ST-5 (3-09, R-21)

Invoices and receipts must show exempt organization as purchaser.

State of New Jersey
DIVISION OF TAXATION
SALES AND USE TAX

* EXEMPT ORGANIZATION CERTIFICATE *
FORM ST-5

ISSUED BY:
University of North Dakota
264 Centennial Drive, Stop 8364
Grand Forks, ND 58202

EXMPT ORGANIZATION NUMBER
456-002-491/000

Effective Date:
12/29/2009

Date Issued:
12/29/2009

Transaction Date: Date of Purchase

TO: Vendor where purchase is being made
(Name of Seller)

The undersigned certifies that the Division of Taxation has determined that this organization is exempt from New Jersey Sales and Use Tax; this purchase is directly related to the purposes for which this organization was formed; and this purchase is made with organizational funds.

Description of Purchase:

Brief description of goods or services being purchased, hotel/motel rooms being booked, or meeting rooms reserved would be given here.

________________________
ACTING DIRECTOR
DIVISION OF TAXATION

________________________
Signature of Officer of the Organization
Vice President for Finance & Operations
University of North Dakota

INSTRUCTIONS FOR EXEMPT ORGANIZATION: Form ST-5 is valid for exemption from sales and use tax on all purchases (except natural gas, electricity and their related transportation and transmission services), if the purchase is directly related to the organization’s purposes and made with organization (not personal) funds. Retain the original ST-5 (unsigned) in files, make copies and complete and sign them for sellers. Notify the Division of changes in organization name, address, purpose or exempt status.

INSTRUCTIONS FOR SELLERS (AND EXEMPT ORGANIZATIONS):
(a) The ST-5 exempt organization certificate must be an official certificate having the signature of a Director of the Division of Taxation (or a photocopy of the certificate) and must have the organization’s name, address and exempt organization number pre-printed by the Division on the upper portion of the certificate, with no apparent alterations.
(b) The certificate must be properly completed, dated, and signed by an officer of the organization.
(c) For motel/hotel occupancies, this exemption applies to sales tax, but not the state “occupancy fee”, the “municipal occupancy tax,” or the Atlantic City luxury tax.

Sales transactions not supported by proper exemption certificates shall be deemed to be taxable sales. In this situation, the seller has the burden of proving that tax was not due. Bills or receipts must show the exempt organization as the purchaser. Payment must be from the funds of the exempt organization. Certificates must be retained by the seller for a period of not less than four years from the date of the last sale covered by the certificate. Subordinate or affiliated organizations may not use the exemption certificate assigned to the parent organization.

Additional Purchases - This certificate covers additional similar purchases by the same organization. Each sales slip or invoice must show the organization’s name and exempt organization number.

ST-5A PERMIT - This Exempt Organization Certificate (ST-5) also serves as an Exempt Organization Permit (ST-5A) for the organization to which the certificate is issued.
Dear Exempt Organization:

Enclosed, please find your ST-5 certificate. You will receive only one ST-5 certificate. Please RETAIN AN UNSIGNED ORIGINAL in your files for future use and as part of your permanent records. Make as many copies as you need to give to vendors, for proof of tax exemption, when your organization purchases meals, hotel/motel room occupancies and taxable goods and services (except gas and electricity, which do not qualify for exemption).

The ST-5 Exempt Organization Certificate may be used only when the organization is the direct purchaser using the organization's funds. Misuse of the ST-5 certificate may result in revocation of the certificate.

If the name, address, purposes or operations of your organization changes, you must notify Regulatory Services or the Client Registration Branch as soon as possible.

NOTE: The ST-5 does not expire; it is good for the life of the organization and does not need updating unless the address, name and/or purposes of the organization changes.

Enclosure