

MOTOR FUELS LICENSE BOND

Surety Company Bond
Number _____
Effective Date of
Issuance _____



KNOW ALL MEN BY THESE PRESENTS, That we _____, Name of Principal

_____, Number and Street or Highway, _____, City, _____, State and ZIP Code + 4

as principal, and _____, Name of Surety Company

_____, P.O. Box, Number and Street or Highway, _____, City, _____, State and ZIP Code + 4

as surety, are held and firmly bound unto the Commonwealth of Kentucky in the sum of

_____ Dollars,

for the prompt filing of all reports and the payment of all taxes, penalties and interest, well and truly to be made, we bind ourselves, our heirs, administrators, and assigns firmly by these presents.

The condition of this obligation is such that whereas the principal is now engaged in, or is about to engage in, business as a (check only **one**)

- Gasoline dealer under the provisions of Kentucky Revised Statute Chapter 138
- Special fuels dealer under the provisions of Kentucky Revised Statute Chapter 138
- Liquefied petroleum gas dealer under the provisions of Kentucky Revised Statute Chapter 234
- Motor fuels transporter under the provisions of Kentucky Revised Statute Chapter 138

in the Commonwealth of Kentucky, and as such, will become obligated to the Commonwealth of Kentucky for the collection and payment of the tax, penalties, and interest, as provided by Kentucky Revised Statutes, which sections impose certain duties, obligations and liabilities.

NOW, THEREFORE, if said _____ shall well and truly pay and account

Name of Principal

to the Commonwealth of Kentucky for taxes, penalties and interest as may become due and owing the Commonwealth of Kentucky by said _____ in the amounts and in the manner and at the times required by

Name of Principal

statute, and shall make such monthly reports as are required by statute, and furnish such information as may be required by the Kentucky Department of Revenue, and shall keep and preserve open for inspection by the Department of Revenue such records, papers and files as the department may require and shall fully and faithfully comply with the terms of the law and the regulations issued pursuant thereto, then this obligation shall be void; otherwise to remain in full force and effect. Provided, however, this bond can be terminated by the surety upon written notice to the department, given by certified or registered mail 60 days from the date upon which the surety has lodged with the Kentucky Department of Revenue a written request to be released.

IN WITNESS WHEREOF, We have hereunto set our hands this _____ day of _____, _____.

Principal Name

Surety Name

Signature of Owner, Partner or Corporate Officer

Signature of Surety's Authorized Representative

Signature of Additional Partners

Signature of Surety Company Kentucky Resident Agent

Signature of Additional Partners

Resident Agency Name and Mailing Address

NOW, THEREFORE, upon default on any of the obligations secured by this bond, the principal hereby waives its right to confidentiality under the provisions of Kentucky Revised Statute 131.190 pertaining to any information in the possession of the Kentucky Department of Revenue that relates to the particular default, whereby the Kentucky Department of Revenue is attempting to collect the amount due from the surety company. The principal authorizes the Kentucky Department of Revenue to release to the surety company any information, stated above, necessary to determine the surety company's obligation to pay on behalf of the principal.

IN WITNESS WHEREOF, We have hereunto set our hands this _____ day of _____, _____.

Signature of Owner, Partner or Corporate Officer

INSTRUCTIONS

Section A—General Information

1. Every individual or legal company holding a valid Kentucky motor fuels license must post bond according to the specific type tax activity described in each section below.
 2. Only one bond for each type tax activity may be executed on Form 72A301, Motor Fuels License Bond.
 3. The bond can only be executed by a corporation authorized to do surety business in Kentucky.
 4. Two different type tax activity bonds must be assigned different surety bond numbers by the surety.
 5. The principal's name for the following business organizations must read as follows:
 - (a) **Sole proprietorship.** The name of the principal is the individual owner of the business.
 - (b) **Partnerships.** The name of the principal is the partnership's name. In accordance with the Uniform Partnership Act, when one partner signs the bond document, it binds the partnership.
 - (c) **Corporations.** The name of the principal is the corporate name as chartered and registered with the Kentucky Secretary of State.
 6. All bonds filed on behalf of new license applicants must be submitted with Form 72A300, Tax Registration Application for Motor Fuels License.
 7. Mail all documents to Kentucky Department of Revenue, Motor Fuels Tax Compliance Section, P.O. Box 1303, Station 63, Frankfort, Kentucky 40602-1303.
 8. For additional information, call the Motor Fuels Tax Compliance Section, (502) 564-3853.
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Section B—Gasoline Dealer's License Bond

1. New licenses.
 - (a) Minimum \$5,000, or
 - (b) An estimated three months' gasoline excise tax liability. (This amount is subject to review by the Department of Revenue.)
 2. Replacement bonds. Items 1 and 2 are determined by the Department of Revenue.
 - (a) Minimum \$5,000,
 - (b) A computed three months' gasoline excise tax liability, or
 - (c) A computed two months' gasoline excise tax liability for dealers electing for exemption.
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Section C—Special Fuels Dealer's License Bond

1. New licenses.
 - (a) Minimum \$5,000, or
 - (b) An estimated three months' special fuels tax liability. (This amount is subject to review by the Department of Revenue.)
 2. Replacement bonds. Items 1 and 2 are determined by the Department of Revenue.
 - (a) Minimum \$5,000,
 - (b) A computed three months' special fuels excise tax liability, or
 - (c) A computed two months' special fuels excise tax liability for dealers electing for exemption.
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Section D—Liquefied Petroleum Gas Dealer's License Bond

1. New licenses.
 - (a) Minimum \$500, or
 - (b) An estimated four months' liquefied petroleum gas tax liability, not to exceed \$50,000.
 2. Replacement bonds. Items 1 and 2 are determined by the Department of Revenue.
 - (a) Minimum \$500, or
 - (b) A computed four months' liquefied petroleum gas tax liability, not to exceed \$50,000.
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Section E—Motor Fuels Transporter's License Bond

All new licenses and replacement bonds are executed in an amount of \$5,000.