

# 미국의 주류 판매 면허제도 해설



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## 1. 주류 도매와 수입 판매 면허제도

미국에서는 연방알콜관리법(The Federal Alcohol Administration Act/FAA Act)에 따라 제조된 주류(증류주, 와인, 맥주 등)의 재판매를 위하여 도매 또는 수입을 하는 사람 은 누구나 미국 재부성의 "알콜·담배세 및 거래국(Alcohol and Tobacco Tax and Trade Bureau/TTB)"의 허가를 받아야 하 다. 주류 도매 및 수입판매업의 허가신청을 위해서는 TTB에 의해 요구되는 필요자료를 제출하여야 하고. 사업 개시 전에 TTB에 의 하여 승인을 받아야 한다. 즉 허가를 받기 위 해서는 미국 내에 사무소를 설치하여 직원을 고용하고 유지하여야 하며, FAA Act에 따른 도매업/수입업 기본 허가양식인 ATF F 5100.24(첨부 참조)를 작성하여야 한다. 작성 된 허가신청 서류는 TTB의 National Revenue Center(주소: 550 Main Street Room 8002, Cincinnati OH 45202/전화: 1-800-398-2282)로 우송하여야 한다.

주류의 표시와 유통·판매를 관리하는 규정 은 미국연방법인 CFR(Code of Federal Regulation), Tax and Trade Bureau Title 27에 수재되어 있다. 본 규정은 미 연방 정부 간행물센터(Washington,DC 22402/전화: 202-512-1800)나 지방정부의 서점에서 구 입할 수 있다. 인터넷으로는 www.ttb.gov로 접속하여 필요한 자료를 입수할 수 있다. 상기 에서 언급한 연방정부의 승인과 더불어 주 정 부의 요구사항과도 부합하여야 하는데, 각 주 정부의 담당부서와 연락처도 www.ttb.gov 에서 검색 할 수 있다.

내국세법(Internal Revenue Code)에 따라 주류 도매업자는 미국 내에서 유통업자나 소매업자와 거래하기 위해서는 특별직업세 (Special Occupational Tax) 500불을 납부하여야 한다. 만약 모든 거래행위가 내국판매가 아닌 수출만 해당된다면, 소매 판매업에 해당하는 250불만 납부하면 된다.

## FAA Act에 따른 도매업/ 수입업 기본 허가양식인 ATF F 5100.24 작성 지침

### ○ 일반사항

FAA Act에 따라 다음과 같은 영업을 하고 자 하는 경우에 본 양식을 작성함

- 비 공업적 용도로 증류주나 와인을 제조 하거나 가공하는 경우
- 주류를 도매하거나 미국 내로 수입하는 경우

\*증류주나 와인의 비 공업적 용도는 식음 료로 사용되는 모든 음료를 포함한다. FAA Act에 따른 도매업이란 재 판매의 목적 으로 주류를 구매하는 것을 의미한다. FAA Act에서 알콜 음료란 알콜함량 0.5% 이상의 증류주, 와인, 발효된 곡류음료를 포함한 맥주 를 의미한다.

### ○ 본 양식의 작성과 제출

- 타자나 인쇄하여 모든 항목을 완성함
- 신청하는 영업에 해당되지 않는 항목은 "not applicable"이라고 적을 것
- 항목 8~항목 11: 만약 이 정보가 주정부의 TTB에 기록되어 있다면 "On file under(이름과 TTB등록 번호 또는 출원 중인 형태)"라고 적을 것
- 추가로 작성 공간이 필요하면 별지로 작성 할 것
- 생산이나 가공 과정이 푸에르토 리코에서 행해진다면 추가 요구사항에 대하여 푸에 르토 리코 담당부서와 접촉할 것
- 본 양식 2부를 해당되는 TTB 사무소로 송부할 것
- \*사업의 소재지가 푸에르토 리코의 경우: TTB, Carlos Chardon St. Room 670, Hato Rey, PR 00918-1746 (전화:787-766-5584)
- \*사업의 소재지가 여타 주인 경우: TTB, 550 Main Street, Suite 8002, Cincinnati, OH 45202 (전화:1-877-882-3277)

### O 병입 주류의 상표 승인

병입업자, 포장업자와 수입자는 TTB에 의해 승인된 상표인증서(TTB 5100.31)를 갖고있어야만 한다. 상표승인은 주류의 판매나 출하를 위한 유통행위에 요구 되어지며, 내국거래나 대외국 상거래에도 적용된다. 또한 상표승인은 세관으로부터 반입되는 특별한 수입주류의 통관에도 적용된다. 상표 승인을 위해서는 TTB, Washington, DC 20220(전화: 202-927-8141)와 연락한다. 그러나 TTB는

FAA Act에 따른 상기의 기본허가를 거친 후에 상표인증서를 발급한다. 상표를 인쇄하기 전에 상표 초안을 TTB에 제출하여 예비검 토를 받을 수 있다. FAA Act의 기본허가 상의 회사명은 상표 목적을 위한 제품명으로 사용할 수 없다.

### ㅇ 특별세

만약 증류주 공장이나 와인 보세창고를 운영하거 있거나 맥주, 와인, 증류주를 거래하고 있다면 TTB 5630.5인 특별세 등록과 환급 양식을 제출하고, 연간 세금을 납부한다. 주류의 판매 영업시 TTB 5630.5를 제출하고 본세금을 납부한다. 만약 영업행위가 알콜함량 0.5%이하의 음료이거나 푸에르토 리코에서 영업이 이루어지는 경우에는 본 양식을 제출하지 않아도 되며, 특별세도 납부하지 않아도 된다.

### ○ 고용주 신원 번호

종업원을 두지 않더라도 고용주에 대한 신 원 번호(Employer Identification Number/EIN) 를 받을 필요가 있다. EIN 번호의 취득을 위 해서는 SS-4양식을 내국세국(Internal Revenue Service)에 제출한다.

## 2. 주류 소매 판매 면허제도

증류주, 와인, 맥주를 취급하는 소매업자는 관련 연방 법률과 규정에 부합되어야 한다. 이 들 요구사항에 부합되지 않으면 중한 벌칙이 따르고 형법에 의해 소추될 수도 있다. 다음은 주류 소매업자에게 적용되는 연방 법률과 규 정에 대한 중요 사항을 정리한 것이다.

### ○ 소매업에 대한 세금

법에 의한 소매업자의 정의는 유통업자가 아닌 모든 사람에게 판매하는 사람을 말한다. 여기에는 구내에서 소비를 위한 판매를 포함한다(예: 바, 식당, 클럽, 운동 경기장 등). 모든 소매업자는("제한된 소매업자"는 제외) 사업 개시 전에 특별 직업세를 납부하고 이에 대한 소인을 받아야한다. 그리고 그 후에도 사업을 계속 영위하기 위하여는 7월 1일 까지 해당 세금을 계속 납부하여야한다.

증류주, 와인, 맥주 도는 이들 주류를 서로 혼합하여 판매하는 소매업자는 연간 250불의 세금을 납부하여야 한다. 세금이 완납되면 이사실이 표시된 특별세 소인을 발부받게 된다. 본 특별세 소인은 하나의 영업장소에 해당되므로 만약 소매업자가 두개 이상의 영업장소를 갖고 있다면 각각의 영업장소 마다 특별세소인을 취득하여야 한다. 만약 본 세금을 납부하지 않으면 500불 이하의 벌금 또는 2년 이하의 징역에 처해질 수 있으며 이는 병과될 수있다. "제한된 소매업자"는 특별세를 납부하지 않아도 되는데, 여기에는 조합, 공공, 교회, 노동, 자선 또는 구호단체 등에서 여흥, 무도, 피크닉이나 축제 시에 주류를 판매하는 것을 말하다.

본 특별세 소인은 소매업자로서 특별직업세를 납부하였다는 영수증의 의미이며, 이것이 "연방 면허"나 소매업자로서의 어떠한 특권도나타내지 않는다. 특별직업세 납부의 대상이되는 모든 소매업자는 신고서(TTB 양식5630.5/별첨 참조)를 작성하고 해당되는 세금을 납부하여야 한다. 본 양식은 영업장소 마다이름, 주소, 세금유형 등 여러 정보를 기록하여소재지 주의 TTB사무소에 2부를 제출한다.

모든 소매업자는 본 신고서에 고용주의 신원 번호를 기재하여야 한다. 신원번호가 없는 고 용주는 이의 취득을 위하여 내국세국에 신고서 양식인 SS-4를 작성하여 제출하여야 한다. SS-4양식은 최초로 특별세신고를 한 날부터 7일 이내에 내국세국에 제출하여야 한다.

특별세는 전년도 6월30일부터 당해년도 7월 1일 까지의 과세기간을 기준으로 계산된다. 7월 중에 사업을 시작하는 영업자는 1년간의 세금이 부과되고, 6월 30일에 사업을 시작하여 계속하는 경우에는 다음 1년간의 세금이 부과된다. 7월 이외의 달에 영업을 시작하는 경우에는 사업을 시작한 첫 달부터 다음해 6월 30일 까지의 세금이 계산된다. 예를 들어 8월 20일에 영업을 시작한 경우라면 11개월 분의 세금 또는 연간 세금의 11/12가 계산된다.

과세기간 동안 계속하여 영업을 하지 않은 소매업자는 특별세 소인이 발행되었던 과세연 도의 잔여기간에 대한 세금 환급이 되지 않는 다. 그러나 소매업자가 과세 연도 기간 중 어 떤 주류도 판매하지 않았다면 환급받을 수 있 다. 모든 소매업자는 특별세 소인을 영업소에 비치하여 TTB 직원의 감시에 응하여야 한다.

### ○ 사업장소의 변경

세금 소인을 받은 영업소에서 다른 장소로 이전한 모든 소매업자는 이전 후 30일 이내에 주소의 변경을 신고하여야 한다. 소재지의 변경은 새로운 TTB 양식인 5630.5(변경신고서)에 의해 등록되어야 하고 개정을 위하여 세금 소인도 제출하여야 한다. 개정된 소인은 새로운 소재지의 영업주에게 반환된다. 만약 30일이내에 소재지 변경을 등록하지 않는다면 새로운 영업소재지로 새로운 세금이 부과 된다.

- 하나의 소재지에서 영업을 하는 소매업자 : 하나의 장소에서 영업을 행하다가 소재지를 변경한 모든 소매업자는 변경신고서에 새로운 주소와 변경된 주소에서 사업을 시작한 날자 를 표기하여야 한다. 변경신고서와 함께 세금 소인을 함께 TTB 사무소로 우송하여야 한다. 소인은 변경되어 새로운 소재지의 영업 주에게 송부된다.

- 두개 이상의 소재지에서 영업을 하는 소매업자 : 두개 이상의 영업소를 운용하는 모든 소매업자는 각각 특별세가 부과되는데, 영업소 중 하나를 이전하게 되면 주된 영업소의 주소,이름과 더불어 이전된 영업소의사업 개시일자가변경신고서에 표기되어야한다.이와 함께 변경신고서의 별첨으로 새로운소재지의 새로운 주소와 이전의 주소를 표기하여야한다. 또한 소인도함께 제출하는데 갱신된 새로운소인은 주된 사무소로 반송된다.

### ○ 대표자 또는 사업권의 변경

- 사업권의 변경 : 특별세를 납부할 소매업 자가 아닌 어떤 사람이 특별세가 납부된 납세 기간 중 잔여기간에 동일 소재지에서 동일 영 업을 할 권리를 넘겨받은 다음의 사람을 말함.

\*사망한 소매업자의 미망인/홀아비, 자녀, 법정대리인

\*배우자의 사업을 승계한 남편/부인

\*동업자 중 어떤 사람이 사망 또는 사업포기로 남게 되는 동업자. 이 경우 사업권의 보장을 위하여 사업을 계속 영위할 사람은 사업권의 변경사실을 TTB 에 30일 이내에 등록하여야 한다. 등록은 TTB의 새로운 양식5630.5으로 작성하여 기간이 만료되지 않은세금 소인과 함께 신청한다. 갱신된 소인은 사

업 승계자에게 반송될 것이다. 만약 30일 이 내에 등록하지 않으면 승계자는 새로운 세금 과 이자를 납부해야 하고, 사업권을 이양한 날 로 과세기간이 계산되는 벌칙을 받게 된다.

- 대표자의 변경 : 특별세 소인은 원 구매자에 의해 판매 될 수 없으며 상기의 사업권의 변경을 제외하고는 이전될 수 없다. 새로운 대 표자는 새로운 세금 소인을 획득하여야 한다.

### O 다른 업자에게 판매하는 소매업자의 의무사항

소매업자가 증류주나 와인, 맥주를 상기에서 언급한 "제한된 소매업자"이외의 다른 소매업자에게 판매하게 되면 이는 도매행위가된다. 맥주를 취급하는 도매업자의 세금은 연간 500불이다. 증류주의 경우에도 500불이별도로 부과된다. 소매업자가 도매업에 해당하는 영업을 하게 되면 5,000불의 벌금이 부과되며 2년 이하의 징역에 처할 수 있고 이는병과 할 수 있다.

### ○ 20갤런 한도의 주류 판매

법에 따라 소매업자가 한사람에게 한번에 20갤런(75.7 리터)이상의 주류를 판매하게 되면 이는 도매영업으로 간주된다. 따라서 소매업자는 구매하는 사람이 업자가 아님을 확인하고 판매하여야 한다.

### O "행상(Peddling)"에 대한 추가 세금의 부과

소매업자는 특별세 소인을 받은 장소에서만 주류를 판매 할 수 있다. 만약 다른 장소에서 주류를 판매하거나 유통한다면 이는 별도의 영업허가를 받아야 한다. 만약 다른 장소에서 주류의 판매 또는 거래가 이루어지면 별도의 세금이 부과된다.

### ○ 증류주 병의 밀봉

증류주 제조장과 수입업자는 모든 증류주병에 조작을 방지할 수 있는 안전 첨부물이나장치를 해야 한다. 여기에는 위스키, 진, 럼, 브랜디, 보드카 등 모든 증류주에 해당된다. 밀봉은 용기가 일장 개봉되면 파손되어 남지않는 형태여야 한다. 소매업자는 밀봉되지 않았거나 밀봉이 파손된 증류주를 공급받게 되면 이 사실을 TTB에 보고하여야 한다.

### ○ 주류 병의 재충전, 재사용

주류 병의 재충전 또는 재사용 : 모든 소매 업자나 그 종업원은 주류가 담겨 있는 병에 다 른 증류주를 재 충전하거나 다른 증류주 또는 다른 물질(물을 포함함)을 첨가하여 주류 병을 재사용하는 행위가 금지 된다. 이를 위반하면 1,000불 이하의 벌금이나 1년 이하의 징역에 처할 수 있고 이는 병과할 수 있다.

### ㅇ 기록의 유지

모든 소매업자는 장부에 주류 반입 날자와 수량, 구입처, 송장과 청구서의 기록을 갖고 있어야 한다. 또한 20갤런 이상의 주류를 동일한 사람에게 한번에 판매하였을 경우에는 판매 날자, 구매자의 주소와 성명, 판매주류의 종류와 수량, 판매된 증류주의 시리얼번호에 대한 기록을 유지하여야 한다. 본 기록의무 사항을 이행 하지 않으면 10,000불 이하의 벌금 및 5년 이하의 징역에 처해지며, 기타 기록유지에 대한 위반은 1,000불 이하의 징역이나 1년 이하의 징역에 처할 수 있고 병과할 수 있다.

### O TTB 직원의 검사

소매업자의 영업장이나 주류를 보관하는 장소는 TTB 직원에 의한 감시의 대상이 된다. TTB 직원은 알콜관리법에 따라 소매업자의 기록을 검토하고, 세금과 벌금을 부과할 수 있는 권한을 갖고 있다. 또한 특별세를받았을 때 영수증을 발급할 수 있다. 만약 소매업자가 TTB 직원에 의한 압류주류를 빼돌리거나이의 시도가 있을 경우 500불이상의벌금 또는 압류된 주류의 2배에 해당되는 벌금이나 2년 이하의 징역에 처해 질 수 있다. 공무집행을 방해하는 경우에는 5,000불이하의 벌금이나 3년 이하의 징역에 병과될 수있다.

## O 연간 특별세 등록과 신고서 양식 TTB 5630,5의 입수

신고서 양식 TTB 5630.5은 하기의 내국세국에서

입수 할 수 있으며 인터넷http://www.TTB,gov/forms/pdfs/f56305.pdf 에서 다운로드 받을 수 있다.

TTB National Revenue Center, 550 Main Street, Room 8002, Cincinnati. OH 45202. (전화: 800-937-8864)

## 3. 첨부

- O 주류 도매 및 수입업 면허신청을 위한 기본 등록 양식(ATF Form 5100.24)
- "Application for Basic Permit under the Federal Alcohol Administration Act"
- O 주류 소매업 면허신청을 위한 신고양식 (TTB Form 5630.5)
- "Special Tax Registration and Return Alcohol and Tabacco"

## ── 첨부1) 주류 도매 및 수입업 면허신청을 위한 기본등록 양식 ──

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### INSTRUCTIONS

- GENERAL. You must file this application if you want a permit under the Federal Alcohol Administration Act (FAA Act) to engage in the
  - Producing or processing distilled spirits or wine includes for nonindustrial use
  - Importing into the United States, or wholesaling, alcoholic beverages.

Nonindustrial use of distilled spirits or wines includes all beverage purposes or uses in preparing foods or drinks. Wholesaling under the FAA Act means purchasing alcoholic beverages for resale at wholesale. The FAA Act defines alcoholic beverages as distilled spirits, wine, or malt beverages including any fermented cereal beverages which have an alcohol content of not less than 1/2 percent.

- 2. COMPLETING AND FILING THIS APPLICATION.
  - Please type or print and complete all items
  - Write "not applicable" in any item requesting information that does not apply to your business.
  - Items 8 through 11: If this information is on file with TTB, Sßtate "On file under (name and TTB permit or registry number or type of pending application).
  - If you need additional room, use a separate sheet.
  - If your producing or processing operations will be in Puerto Rico, contact the Director, Puerto Rico Operations, for additional requirements.
  - Send this form in duplicate to the appropriate TTB (Alcohol and Tobacco Tax and Trade Bureau ) office.

Location of

Send to:

PUERTO RICO

Carlos Chardon St. Room 670 Hato Rey, PR 00918-1746 787-766-5584

ALL OTHER STATES

550 Main Street, Suite 8002 Cincinnati, OH 45202

1-877-882-3277

- LABEL APPROVALS FOR BOTTLED ALCOHOLIC BEVERAGES. Bottlers, packagers, and importers should have TTB approved label certificates (TTB F 5100.31). A label approval is required to self, ship or deliver for sale or shipment, or to otherwise introduce in interstate or foreign commerce, alcoholic beverages. Also, a label approval allows importers to release specific imported alcoholic beverages from Customs' custody. For label approvals contact TTB, Washington, DC 20220, (202-927-8140). TTB does not approve certificates until you have the appropriate FAA Act basic permit. You can submit draft labels (for example, mockups) to TTB for review before printing the labels. Trade name approval on your FAA Act basic permit does not constitute approval as a brand name for labeling purposes
- 4. SPECIAL TAX. If you operate a distilled spirits plant or bonded wine premises or deal in beer, wine or distilled spirits, file TTB F 5630.5, Special Tax Registration and Return, and pay an annual tax. File TTB F 5630.5 and pay this tax when you start selling, or offer for sale, alcoholic beverages. You do not file this form or pay special tax when your business only involves the importation or sale of fermented cereal beverages which have an alcoholic content of not less than 1/2 percent or where your business is only in Puerto Rico.
- EMPLOYER IDENTIFICATION NUMBER. You need to have this number for your business even if you do not have any employees. To obtain an EIN, file Form SS-4 with the Internal Revenue Service.

### PRIVACY ACT INFORMATION

- AUTHORITY. Solicitation of information on TTB F 5100.24 is made pursuant to 27 U.S.C. Section 204(c). Disclosure of this information by the
  applicant is mandatory if the applicant wishes to obtain a basic permit under the Federal Alcohol Administration Act.
- 2. PURPOSES. To identify the applicant; the location of the premises; and to determine the eligibility of the applicant to obtain a basic permit.
- 3. ROUTINE USES. The information will be used by TTB to make determinations set forth in paragraph 2 above. Where such disclosure is not prohibited. TTB officers may disclose this information to other Federal. State foreign and leal we enforcement and regulatory agency personnel to verify information on the application and for enforcement of the laws of such other agency. The information may be disclosed to the Justice Department if the application appears to be false or misleading. TTB officers may disclose the information to individuals to verify information on the application where such disclosure is not prohibited.
- 4. EFFECTS OF NOT SUPPLYING INFORMATION REQUESTED. TTB may delay or deny the issuance of the FAA Act basic permit where information is not complete or missing
- 5. DISCLOSURE OF EMPLOYER IDENTIFICATION NUMBER AND SOCIAL SECURITY NUMBER. You do not have to supply these numbers. These numbers are used to identify an individual or business. If you do not supply the numbers, your application may be delayed.

### PAPERWORK REDUCTION ACT NOTICE

This request is in accordance with the Paperwork Reduction of 1995. The information collection is used to determine the eligibility of the applicant to engage in certain operations, to determine the location and extent of operations, and to determine whether the operations will be in conformity with Federal laws and regulations. The information requested is required to obtain or retain a benefit and is mandatory by statute (27 U.S.C. 203 and 204 (c)).

The estimated average burden associated with this collection of information is 1 hour and 45 minutes per respondent depending on individual circumstances. Comments concerning the accuracy of this burden estimate and suggestions for reducing this burden should be addressed to Reports Management Officer, Regulations and Procedures Division, Alcohol and Tobacco Tax and Trade Bureau, Washington, DC 20220.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number

TTB F 5100.24 (4/2004)

## 첨부2) 주류 소매업 면허신청을 위한 신고양식

	ALCOH	EPARTMENT OF THE T IOL AND TOBACCO TAX AND L TAX REGISTRATIO ALCOHOL AND TOB	N AND RET					
		tructions on Back Carefully E	lefore Completir		rm)			
I. EMPLOYERIE	SECTI DENTIFICATION NUMBER (Required se	ON I - TAXPAYER IDENTIFYING  2. BUSINESS TELEPH		N .				
instructions) (2. Business relephone number (required see					FOR TTB USE ONLY			
3. NAME (Last, First, Middle) or CORPORATE NAME (If Corporation,					T			
. TRADE NAME					FF			
. THADE NAME					FP		-	
5. MAILING ADDRESS (Street address or P.O. box number)								
						ı		
i. CITY	STATE		ZIP CODE			T		
	ACTUAL LOCATION (	F DIFFERENT THAN ABOVE)				ERIOD COVE		
. PHYSICAL AL	DORESS OF PRINCIPAL PLACE OF BU		)		(only one	tax period pe	r form)	
			,		FROM		inand	
CITY	STATE	ZIP CODE			(mm/dd/yyyy) TO: June 30,(yyyy)			
		SECTION II - TAX COMPU	TATION	-				
TAX CLAS	S DESCRIPTION (FOR ITEMS MARKE	D*, SEE INSTRUCTIONS)	MONTHLY	ANNUAL	LOCATIONS	TAX DUE	CODE	
	(a)		(b)	(c)	(d)	(e)	(f)	
ETAIL EALER	Liquors (Distilled spirits, wine or been	r)	\$20.83 1/3	\$250			11	
Er in Er i	Beer only Liquors (Distilled Spirits, Wine or Bee	art - at large	\$20.83 <sup>1</sup> / <sub>3</sub> \$20.83 <sup>1</sup> / <sub>3</sub>	250 250			12	
	Beer only - at large	or) - at large	\$20.83 1/2	250			16	
HOLESALE	Distilled spirits, wine or beer		\$41.66 2/,	500			31	
EALER	Beer only		\$41.66 <sup>2</sup> / <sub>3</sub>	500			32	
REWER	Regular rate		\$83.33 1/3	1000			41	
	REDUCED rate*		\$41.66 <sup>2</sup> / <sub>3</sub>	500			43*	
IONBEVERAGE NDUSTRIAL	DRAWBACK CLAIMANT		200.00.1/	500			51	
ALCOHOL	User of specially denatured alcohol  Dealer in specially denatured alcohol		\$20.83 <sup>1</sup> / <sub>3</sub> \$20.83 <sup>1</sup> / <sub>3</sub>	250 250			55 56	
	User of tax-free alcohol		\$20.83 1/2	250	<del>                                     </del>		57	
LCOHOL	Proprietor of alcohol fuel plant		\$83.33 1/3	1000	<b></b>		58	
PRODUCERS	Proprietor of alcohol fuel plant - RED	\$41.66 2/3	500			59*		
	Proprietor of distilled spirits plant	\$83.33-1/3	1000			81		
	Proprietor of distilled spirits plant - R	\$41.66 2/3	500			86*		
	Proprietor of bonded wine cellar	\$83.33 1/ <sub>3</sub> \$41.66 <sup>2</sup> / <sub>4</sub>	1000 500			82 87*		
	Proprietor of bonded wine cellar - REDUCED*  Proprietor of bonded wine warehouse		\$83.33 1/2	1000			83	
	Proprietor of bonded wine warehouse	\$41.66 2/3	500			88*		
	Proprietor of taxpaid wine bottling ho	\$83.33 1/3	1000			84		
	Proprietor of taxpaid wine bottling ho	\$41.66 <sup>2</sup> / <sub>3</sub>	500			89*		
OBACCO PRODUCTS	Manufacturer of tobacco products	\$83.33 1/3	1000			91		
NODUC13	Manufacturer of tobacco products - F	\$41.66 2/3	500			95* 92		
	Manufacturer of cigarette papers and tubes  Manufacturer of cigarette papers and tubes - REDUCED*		\$83.33 <sup>1</sup> / <sub>3</sub> \$41.66 <sup>2</sup> / <sub>4</sub>	1000 500	+		96*	
	Proprietor of export warehouse	\$83.33 1/2	1000			93		
	Proprietor of export warehouse - REI	\$41.66 2/3	500			97*		
/RITE YOUR EN O TTB, P.O. BO nder penalties of pe pecified business an	OR MONEY ORDER PAYABLE TO "AL MPLOYER IDENTIFICATION NUMBER X 371962, PITTSBURGH, PA 15250-7: rjury, I declare that the statements in this returnive, id location or, where the return/registration is for m to 7206, with the respect to a declaration under the	ON THE CHECK AND SEND 962. gistration are true and correct to the be ore than one location, it applies only to	est of my knowledge a	rurn and belief; that a locations sp	t this return/registratio	on applies only t	olation of T	
orporation) or impris	de 7206, with the respect to a declaration under the onment for not more than 3 years, or both, with the	e penalities of perjury, is purishable up e costs of prosecution added thereto.	On Curiviciion by a fin	e oi not more	нын ф коо,ооо (\$50)	v,ooo iii ine casi	o or a	
SIGNATURE		TITLE	DATE	ATE				

	SECTION III - BUSINESS RE	GISTRATION
O. OWNERSHIP INFORMATION:	IDUAL OWNER PARTNERSHIP	CORPORATION LLC OTHER (Specify)
(Check One Box Only)  1. OWNERSHIP RESPONSIBILITY: (Read	ш	
ULLNAME	ADDRESS	POSITION
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ULL NAME	ADDRESS	POSITION
022.WW.	ADDITIESO	Todinon
ULL NAME	1000000	200700
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ULL NAME	ADDRESS	POSITION
·		
2. GROSS RECEIPTS less than \$500,	000 (See instructions for reduced rate tax	payers on the attached instruction sheet)
3. NEW BUSINESS (NOTE: RETAILE	RS AND WHOLESALERS SHOW DATE	ALCOHOLIC DATE OF CHANGE (mm, dd, yyyy)
	UCERS, MANUFACTURERS AND USEF	
4. EXISTING BUSINESS WITH CHAN	25 IN:	
. CARTING BOSINESS WITH CHAR	3L IIV.	
(a) NAME/TRADE NAME (Ind	icate)	DATE OF CHANGE (mm, dd, yyyy)
(b) ADDRESS (Indicate)		DATE OF CHANGE (mm, dd, yy)yy
(c) OWNERSHIP (Indicate)		DATE OF CHANGE (mm, dd, yyyy)
(d) EMPLOYER IDENTIFICAT		DATE OF CHANGE (mm, dd, yyyy)
(OLD:	NEW:	)
L ' ( )	OMBER 1	
5. DISCONTINUED BUSINESS		DATE BUSINESS DISCONTINUED (mm, dd, yyyy)
	PAPERWORK REDUCTION	ACT NOTICE
		nation is used to ensure compliance by taxpayers of P.L. 100-647,
echnical Corrections Act of 1988, and the In	ternal Revenue Laws of the United State	es. The information collection is used to determine and collect the
he estimated average burden associated with	n this collection of information is .8 hours   of this burden estimate and succestions f	per respondent or recordkeeper, depending on individual circum- for reducing this burden should be addressed to Reports Managemen
fficer, Regulations and Procedures Division		
n agency may not conduct or sponsor, and a umber.	person is not required to respond to, a co	ollection of information unless it displays a currently valid OMB control
	(SEE ATTACHED INSTRU	ICTION SHEET)

## INSTRUCTION SHEET TTB FORM 5630.5, SPECIAL TAX REGISTRATION AND RETURN ALCOHOL AND TOBACCO

### **GENERAL INSTRUCTIONS**

If you are engaged in one or more of the alcohol or tobacco activities listed on this form, you are required to file this form and pay special occupational tax before beginning business. You may file one return to cover several locations or several types of activity. However, you must submit a separate return for each tax period. The special occupational tax period runs from July 1 through June 30 and payment is due annually by July 1 (except in the case of nonbeverage drawback claimants who must pay special tax before filing claims). If you do not pay on a timely basis, interest will be charged and penalties may be incurred.

If you engage in a taxable activity at more than one location, attach to your return a sheet showing your name, trade name, address and employer identification number and the complete street addresses of all additional locations

As evidence of tax payment, you will be issued a Special Tax Stamp, TTB F 5630 6A for each location and/or business.

The special tax rates listed on this form became effective January 1, 1988. If you were engaged in an alcohol or tobacco related activity prior to this date and did not pay special occupational tax, please contact the TTB National Revenue Center for assistance.

### SECTION I - TAXPAYER IDENTIFYING INFORMATION

Complete Section I, Taxpayer Identifying Information, as specified on the form. Enter the tax period covered by the return in the space provided. Your return must contain a valid EMPLOYER IDENTIFICATION NUMBER (EIN). The EIN is a unique number for business entities issued by the Internal Revenue Service (IRS). You must have an EIN whether you are an individual owner, partnership, corporation, LLC, or a government agency. If you do not have an EIN, contact the Internal Revenue Service immediately to obtain one. While TTB may assign a temporary identification number (beginning with XX) to allow initial processing of a return which lacks an EIN, a tax stamp will not be issued until you have submitted a valid EIN. Do not delay submission of your return and payment past the due date pending receipt of your EIN. If you have not received a number by the time you file this return, write "number applied for" in the space for the number. Submit your EIN by separate correspondence after receipt from the IRS.

### SECTION II - TAX COMPUTATION

To complete Section II, enter the number of locations in CoI. (d) on the appropriate line(s) and multiply by the tax rate, CoI. (c). Insert the tax due in CoI. (e). If you begin operations (except for nonbeverage drawback operations) after the month of July, then you are responsible for paying a prorated amount for the portion of the year you are in business. To compute your taxes, multiply the monthly rate, CoI. (b), by the number of months, treating parts of months as whole months, from the date you commenced operations through June 30. (For example, if you commenced operations on March 14, you would multiply by 4.) Compute the taxes due to reach class and enter the total amount due in the block "Total Tax Due".

### INSTRUCTIONS FOR REDUCED RATE TAXPAYERS

The reduced rates for certain taxpayer classes, indicated with an asterisk ('') in Section II, apply only to those taxpayers whose total gross receipts for your most recent income tax year are less than \$500,000 (not just receipts relating to the activity subject to special occupational tax). However, if you are a member of a controlled group as defined in section 5061(e)(3) of the Internal Revenue Code, you are not eligible for this reduced rate unless the total gross receipts for the entire group are less than \$500,000. If your business is beginning an activity subject to special tax for the first time, you may qualify for a reduced rate in your initial tax year if your gross receipts for the business (or the entire control group, if a member of a control group) were under \$500,000 the previous year. If you are eligible for the reduced rate, check item 12 in Section III and compute your tax using the reduced rate in Section II.

#### SECTION III - BUSINESS REGISTRATION

Please complete the ownership information in Section III. Supply the information specified in Item 11 for each individual owner, partner or responsible person. For a corporation, partnership or association, a responsible person is anyone with the power to control the management policies or buying or selling practices pertaining to alcohol or tobacco. For a corporation, association or similar organization, it also means any person owning 10 percent or more of the outstanding stock in the husiness.

### CHANGES IN OPERATIONS

If there is a change of address or location, TTB F 5630.5 must be completed and submitted within 30 days of the change (90 days for nonbeverage drawback claimants). Return your Special Tax Stamp, TTB F 5630.6A, along with the completed TTB F 5630.5 to: TTB, NRC, 550 Main Street, Suite 8002, Cincinnati, OH 45202 and an amended TTB F 5630.6A will be issued. All taxpayers except retail dealers must also contact the TTB National Revenue Center in order to amend their permit or to obtain a new one.

If special taxpayers do not register these changes within the appropriate time frames, additional tax and interest will be charged and penalties may be incurred. For a change in ownership or control of an activity, consult the TTB National Revenue Center before beginning the activity.

### DEFINITION

A RETAIL DEALER (tax class codes 11, 12, 15, or 16) is anyone who sells or offers for sale, beverage alcohol products to any person other than dealer. Examples of retailers are package stores, restaurants, bars, private clubs, fraternal organizations, grocery stores or supermarkets which sell such beverages.

A RETAIL DEALER AT LARGE is anyone who moves his activity from place to place in different States, such as a circus or carnival.

A WHOLESALE DEALER (tax class codes 31 or 32) is anyone who sells or offers for sale, beverage alcohol products to another dealer. An IMPORTER is liable for tax as a wholesaler if he or she sells beverage alcohol products to other dealers (wholesalers or retailers).

### SIGNING RETURN

This form must be signed by the individual owner, a partner, or, in the case of a corporation, an individual authorized to sign for the corporation.

### MAILING INSTRUCTIONS

Please sign and date the return, make check or money order payable to ALCOHOL AND TOBACCO TAX AND TRADE BUREAU, for the amount in the Total Tax Due block, and MAIL THE FORM ALONG WITH THE PAYMENT TO TTB. P.O. Box 371962. Pittsburgh, PA 15250-7962.

IF YOU NEED FURTHER ASSISTANCE CONTACT ITB NATIONAL REVENUE CENTER AT 1-800-937-8864 OR 513-684-2979 OR

TTBTAXSTAMP@TTB.TREAS.GOV
ADDITIONAL INFORMATION IS ALSO AVAILABLE
AT OUR WEBSITE, WWW.TTB.GOV

SEE IMPORTANT TAXPAYER REMINDER ON THE BACK OF THIS PAGE



TTB F 5630.5 (4/2004)

### **TAXPAYER REMINDER**

This is an annual tax due before starting business and by July 1 each year after that. After your initial payment of this tax, you should receive a "renewal" registration and return each year in the mail, prior to the due date. However, if you do not receive a renewal form, you are still liable for the tax and should contact the TTB National Revenue Center noted in the instructions to obtain a Special (Occupational) Tax Registration and Return.

Your canceled check may be used as evidence of tax payment until you receive your Special Tax Stamp from TTB.

TTB F 5630.5 (4/2004)