230,000 on line 1d.

2 Was this transaction the purchase or gift of a motor vehicle from your spouse, parent, child, stepparent, or stepchild? Yes (enter 0 on line 4; no tax is due) No (continue to line 3)

3 Tax rate* (enter as a decimal) 3

4 Sales tax due (multiply line 1d by line 3)..... 4 \$

5 Is the amount on line 1d lower than fair market value? Yes (seller/donor must complete Section 6) No (sign certification below) N/A (Sale of boat for more than \$230,000)

* **Tax rate note:** For a motor vehicle, trailer, boat, or boat/trailer combination use the tax rate of the new owner's place of residence. If the purchaser is a resident in two or more counties in the state, use the rate in effect in the place where the motor vehicle, trailer, boat, or boat/trailer combination will be principally used or garaged. If the new owner is a business, use the tax rate of the place of business. If the business has locations in two or more counties in the state, use the rate in effect in the place where the motor vehicle, trailer, or boat will be principally used or garaged. For an ATV or snowmobile, use the higher rate of where the new owner took delivery, or where the vehicle is stored or used if new owner has a residence in storage/use locality.

Purchaser certification — I certify that the above statements are true and complete; and I make these statements with the knowledge that willfully issuing a false or fraudulent statement with the intent to evade tax is a misdemeanor under Tax Law section 1817(b), and Penal Law section 210.45, punishable by a fine up to \$10,000 for an individual and \$20,000 for a corporation.

| | |
|-----------|------|
| Signature | Date |
|-----------|------|

If this form is submitted by someone other than the new owner/lessee, provide the following:

| | |
|--------------------|---|
| Name/business name | Social security number, TIN, or federal EIN |
| Address | |

Section 6 – Affidavit of sale or gift of a motor vehicle, trailer, ATV, vessel (boat), or snowmobile

The seller or donor must complete if:

- the motor vehicle is a gift to a person other than a spouse, parent, child, stepparent, or stepchild
- the motor vehicle is sold below fair market value to a person other than a spouse, parent, child, stepparent, or stepchild
- the trailer, ATV, boat, or snowmobile is a gift
- the trailer, ATV, boat, boat/trailer combination, or snowmobile is sold below fair market value

6 Cash payment received..... 6 \$

7 If, as a condition for the sale or gift of the vehicle or boat, the purchaser/recipient did any of the following in addition to, or in lieu of, a cash payment, mark an X in the appropriate box and indicate the value of the service or goods you received.

| | | |
|---|--|-------|
| | | Value |
| a | Performed any service..... <input type="checkbox"/> Yes <input type="checkbox"/> No | 7a \$ |
| b | Assumed any debt..... <input type="checkbox"/> Yes <input type="checkbox"/> No | 7b \$ |
| c | Traded/swapped a vehicle or other property..... <input type="checkbox"/> Yes <input type="checkbox"/> No | 7c \$ |
| d | Total selling price (total of lines 6, 7a, 7b and 7c)..... | 7d \$ |

8 Complete only if a corporation or business is the seller/donor

a Was or is the purchaser/recipient an employee, officer, or stockholder of the company/corporation?..... Yes No

b Was the transaction part of any terms of employment, employment contract, or termination agreement?..... Yes No

9 If you answered Yes to any part of line 7 or line 8, provide an explanation: _____

Seller/Donor certification — I have reviewed the information on Form DTF-802 and I certify that the statements are true and complete. I make these statements with the knowledge that willfully issuing a false or fraudulent statement with the intent to evade tax is a misdemeanor under Tax Law section 1817(b) and Penal Law section 210.45 punishable by a fine up to \$10,000 for an individual and \$20,000 for a corporation.

| | | |
|-----------|-------------------------|------|
| Signature | Name (printed or typed) | Date |
|-----------|-------------------------|------|